

WASHOE COUNTY DISTRICT BOARD OF HEALTH MEETING
September 24, 2009

PRESENT: Denis Humphreys, OD, Chairman; Mr. Matt Smith, Vice Chairman; George Furman, MD; Commissioner Kitty Jung (arrived at 1:15pm); Amy Khan, MD; and Councilwoman Julia Ratti (arrived at 1:25pm)

ABSENT: Councilman Dan Gustin

STAFF: Dr. Mary Anderson, District Health Officer; Eileen Coulombe, Administrative Health Services Officer; Andrew Goodrich, Director, Air Quality Management; Dr. Randall Todd, Director, Epi and Public Health Preparedness; Ms. Mary-Ann Brown, Director, Community and Clinical Health Services; Dave McNinch, Acting Director, Environmental Health Services; Patsy Buxton, Fiscal Compliance Officer; Stacey Akurosawa, Administrative Assistant II; Steve Fisher, Department Computer Application Specialist; Jeanne Rucker, Environmental Health Specialist Supervisor; Luke Franklin, Environmental Health Specialist; Doug Coulter, PE, Senior Engineer; Bev Bayan, WIC Program Manager; Jim English, Senior Environmental Health Specialist; Teresa Long, Environmental Health Specialist; Judith Saum, Environmental Health Specialist; Janet Smith, Recording Secretary and Leslie Admirand, Deputy District Attorney

At 1:05pm, Chairman Humphreys called the Washoe County District Board of Health meeting to order, followed by the Pledge of Allegiance led by Ms. Eileen Coulombe, Administrative Health Services Officer.

ROLL CALL

Roll call was taken and a quorum noted. Mrs. Janet Smith, Recording Secretary, advised that Mr. Gustin is excused.

PUBLIC COMMENT

No public comment was presented.

APPROVAL/ADDITIONS – AGENDA – SEPTEMBER 24, 2009

Chairman Humphreys called for approval of the agenda of the Washoe County District Board of Health meeting of September 24, 2009/

**MOTION: Mr. Smith moved, seconded by Dr. Khan, that the District Board of Health agenda for September 24, 2009 meeting be approved as presented.
Motion carried unanimously.**

APPROVAL/ADDITIONS/CORRECTIONS – MINUTES – AUGUST 27, 2009

Chairman Humphreys called for any additions or deletions to the minutes of the District Board of Health meeting of August 27, 2009.

**MOTION: Mr. Smith moved, seconded by Dr. Furman, that the minutes of the August 27, 2009 District Board of Health meeting be approved as received.
Motion carried unanimously.**

RECOGNITIONS

Chairman Humphreys and Dr. Mary Anderson, District Health Officer, presented a Certificate of Recognition to Ms. Judith Saum, a former Environmental Health Specialist for **15 Years-of-Service**, who just recently retired.

Later in the meeting, Chairman Humphreys and Dr. Anderson presented a Certificate of Recognition to Ms. Mary-Ann Brown, Director, Community and Clinical Health Services, from the Division of Health Sciences – Orvis School of Nursing for the Health District's "Support to Educate Student Nurses".

CONSENT AGENDA – BUDGET AMENDMENTS/INTERLOCAL AGREEMENTS

The Board was advised that Staff recommends **approval** of the **Notice of Grant Award** from the **Nevada Department of Health and Human Services Grants Management Unit**, in the amount of **\$223,286** in support of the **Statewide Child Abuse Public Awareness Campaign**, for the period of July 1, 2009 through June 30, 2010; and **approval** of the **amendments totaling an increase of \$122,215.06** in both revenue and expenses to the adopted FY 10 **Child Abuse**

Prevention Outreach and Marketing Grant Program, IO 104010 to bring the adopted budget into alignment with the grant.

**MOTION: Mr. Smith moved, seconded by Dr. Furman, that the Notice of Grant Award in support of the Statewide Child Abuse Public Awareness Campaign, with the corresponding budget amendment to the FY 10 Child Abuse Prevention Outreach and Marketing Grant Program IO 10410, be approved as outlined with the Chairman authorized to execute on behalf of the Board.
Motion carried unanimously.**

REGIONAL EMERGENCY MEDICAL SERVICES AUTHORITY

A. Review and Acceptance of the Operational and Financial Report – August 2009

Mr. Jim Gubbels, Vice President of REMSA, advised that the Board members have been provided with a copy of the August 2009 Operations and Financial Report; that the emergency response time for life-threatening calls in August 2009 was 92% and 95% for non-life threatening calls, with an overall average response time of six minutes and four seconds (6:04); and an overall average travel time of four minutes and fifty-four seconds (4:54). Mr. Gubbels advised that the monthly average bill for air ambulance service for August 2009 was \$6,636, with a year-to-date average of \$7,350. Mr. Gubbels advised that last month the Board noted the increase in the monthly average bill for Care Flight; that the increase is "due to a lot of the flights being further out, which increased it above the average bill; however, it is currently decreasing; that REMSA will continue to monitor this. Mr. Gubbels advised that the monthly average bill for ground ambulance service for August was \$944, with a year-to-date average of \$944.

**MOTION: Dr. Khan moved, seconded by Mr. Smith, that the REMSA Operation and Financial Report for August 2009 be accepted as presented.
Motion carried unanimously.**

B. Update of REMSA's Community Activities Since August 2009

Mr. Gubbels advised that REMSA is preparing for the influenza season, conducting weekly meetings and discussing the feasibility of "turning the FirstWatch system back-on"; that REMSA remains in "close contact" with Dr. Todd regarding seasonal and H1N1 updates. Mr. Gubbels advised that certain responses to "chief complaints" will result in dispatch staff "asking additional questions", specific to "anything to do with severe respiratory infections"; that affirmative responses will 'trigger' alerts to possible trends within the community. Mr. Gubbels stated REMSA will also work in cooperation with the fire departments to alert first responders and the hospitals should a 'trigger' indicate any type of trend(s) in the community.

Mr. Gubbels stated that REMSA will be meeting with the hospitals through the ED (Emergency Department) Consortium to discuss "surge capacity" for "these types of patients and CMS, which is Medicare and Medicaid." Mr. Gubbels advised that Medicare and Medicaid have guidelines allowing hospitals to utilize alternate treatment locations, "which are still on their campus"; therefore, not all the patients with influenza-like symptoms would have to be treated in the Emergency Department. Mr. Gubbels advised that REMSA will be working in conjunction with the hospitals to ensure "there is not the back-up delay in the Emergency Departments for patients with influenza-like illness."

In response to Chairman Humphreys regarding the special events season, Mr. Gubbels advised that the special events season for REMSA begins in July and doesn't end until "after Street Vibrations" at the end of September. Mr. Gubbels advised beginning the end of August through the end of September; REMSA personnel are on-site at Burning Man, the Rib Cook-Off, the Balloon Races, the Air Races and then ending with Street Vibrations. Mr. Gubbels advised that maintaining response compliance while providing services at the special events can be challenging.

The Board thanked Mr. Gubbels for the update.

REVIEW – ACCEPTANCE – MONTHLY PUBLIC HEALTH FUND REVENUE & EXPENDITURE – AUGUST 2009

Ms. Eileen Coulombe, Administrative Health Services Officer, advised that the Board members have been provided with a copy of the Health Fund Revenue and Expenditure Report for the month of August 2009. Ms. Coulombe reviewed the Report and advised that Staff recommends the Board accept the Report as presented.

Ms. Coulombe advised that in response to Mr. Gustin's question last month regarding the equipment (non-capital), which was at 56%; that the capitalization threshold for budget is \$10,000 and \$5,000 for grants. Ms. Coulombe advised that Staff reviewed both the capital and the non-capital expenditures; that the appropriations for the non-capital items are in "the capital line item"; therefore, in the budget, "if there is excess capital authority it is allowable to utilize for operating non-capital authority; however, it is not allowable to do the reverse." Ms. Coulombe advised that it is necessary to have the capital authority in the budget prior to making a capital purchase. Ms. Coulombe advised that combining capital and non-capital the total would be approximately 39%; that in Administration there was "some non-capital purchases of monitors for work stations, identified by Risk Management for an employee, and an access software license." Ms. Coulombe

advised that Air Quality purchased software licenses for Acrobat for the "monitoring and compliance" at a cost of approximately \$1,674.97." Ms. Coulombe advised that neither CCHS nor Environmental had any capital or non-capital purchases at this time; that Epidemiology and Public Health Preparedness (EPHP) purchased approximately \$111,600 in non-capital expenditures (i.e., stretchers for the hospitals, masks, work stations for Public Health Investigators (PHIs); and a work station for the new Hospital Liaison position). Ms. Coulombe stated that EPHP had a capital purchase of a 'walk-in freezer' and tents.

Ms. Coulombe stated that the capital and non-capital purchases together are at 39% "and are tracking."

**MOTION: Ms. Jung moved, seconded by Dr. Furman, that the District Health Department's Revenue and Expenditure Report for August 2009 be accepted as presented.
Motion carried unanimously.**

ACCEPTANCE – WASHOE COUNTY HEALTH DISTRICT EMPLOYEE POLICY MANUAL – FISCAL YEAR 2010

Ms. Stacey Akurosawa, Administrative Assistant II, advised that the Board members have been provided with a draft copy of the revised Washoe County Health District Employee Policy Manual, dated September 24, 2010 (a copy of which was placed on file for the record). Ms. Akurosawa advised that, per the Interlocal Agreement the District Board of Health shall adopt written policies and procedures for administering the Board and maintaining its program, projects, and activities. Ms. Akurosawa advised that, in accordance with the Interlocal Agreement, employees of the Health District are employed through the Washoe County Merit Personnel Ordinance, with personnel issues being regulated by the Ordinances applicable to Washoe County employees.

Ms. Akurosawa advised that a comprehensive review of the Health District Employee Manual began in 2001, in an effort to address outdated policies. Ms. Akurosawa advised that any policies in the Policy Manual, which were duplicative of adopted Washoe County Human Resources Policies, have been deleted. Ms. Akurosawa advised Appendix A provides a list of the Washoe County Human Resources Policy, Procedures, and Forms (as of October 15, 2009).

Ms. Akurosawa advised that Staff recommends the District Board of Health accept the Washoe County Health District Employee Policy Manual, updated for Fiscal Year 2010, as presented; that upon acceptance, the Health District Employee Policy Manual will be posted on the Health Department's intranet page, which will provide links to all of the Washoe County Human Resources

policies. Ms. Akurosawa advised that this will allow Staff to “keep the Policy Manual current, while allowing access to the most current version of the Policy at all times; that it assists the County’s efforts to ‘go green’, as the Policy Manual will not be printed out for every employee.”

Ms. Akurosawa advised that, as new policies pertaining to employees are presented to the District Board, Staff will recommend those policies be accepted “on an on-going basis” to ensure the Policy Manual is updated. Ms. Akurosawa advised that Staff will conduct an annual comprehensive review of the Health District’s Employee Policy Manual.

Ms. Akurosawa stated that “there were a lot of people who worked long and hard on the revisions to the Employee Policy Manual; that she would thank everyone for their assistance in the process.”

In response to Dr. Khan regarding “Health District” replacing “District Health Department”, Ms. Akurosawa advised that “the Health District is the legal name”; that during the years the Health District became known as the “District Health Department.” Ms. Akurosawa stated that Staff is in the process of standardizing all the stationary, the logo, etc., to ensure “Health District” is the standard for everything.

Dr. Khan commended Ms. Akurosawa and Staff for accomplishing the revisions to the Employee Policy Manual.

Chairman Humphreys stated that he, too, would commend Ms. Akurosawa and Staff for completing the revisions to the Employee Policy Manual. Chairman Humphreys questioned Staff working in conjunction with Washoe County Human Resources in revising the Employee Policy Manual. In response to Chairman Humphreys, Ms. Akurosawa advised that Staff worked in cooperation with Ms. Patricia Knight and Mr. Jim German, Washoe County Human Resources, as the “subject matter experts on specific policies.” Ms. Akurosawa advised that Ms. Leslie Admirand, Deputy District Attorney and legal counsel for the Health District, assisted Staff in reviewing “several versions” of the proposed revised manual. Ms. Akurosawa advised that the Deputy District Attorney representing Human Resources also reviewed the final draft of the Policy.

**MOTION: Dr. Khan moved, seconded by Mr. Smith, that the Washoe County Health District Employee Policy Manual, dated September 24, 2009, for Fiscal Year 2010, be accepted as presented.
Motion carried unanimously.**

UPDATED REPORT – ILLEGAL FOOD VENDORS – POSSIBLE DIRECTION TO STAFF

Chairman Humphreys stated that the update on illegal food vendors has been continued to the Board's meeting on October 22, 2009.

APPEAL – STAFF'S ENFORCEMENT ACTION (CASE NO. CM09000684) – MR STRUFFERT – OLD WASHOE ESTATES (PRESENTED TO THE BOARD JULY 23, 2009) – DIRECTION TO STAFF

Ms. Jeanne Rucker, Environmental Health Specialist Supervisor, Program Manager for the Solid Waste Program, advised that in response to a complaint received from Mr. Jim Martin, resident of Old Washoe Estates, regarding the alleged illegal dumping of landscaping material by a construction company onto common ground of the Old Washoe Estates (OWE) property, Mr. Luke Franklin, Environmental Health Specialist, forwarded a letter of notification, dated July 16, 2009, to the OWE Homeowners Association. Ms. Rucker stated Mr. Franklin advised the Home Owners Association "that such activity was a violation of the Washoe County District Board of Health Regulations Governing Solid Waste Management", specifically Section 040.005 (General), which stipulates: "Solid waste storage must not:

- A. Cause a health hazard.
- B. Attract or propagate vectors, vermin or pests.
- C. Create unpleasant odors.
- D. Create a nuisance."

Ms. Rucker stated that further, Mr. Franklin advised the Home Owners Association such action was in violation of Section 090.180 (Fill), which stipulates:

"No person may place or deposit or cause to be placed or deposited any material of any nature for use as a fill, in or upon any parcel of land, public or private, located within Washoe County Health District, unless said person has received a valid permit for establishing a fill from the appropriate local regulatory authority."

Ms. Rucker advised that the Regulations define solid waste as:

"Solid waste means garbage, refuse, sludge from a waste treatment plant, water supply treatment plant, or air pollution control facility. Other discarded material including solid, liquid, semi-solid, or contained gaseous material resulting from industrial, commercial, mining, and agricultural operations. Waste materials from community activities including,

but not limited to, garbage, rubbish, junk vehicles, ashes or incinerator residue, street refuse, dead animals, demolition waste, construction waste, solid or semi-solid commercial and industrial waste, and hazardous waste, including explosives, pathological waste, chemical waste and herbicide or pesticide waste."

Ms. Rucker advised that, with the exclusion of hazardous waste, solid waste is similarly defined in the *Nevada Revised Statutes* (NRS).

Ms. Rucker stated that Mr. Franklin's letter of July 16, 2009, advised the OWE Home Owners Association that the OWE had seven (7) days after receipt of the letter to comply with the order to remove the material and abate the violation. Ms. Rucker stated that on July 20, 2009, Mr. Franklin met with Ms. Rhonda Freih and Mr. Hans Struffert of the Home Owners Association, on-site of the alleged dumping to discuss the complaint and the requirements of the Regulations. Ms. Rucker stated Mr. Franklin advised both individuals that "dumping of sod is not considered composting, and if discarded is considered solid waste; that it was a violation of the Regulations and the landscape material would have to be removed, in compliance with Staff's directive; that Mr. Franklin further advised them to notify the contractor to explain the problem.

Ms. Rucker stated on July 21, 2009, Mr. Franklin forwarded a follow-up letter to the OWE Home Owners Association, advising that "dumping of landscape material onto the common area of Old Washoe Estates and using it for fill material was a violation of Sections 040.005 and 090.180 of the District Board of Health Regulations Governing Solid Waste. Ms. Rucker stated that Mr. Franklin allowed fourteen (14) days within receipt of the letter to comply with the abatement order; that Mr. Franklin verified that Ms. Freih received the letter on July 24, 2009; therefore, OWE Home Owners Association would have had to achieve compliance by August 7, 2009.

Ms. Rucker advised that on July 23, 2009, during public comment, Mr. Struffert, presented both verbal and written comment to the Board of Health, requested the Board review the alleged violation(s), requesting that the Board rescind Staff's order for abatement 'as the regulations were not applicable in this situation.' Ms. Rucker stated that on July 27, 2009, Mr. Franklin was contacted by Mr. Martin, the complainant, advising that trucks were grinding the water material into the ground. Ms. Rucker stated that on August 4, 2009, Staff was advised by Ms. Admirand, legal counsel, that Mr. Struffert's letter should be considered an appeal of Staff's enforcement action; and that all further enforcement action should be held in abeyance until such time as the appellant could present his appeal to the Board of Health.

Ms. Rucker advised it has been the policy and practice of the Health District that discarded landscape materials is classified as solid waste. Ms. Rucker advised there is a common

misconception that this material is biodegradable and therefore, not solid waste; however, tree trimmings, sod, weeds, grass clippings, etc. are frequently dumped illegally and become the genesis of an illegal dump site. Ms. Rucker advised that Staff has issued Citations to landscapers, who have dumped materials on their own property rather than dispose of it properly; therefore, it is the consensus of Staff that the Regulations Governing Solid Waste Management are applicable in this case.

Ms. Rucker stated that Staff has provided the Board members with two (2) maps of the subject area; and eighteen (18) photographs of the areas of the alleged violations, with a cover memo which provides a description of the locations of each photograph (copies of which were placed on file for the record). Ms. Rucker advised that these photographs are "contrary to what the Board members were provided by Mr. Struffert at the July 23, 2009 meeting"; that the photograph presented by Mr. Struffert "clearly underestimated the scope of the problem." Ms. Rucker presented photographs, which were provided to Staff by Mr. and Mrs. Greg and Kate Park, with the dates and times noted on the photographs, with their notarized affidavit dated August 9, 2009, (copies of which were placed on file for the record) of the subject areas in which the sod was dumped.

Ms. Rucker stated that, as depicted in the photographs, the materials were dumped and subsequently 'spread-out'. Ms. Rucker stated that she received a call from one of the complainants immediately prior to the Board's August meeting, as these individuals were quite concerned regarding the delay in hearing this case as "the material would continue to degrade if action wasn't taken rapidly."

Ms. Rucker stated that Staff recommends the Board deny the appeal of Mr. Struffert, upholding the Notice of Violation. Ms. Rucker stated that Staff's original recommendation was to require the OWE Home Owners Association to remove the dumped landscape waste; however, due to the current status of the areas, Staff would recommend the OWE Home Owners Association "be required to restore the area to its original state." Ms. Rucker stated that this could require "placing seed from native grasses or shrubbery", which "would be a better method to address the problem rather than attempting to have a front loader dig out the sod that has now been ground-down."

In response to Ms. Jung regarding the County having "formal projects for compost pile(s)", Ms. Rucker advised that there currently is a private permitted composting operation; however, it is located at the Donovan Pit off of the Pyramid Lake Highway. Ms. Rucker stated that the EHS Division has received a number of inquiries from private companies regarding composting site; that there has been an effort by the Golden Valley Home Owners Association to develop a plan; however, Staff has not yet received any proposal. In response to Ms. Jung regarding Staff's

recommendation that the property be returned to "its natural state", Ms. Rucker stated that Staff would require a range specialist, who would "know what the specific native plants are" for the area, as Old Washoe Estates is an area of high ground water. Ms. Rucker stated that "the botany of the Great Basin varies; therefore, in areas such as Old Washoe Estates there may be a lot of grassy vegetation and shrubbery versus other areas where it may be primarily sagebrush"; therefore, Staff would require "someone who would have knowledge of that and could identify what should be replanted." In response to Dr. Khan regarding the "material being ground in", Ms. Rucker stated that heavy equipment was utilized to "run over the top" of the material.

Ms. Rucker advised that there residents of the area present, who have requested permission to speak to this issue.

Mr. Hans Struffert, representing the Old Washoe Estates Home Owners Association, stated that approximately two (2) months ago he requested the Board of Health rescind the Health District's directive that "solid waste" be removed. Mr. Struffert stated that the "solid waste" is sod that "was moved a couple hundred yards and spread thinly over a portion of common area in Old Washoe Estates (OWE) in order to make room for drought resistant native vegetation." Mr. Struffert advised that OWE is located at the north end of Washoe Valley, which was previously an industrial area with a population of approximately 8,000. Mr. Struffert stated that the area in question "is not a pristine nature reserve"; that the area contains "old square nails, bottles, metal utensils, tools and trash." Mr. Struffert stated that in 1970 the developer prepared asphalt bridle paths, and a network of pedestrian walks, which have deteriorated and have not been maintained (as noted in attachments A and B – copies of which were placed on file for the record).

Mr. Struffert stated that in July 2009, the OWE Home Owners Association began an upgrade to the landscaping at the entrance of the property; that a portion of the project consisted of replacement of the high water usage lawn with native drought resistant shrubbery. Mr. Struffert stated that the old sod that was removed was determined to be organic material and "well suited to become part of an existing 15 acre common area." Mr. Struffert stated that the OWE Home Owners Association "exercised due diligence" in contacting the Building Department to determine "if permits were needed and were advised that none were required." Mr. Struffert stated the OWE did not anticipate the Health Department "becoming involved in a landscaping project"; that the OWE was served notice on July 23, 2009, to remove the solid waste sod. Mr. Struffert stated that the photograph, attachment C (a copy of which was placed on file) depicts the "typical location and condition of the sod. Mr. Struffert stated that utilizing heavy equipment to remove this material will cause "irreparable damage to the soil and vegetation"; that photographs D and E (copies of which were placed on file for the record) depict that "the so-called solid waste seems to have acted as a fertilizer and has supported healthy new growth of native grasses; that the photographs clearly show the more healthy vegetation in the area of the overlay than outside of it." Mr. Struffert stated

that he acknowledges the Health District can require the sod "and new growth" be removed; however, he would request the District Board "make an exception and permit that the material be allowed" to remain and "support continued growth."

Mr. Chuck Laking, resident of Old Washoe Estates, stated that he totally supports Staff's recommendation to deny the appeal of Mr. Struffert. Mr. Laking stated that the soil, which was dumped in the common areas by the Home Owners Association "is not the innocuous, harmless, benevolent" material as is being presented. Mr. Laking advised that the sod was from the entrance to the "neighborhood, which is immediately adjacent to Highway 395"; that upon inspecting the sod material, after it was dumped, residents have "found all types of debris in it, including, plastic pipes, discarded feminine hygiene products, etc." Mr. Laking stated that he is further concerned the dumped sod will result in the growth of noxious weeds. Mr. Laking stated that after the complaint was filed and the Notice of Violation issued by the Health Department, the sod and soil "was then spread about and was driven over by heavy equipment, which shouldn't have been in the area." Mr. Laking advised that this area has been identified as "wetlands and is under water during high water times." Mr. Laking stated that the "dumping was unconscionable"; that "the administration of the OWE Home Owners Association, after the Citation was issued, then pushed the sod around and ground it into the ground and compacted it is reprehensible." Mr. Laking stated that, as a resident and member of the Association, he will "bear the brunt of the financial costs for the remediation of the area; however, he still favors it being done; that the soil/sod is "disposable refuse and needs to be removed." Mr. Laking stated that there is grass "growing-up through it" currently; however, there will probably be weeds growing up through it, which were "brought in from that front area and were not in this area prior to now." Mr. Laking reiterated that he supports the Board upholding Staff's recommendation to deny the appeal.

Mr. Greg Park, resident of Old Washoe Estates, stated that he totally concurs with Mr. Laking's testimony and "adamantly disagrees with Mr. Struffert" as to what was being attempted; that he has correspondence from the Management Company, which indicates the sod was dumped "to save money – it was not to remediate the area." Mr. Park stated that he, his wife and a number of the neighbors utilize these areas, which were "active walking trails and were utilized daily." Mr. Park stated that he did take the additional photographs presented by Staff; that he does not "think it was just sod and dirt that was dumped"; that "there was a lot of refuse in there; that they are going to have a lot of trouble with noxious weeds in the future." Mr. Park stated that this area "was pristine; that there wasn't a noxious weed in it; that it was definitely meadow area, as can be seen in the photographs he took; that these are the areas on which the sod and waste material was dumped." Mr. Park stated that the day after he took the photographs the material and sod "was spread out and compacted with a piece of heavy equipment; that the area (depicted in the photographs) is no longer there, it is covered in waste and compacted." Mr. Park stated "in his opinion it will never be able to be returned to the state it was previous to the dumping."

Mr. Jim Martin, resident of Old Washoe Estates and the complainant, advised the first dump truck was within "50 yards of his home"; that he immediately advised the landscaper and driver that they did not have authorization to enter the common area, as the CC&Rs prohibit that." Mr. Martin stated that he contacted two (2) Association Board members and advised them that the activities were illegal and in violation of the CC&Rs and "had to be stopped"; that "all of this was at the beginning of this project." Mr. Martin stated he was advised by those Board members that "they would review it"; that he indicated to the Association Board members "he would not contact the Health Department if the work was stopped and the material removed." Mr. Martin stated that when he returned home four (4) days later approximately "fifty (50) dump truck loads of material had been dumped in four (4) separate areas"; that he immediately contacted Mr. Struffert to advise him "not to distribute the material around, to leave it in piles for easy removal, and that he (Mr. Martin) would be reporting it to the District Health Department." Mr. Martin stated that "the next morning" there was heavy equipment on-site "distributing the material throughout the area, further destroying the common area." Mr. Martin stated he had requested that the dumping be stopped until such time as the Health Department had investigated "the situation and provided advice"; that he spoke to the individuals 'spreading the dirt and advised them that what they were doing was illegal, who told him 'they didn't care they had a contract'." Mr. Martin stated that having worked in the construction industry, he is aware of what is required to "deal with construction debris; that the removal of debris has to be dealt with and costs money; that the Association Board members told him 'they were simply saving money'." Mr. Martin stated that he advised the Association Board members that this was part of the project for the landscaping and it would be necessary to spend the money. Mr. Martin stated that this area "is a disaster; that it is not benign material as there are large roots, glass, asphalt, and a number of other things in this; that he won't allow his wife to walk on it."

Mr. Douglas Van Treeck, resident of Old Washoe Estates, advised most of the dirt that was moved is located on the property "just to the north" of his property; that when the project began "it did look ugly about half way through." Mr. Van Treeck stated that once the material "had been spread around it was not a significant problem; that the marsh grass, which is a common plant "is coming up through the dirt without any help in spite of there being practically no rain." Mr. Van Treeck stated that neither Mr. Laking nor Mr. Martin attended "at least half a dozen of the Board meetings where this issue was being planned for the landscaper." Mr. Van Treeck stated that in regard to remediation, planting native vegetation there "is a fine idea; that there is nothing wrong with it, except that the public land, immediately across the fence from this property is infested with 'white top' which the County or the State has ignored for years." Mr. Van Treeck stated that "if there are going to be weed problems there it will probably be blowing in from the public lands whatever planting is done."

In response to Dr. Khan regarding landscapers being aware this material is solid waste and would have to be disposed of properly, Ms. Rucker stated that this is common knowledge among

landscapers; that this type of material would be transferred to the landfill, which would be disposed of in the C&D (construction waste and debris) cell or disposed of at the transfer station. Ms. Rucker stated it is common in both the landscaping and construction industry that removal of sod, irrigation piping, etc. is classified as solid waste and must be disposed of accordingly. In response to Dr. Khan regarding "typically utilizing this type of material" as fill, Ms. Rucker stated that the landscape company would be required to contact the Health District to receive approval prior to utilizing the material as fill."

In response to Ms. Ratti regarding Old Washoe Estates utilizing a licensed landscaper to perform this work, Ms. Rucker stated that Earl Games Construction, which is a licensed construction company, performed the work.

Mr. Smith stated that "usually, developers will place stripping in the area and then four (4) inches of topsoil down, which keeps the weeds out and then plant vegetation." Mr. Smith stated that there is a seed mix, which the City of Reno and Washoe County would require to be planted; therefore, he would question if "removing this material is a solution."

In response to Mr. Smith, Ms. Rucker stated that placing four (4) inches of top soil and then planting native vegetation would "probably help restore the area to what it was prior to the dumping of the sod." Ms. Rucker advised she cannot state that grasses, which are growing in the material, as depicted in the photographs provided by Mr. Struffert, are "native grasses; that it may be grasses from the sod that are growing." Ms. Rucker stated that the common area was previously "in a more natural state; that the sod was dumped, with the Home Owners Association being advised to discontinue the dumping, by other residents and Health District Staff and to remove it, when it would have been easily removed." Ms. Rucker stated that after being directed to remove it, the material was spread out and compacted; that to remediate the area would include scarifying the surface, distribute topsoil (or some soil mix suitable for restoration purposes) and then plant native seedlings.

In response to Ms. Ratti regarding the area in which the sod was dumped, Ms. Rucker stated that the sod was removed from the entrance to Old Washoe Estates to allow for the installation of rocking and drought resistant shrubbery to diminish the high water usage. Ms. Rucker stated that the sod debris was then dumped in the common areas, which had been in a more natural state; that those areas were not part of any development plan.

Ms. Marie-Elena Van Treeck, resident of Old Washoe Estates and Home Owners Association Board member, stated the natural condition of the land "has been the spread of fill across the

whole area." Ms. Van Treeck stated that there is debris throughout the area; that in her yard she has dug-up brick pieces, pieces of glass and metal and other items. Ms. Van Treeck stated that "the natural condition is whatever has blown in as weeds over the last thirty (30) years and is mostly sagebrush, rabbit brush, some willows and whatever kinds of weeds were around." Ms. Van Treeck stated that a horticulturalist from the Extension Service conducted an on-site inspection of the common area and advised that "she did not find anything unusual." Ms. Van Treeck stated that there is 'white top' in the area; that they have had the County spray on their property "through the fence, which is the only way to spray the property surrounding Little Washoe Lake." Ms. Van Treeck stated the "material they brought in is the only part of the property that has been regularly treated for weeds as it was lawn" at the entrance of the area; that the common area, which "looked like a nice meadow" was only created by the immediate neighbor "because he was illegally mowing it." Ms. Van Treeck stated that there were no regulations regarding the common area and who was responsible for the treatment of that area or "who did what in it"; that the decision was made to keep it mowed. Ms. Van Treeck stated that she finds broken glass in her own yard; that children in the area have "dug pits for dirt biking, which is illegal; that there are all types of activities occurring in the area." Ms. Van Treeck stated that "her lot faces the common area; that they bought it for that reason – for the open space"; that this area is not pristine; that there are weeds all over the area; that there "were no paths back in this area."

Ms. Ratti stated there was a Citation issued with a directive "not to do any more and to remove the piles and that directive was ignored"; therefore, she would support denying the appeal. Ms. Ratti stated she would request recommendations of Staff as to the appropriate remediation of this action. Ms. Ratti stated that ignoring the Citation was "somewhat flagrant"; that the area 'may not have been pristine; however, it was at a higher quality and at a level the residents were enjoying as a common area before' the dumping occurred. Ms. Ratti stated that, being unfamiliar with the native vegetation of this area, she would accept Staff's recommendation of requiring someone with a professional background providing guidance to remediate this problem, without creating additional problems. Ms. Ratti stated that she would support denying the appeal and recommendations as to the appropriate remediation.

In response to Ms. Jung regarding Staff monitoring the appropriate remediation without further review by the Board, Ms. Rucker advised that the Board's options are to uphold or deny Mr. Struffert's appeal. Ms. Rucker stated that should the Board deny the appeal, Staff will work in conjunction with the Old Washoe Estates Home Owners Association to determine the appropriate solution for remediation; that an expert will be able to provide direction as to the type of vegetation that is native to this area.

Ms. Jung stated that this situation could have been avoided had the Home Owners Association contracted hired a reputable landscaper, who would have been aware of the proper methods of

disposal of this material. Ms. Jung stated she concurs that hiring a professional with knowledge of what is native to this area is appropriate.

Mr. Smith stated that he, too, has objections to the Home Owners Association continuing work when a Citation was issued; that he further concurs that removing the debris is no longer an option; that the area "needs to be cleaned-up, with topsoil distributed over it." Mr. Smith stated that the County has seed specifications for this area; that he would recommend the Home Owners Association comply with these requirements.

**MOTION: Ms. Ratti moved, seconded by Ms. Jung, that the appeal of Mr. Hans Struffert, representing the Home Owners Association for Old Washoe Estates, be denied; that the Association contract with a professional landscape specialist to develop a plan to restore the subject common areas to the pre-dumped state, utilizing topsoil and native grasses and seeds identified to be endemic to Old Washoe Estates.
Motion carried unanimously.**

PRESENTATION – AMERICAN RED CROSS – “SCRUBBY BEAR PROGRAM”

Ms. Stephanie Leff, Director of Community Education and Preparedness, American Red Cross, advised the Board that the American Red Cross' "*Scrubby Bear Program*" is an interactive program, which is presented to school age children throughout the community to educate children as to the proper hand washing methods. Ms. Leff stated that, as a community, everyone is "very aware of the H1N1 pandemic" that is occurring; that the American Red Cross has excellent programs to teach children how to prevent transmission of the flu, primarily through 'proper hand washing'; that the American Red Cross also has 'pandemic prevention education for adults.' Ms. Leff stated that children, who are taught the proper hand-washing techniques, "can and do teach their parents"; that the program teaches children that proper hand washing also prevents the transmission of colds and other illnesses. Ms. Leff provided an overview of the "Scrubby Bear Program", advising that she presents an eight (8) minute video to the children and then "leads the children in interactive hand-washing activity the *Scrubby Bear* way."

Ms. Leff presented a handout "*Preparing for a Swine Flu (H1N1) Pandemic – Coping and Emotional Well-Being*" (a copy of which was placed on file for the record). Ms. Leff led the Board members and audience in the "interactive *Scrubby Bear* method for proper hand washing and taking the pledge.

Ms. Leff stated she was present at the '*Day for Kids Event – Clean Hands Month*' that was held in Ardmore Park in Sparks in which the Health Department participated; that she has conferred with Mr. Bryan Wagner, Senior Environmental Health Specialist, regarding partnering on future events.

The Board thanked Ms. Leff for her presentation.

DISCUSSION – POSSIBLE AGENDA ITEMS – DISTRICT BOARD OF HEALTH 2009
STRATEGIC PLANNING SESSION – POSSIBLE DIRECTION TO STAFF

Chairman Humphreys stated that the Board's Strategic Planning Session is scheduled for Thursday, October 8, 2009, at the Brick House at Bartley Ranch, 6000 Bartley Ranch Road, beginning at 9:00am. Chairman Humphreys asked for items the Board members would request to be listed on the Strategic Planning agenda.

Dr. Furman stated that the County has recently adopted an "Administrative Enforcement Ordinance" to address nuisances; that a Section of the Ordinance requires "cooperation among departments", which could affect "the economics of the Health Department." Dr. Furman advised that he has concerns regarding the financial implications this may have upon the Health District; therefore, he would request the Divisions present information specific to any concerns and what the financial impact may be to the Department.

Ms. Jung stated that she would request discussion as to a strategic plan as a District Board of Health to educate Waste Management specific to "mandatory recycling." Ms. Jung stated that she would request information from the financial team specific to how each program budget is funded.

In response to Ms. Jung, Ms. Eileen Coulombe, Administrative Health Services Officer, advised that she will provide the Board members with the budgetary per capita information during the Strategic Planning Session. Ms. Coulombe stated that Staff will provide the Board members "the sort" to which Ms. Jung referred; that Staff will present the sort based upon the contribution of the General Fund. Ms. Coulombe advised that in the indirect cost report there is a "two line summary by program"; that Staff will prepare a reference document of this information.

Dr. Khan stated that she would request a discussion specific to "how the Health District is working with community partners." Dr. Khan stated that with the anticipated continuation of the "economic downturn" with the increasing numbers of individuals who are "underinsured or uninsured" it is

necessary to "clarify what is strategic in the Department's relationship with the community providers." Dr. Khan stated with the economy it is necessary to determine "where the Department needs to be prioritizing and building relationships"; therefore, "a discussion of these priorities would be helpful."

In response to Mr. Smith regarding the newspaper reporting "that Washoe County is going to have to do some more reductions", Ms. Jung advised that article in the newspaper was "misinformation"; that the County "does not foresee having to make further reductions at this time." Ms. Jung advised that she will forward the recent email from Ms. Simon, Washoe County Manager, which was distributed to all County employees "explaining how erroneous that article really was." Ms. Jung stated that the County "over projected the length of time and severity of the economic downturn."

In response to Mr. Smith regarding "how much the County" has to forfeit to the State, Ms. Jung advised that Washoe County will have to forfeit "\$30 million during the next two (2) years, which the State took of the property tax revenue to close the State's budget gap." Ms. Jung advised that this forfeiture is "to *sunset* in two (2) years"; however, there is concern that the *sunset* may not occur. Ms. Jung stated that it was necessary for Washoe County to amend its budget and resubmit it to the State; that the County was aware "it would get hit"; however, it was not anticipated "it would be as large as what the Governor presented in his State of the State address." Ms. Jung stated that the State Legislature "gave the Governor what he requested." Ms. Jung stated that these issues will be discussed at the Nevada League of Cities Annual Meeting to be held on Wednesday, October 14, 2009, in Henderson, Nevada; that the members of the Board of County Commissioners will be attending, "paying for all their own expenses." Ms. Jung stated that all members of the Sparks and Reno City Councils have been invited to attend, as have the members of the Washoe County School District; that she would extend an invitation to the Board of Health members and the District Health Officer to attend. Ms. Jung stated that "the home rule issue regarding taking these issues to the voters – as to whether the voters want the right to have their local representatives to have a say in how their local dollars are expended rather than the State" will also be discussed. Ms. Jung stated that this issue has become a national issue. Ms. Jung stated that sales tax revenue projections are not what were anticipated; that all indications are "it will be necessary to call a Special Session of the Legislature"; that this is of "major concern" as the State will "be looking for additional funds." Ms. Jung stated that she will report back to the Board after the meeting of October 14, 2009.

Mr. Smith questioned the percentage of Washoe County taxes "which are going to the State." Ms. Leslie Admirand, Deputy District Attorney, cautioned the Board that discussion "is getting off the topic."

Chairman Humphreys stated that he concurs with Mr. Smith "it is necessary for the Board to be pro-active as to "what might be anticipated"; that this is a "real critical component of this Strategic Planning Session."

Ms. Ratti stated that she concurs budget issues are a necessary topic "due to the uncertainty of State and local tax revenue and how the District may approach 'scenario funding'." Ms. Ratti stated she would request discussion as to "whether or not it is necessary to perform a comprehensive review of the relationship between the Board of Health and REMSA." Ms. Ratti stated that she acknowledges "this is a longer conversation than what can happen at the retreat"; however, perhaps the Board could achieve "a consensus from the Board as to it being something that the Board may want to pursue in the next year."

Chairman Humphreys stated the Division Directors have been discussing possible issues for the Strategic Planning Retreat; that each Division Director will be submitting three (3) priority issues/critical items for discussion for the agenda. Chairman Humphreys advised that the "dashboard indicators (performance measures which have been discussed at the County level." Chairman Humphreys advised that "the finalization of the format for the evaluation process" of the District Health Officer will be an agenda item. Chairman Humphreys stated that this will be a lengthy agenda for the Strategic Planning Session.

**MOTION: Ms. Ratti moved, seconded by Ms. Jung, that Staff be directed to finalize the agenda for the District Board's Strategic Planning Session, of October 8, 2009, as discussed.
Motion carried unanimously.**

**PRESENTATION – EVALUATION FORMS – DISTRICT HEALTH OFFICER'S ANNUAL REVIEW
– POSSIBLE DIRECTION TO STAFF**

Chairman Humphreys advised that the Board members have been provided with two (2) performance evaluation forms; that one (1) of the forms is the one, which the Board has utilized for the past several years, for the District Health Officer's annual evaluation; that the second form is the form utilized to evaluate the County Manager. Chairman Humphreys requested that the Board members review both forms prior to the Strategic Planning Session to allow the Board to finalize "the protocol, the method and the form to be utilized" for Dr. Anderson's annual evaluation. Chairman Humphreys advised that previously Dr. Anderson's annual evaluation has been conducted in December; that the Board may consider conducting Dr. Anderson's evaluation prior to the December meeting this year. Chairman Humphreys requested a motion to agendize the discussion specific to the process and protocols for Dr. Anderson's annual performance evaluation on the Strategic Planning agenda.

MOTION: Ms. Jung moved, seconded by Ms. Ratti, that the process, protocol and method for Health Officer's annual performance evaluation be agendaized for the Board's Strategic Planning Session of October 8, 2009. Motion carried unanimously.

UPDATE – ATTENDANCE – NATIONAL ASSOCIATION OF LOCAL BOARDS OF HEALTH (NALBOH) ANNUAL CONFERENCE

Ms. Jung advised that she has provided the Board members with a review of her attendance at the National Association of Local Boards of Health (NALBOH) Annual Conference on July 1 – 3, 2009, in Philadelphia, Pennsylvania (a copy of which was placed on file for the record).

Ms. Jung stated the conference was so informative that she would recommend “the Board’s newest Board member be the individual designated to attend on behalf of the Board of Health.” Ms. Jung stated that she attended the orientation session for new board members, which was extremely informative and educational “as to what is public health.” Ms. Jung stated that she attended sessions specific to “what is the public health system in this country today”; that her handout includes a ‘schematic’ of “the public health system”, which indicates how public health is in every aspect of society (i.e., parks, fire, police, elected officials, tribal health, etc.). Ms. Jung stated that this schematic “pulled it all together for her” providing her with a greater understanding of where public officials “and public health fit.”

Ms. Jung advised that “tobacco control and prevention” was a major topic of discussion during the conference; that there was “a wonderful discussion regarding climate change and the worldwide health effects that will occur.” Ms. Jung stated that, as has been discussed by the Board and is a focus of the District’s Chronic Disease Program, childhood obesity was a topic; that it is anticipated that “children of today will be the first generation, of many, whom are not expected to outlive their parents due to the obesity epidemic.” Ms. Jung stated that studies have documented that “sitting down to dinner each night, as a family, results in less overeating, providing a structure for children.”

Ms. Jung stated that next year’s conference will be in Omaha, Nebraska; that she would encourage one of the Board members, who has not yet attended a NALBOH session, to consider doing so.

Dr. Furman stated that there is a correlation between the increase in obesity and the increase in diabetes, also.

Ms. Jung stated that she appreciated the opportunity to attend the NALBOH conference.

UPDATE – STATUS - H1N1

Dr. Randall Todd, Director, Epidemiology and Public Health Preparedness, stated that based upon the request of the Board, he has developed a power point presentation regarding "Novel Influenza A H1N1" (a copy of which is attached and placed on file for the record), specific to the "current status; vaccine availability; vaccine cost; vaccine administration; staffing; rural plans; best practices; public information; and surveillance." Dr. Todd stated that he has been providing the Board a monthly status report as to the H1N1 in Washoe County; that this presentation addresses the "response side" of the issue.

Dr. Todd reviewed the power point presentation in detail.

In response to Dr. Furman regarding the provisions within the volunteer waiver for physicians and physicians reluctance to sign this waiver, Dr. Todd stated that the Assistant District Attorney, assigned to the Volunteer Task Force (to review these issues), he was advised that with the execution of this waiver, should a physician "commit malpractice the County will cover that physician for malpractice." Dr. Todd stated that the Volunteer Protection Act of 1997 "covers everything with the exception of 'gross negligence, sexual assault or violation of civil rights' to not be covered by the Volunteer Protection Act." Dr. Todd stated that there is a "great amount of protection afforded by the County being self insured and the Federal Volunteer Protection Act, which does not require a declaration to be in effect." Dr. Todd stated he had recommended to the Assistant District Attorney that an FAQ sheet be developed; that the Deputy District Attorney advised that presenting a synopsis of the Volunteer Protection Act to physicians inquiring as to coverage would be more informative. Dr. Todd stated that the Volunteer Protection Act of 1997 stipulates "very clearly the protections afforded by the Act"; that it may be effective to have the Deputy District Attorney indicate that malpractice does not constitute 'gross negligence'. Dr. Todd stated that he will present Dr. Furman's concerns to the Volunteer Task Force.

In response to Ms. Jung regarding the immunizations being "live viruses", Dr. Todd advised that only the nasal flu mist will be a live virus; that all of the others are 'killed virus.' Dr. Todd advised that he did a two (2) hour segment with a Hispanic radio talk show; that all the materials will be translated into Spanish. Ms. Jung requested that Staff also work in conjunction with the Red Cross.

In response to Dr. Khan regarding concerns as to the safety of the H1N1 vaccine, Dr. Todd stated the "swine flu vaccine", which was "rushed into production in 1976, administered to approximately 30,000,000 people; that there were a number of cases of Guillian Barre Syndrome (neurological syndrome resulting in some paralysis and can lead to death). Dr. Todd stated "to this day" there is no definitive answer as "to what about that vaccine may have caused that"; that vaccine manufacturing techniques have greatly improved; that the manufacturing technique being utilized for the H1N1 vaccine is "identical to that which is used for seasonal vaccine manufactured every year." Dr. Todd stated that the seasonal flu vaccine "has an excellent safety record." Dr. Todd stated that every year the manufacturers conduct "a strain change, in which it is forecasted which strain will be circulating" and then develop a vaccine "by pulling out one (1) or two (2) strains that are contained in the trivalent (a three (3) strain) vaccine and replacing those with strains predicted to circulate during the upcoming flu season. Dr. Todd stated that the process is "done quickly, as quickly as the Novel H1N1 strain, with good safety results; that the process is the same as seasonal; that the H1N1 strain is a monovalent strain." Dr. Todd stated that "he understands the concerns"; however, there is no reason to believe this isn't a safe vaccine; that early indications are "that it is an effective vaccine

Dr. Khan stated that she would concur there has to be a strong national voice; that there will be confusion regarding immunizations for seasonal and H1N1 flu.

Dr. Todd stated that there is an H1N1 component to the seasonal vaccine; that it is not the Novel H1N1 strain; therefore, "there will be more confusion for people who will assume they have received the immunization for the Novel H1N1 strain with their seasonal flu shot." Dr. Todd stated Staff will be promoting the Novel H1N1 immunization "as much as possible."

Dr. Anderson stated that a suggestion would be, during the upcoming, October 17, 2009 Rotary Flu Day POD (Points of Dispensing), to provide those who receive the seasonal flu shot an information sheet, which indicates that they have "only received the seasonal flu shot, which will not protect them against the Novel H1N1 aka 'swine flu'."

Dr. Todd stated that it is the intent of Staff to "incorporate that information in an information sheet, the educational message video of the POD, and then include it on the message from the AM radio station."

In response to Mr. Smith regarding "having a simultaneous administration of the H1N1 and the seasonal flu", Dr. Todd stated that medically it can be done "if injected in separate anatomical sites - one in each arm would work." Dr. Todd stated that should someone request the flu mist, which is

available for both the seasonal and Novel H1N1, these cannot be administered at the same time; that there is a thirty (30) day delay in having both the seasonal and H1N1 delivered nasally. Dr. Todd stated that it would be possible to have the "flu mist of one and an injection of the other at the same time." Dr. Todd stated it is the consensus of Staff that to attempt to conduct a POD for both the seasonal and H1N1 would diminish the "rapid through put as the target groupings are different; that for the seasonal flu the emphasis is on senior citizens; that the target groupings for H1N1 do not include senior citizens." Dr. Todd stated that the consent forms for each immunization is different and would result "in logistical problems"; therefore, at this time it is not the intent to offer both seasonal and H1N1 during the October 17th Rotary Flu POD event. Dr. Todd advised that this year will be the first attempt at "a drive through POD"; that it is important to test "a drive through" in the event this methodology has to be implemented in the future – offering a mass dispensing site with the proper social distancing in keeping people in their cars.

In response to Ms. Ratti as to "where first responders, fire fighters, health care providers fit in to the priority categories", Dr. Todd advised that the prioritization, in accordance with ACIP (Advisory Committee on Immunization Practices), "law enforcement and fire fighters were not included" in the list of target priorities. Dr. Todd advised that EMS personnel and health care providers were included in the target priorities. In response to Ms. Ratti regarding fire fighters being included in "EMS personnel", Dr. Todd stated that there is the possibility "some subsets" of fire fighting agencies, which also function as EMTs, would be included in the target priorities. .

Dr. Todd stated there are variables; that the goal is to achieve "the most shots in the most arms, as quickly as possible, for those in the target populations; that this includes pregnant women, health care workers, EMS providers, and anyone who lives with or cares for an infant less than six (6) months of age; anyone aged six (6) months to twenty-four (24) years of age; and anyone aged twenty-five (25) to sixty-five (65) who has an underlying medical condition." Dr. Todd stated that these target groups "are not listed in any type of priority order.

Dr. Anderson stated that a recent article in the MMWR listed those categories indicating the listing of order has no significance.

In response to Ms. Ratti regarding the Health District's position for emergency service personnel, Dr. Todd stated that the Health District will adhere to the protocols; that a significant number of health care workers and emergency responders are within the appropriate age groups and could; therefore, receive the immunization; that this could result in a large number of the "emergency responder population" being immunized. Dr. Todd stated that the "overall goal for the initial phase is 40% of the population within 150 days", which equates to approximately 160,000 residents of Washoe County. Dr. Todd stated that a two (2) lane POD event for six (6) hours per day and immunize approximately 160,000 residents in sixteen (16) days "if there was sufficient vaccine

available." Dr. Todd stated that Staff is "gearing up to be able to do this; that there is the equipment, the facilities, a consensus there is the Staff to do this; that again, "the question is if there will be enough vaccine to be able to do that."

In response to Ms. Ratti regarding responding to the request of the Airport Authority, in the letter dated September 15, 2009 (a copy of which was placed on file for the record), for vaccine for all of its personnel, Dr. Todd stated that as the Airport Authority "is not within the ACIP groups" the Health District could not justify "offering the vaccine." Dr. Todd stated the Health District is being advised that there should be enough vaccine for everyone who requests the H1N1 immunization to receive it; therefore, the goal is to have completely vaccinated the high risk target groups "to lower the attack rate." Dr. Todd stated that he would anticipate approximately 50% of the target groups will request the immunization; that further; the federal restrictions as to who can receive the vaccine will be revised.

Chairman Humphreys advised that he and Dr. Anderson will respond to the request from the Airport Authority.

The Board thanked Dr. Todd for his very informative report.

Ms. Jung was excused at 3:35pm.

STAFF REPORTS AND PROGRAM UPDATES

A. Director – Epi and Public Health Preparedness

Dr. Randall Todd, Director, Epi and Public Health Preparedness, presented his monthly Division Director's Report, a copy of which was placed on file for the record.

B. Director – Community and Clinical Health Services

Ms. Mary-Ann Brown, Director, Community and Clinical Health Services, presented her monthly Division Director's Report, a copy of which was placed on file for the record.

Ms. Brown thanked Mr. Smith and Dr. Furman for attending the Obesity Forum, advising the forum was organized by the CCHS Chronic Disease Program; that she has provided the link to view the speakers at the Obesity Forum. Ms. Brown stated that it was an excellent forum with exceptional speakers providing good information; that the website also provides the *CDC's Recommendations for Curbing Obesity in Children and Adults* (July 2009).

Ms. Ratti stated Staff has advised the Board that Ms. Brown's Staff is available to assist Dr. Todd's Staff should it become necessary to staff possible PODS or clinics for the administration of H1N1 vaccine; that she would question if there is a policy as to the impact to the other programs and/or critical services in CCHS.

In response to Ms. Ratti, Ms. Brown advised that Staff has developed plan for differing scenarios (i.e., at a specific level of a crisis, CCHS will divert Staff and temporary cease providing some non-grant funded programs). Ms. Brown stated that the plan further includes provisions should "the crisis become more emergent, Staff will be diverted at different levels"; that should conditions require it, she would anticipate the federal government allowing "a redirect of resources for very focused activities." Ms. Brown stated that Staff will prioritize the activities and services within the CCHS Division "to divert as much help and resources to the H1N1 crisis as possible, while maintaining a semblance of core essential services."

Ms. Ratti requested "some sort of evaluation" of the process and plan "when the H1N1 crisis is over; that this would allow for data as to what is the minimum number of Public Health Nurses should be available in the community to respond to emergencies."

Ms. Brown stated Ms. Ratti is correct that currently there are "a much smaller pool of resources to divert to this type of emergency"; however, CCHS will assist in these efforts.

C. Director – Environmental Health Services

Mr. Dave McNinch, Acting Director, Environmental Health Services, presented the monthly Division Director's Report, a copy of which was placed on file for the record.

Mr. McNinch stated that the EHS Staff participated in the *Day for Kids Event* as a component of the *Clean Hands Month* activities; that in October Staff will provide the Board with a report as to the *Clean Hands Month* activities with possible recognitions for community partners in these events. Mr. McNinch stated that Staff appreciated the support of the Board; that he would thank Dr. Anderson, Ms. Ratti and Ms. Jung for attending the *Day for Kids Event* and participating in the hand washing challenge; that their participation helps promotes the event and public outreach efforts.

D. Director – Air Quality Management

Mr. Andrew Goodrich, Director, Air Quality Management, presented his monthly Division Director's Report, a copy of which was placed on file for the record.

E. Administrative Health Services Officer

There was no Administrative Health Services Officer Report for this month.

F. District Health Officer

Dr. Mary Anderson, District Health Officer, presented her monthly Health Officer's Report, a copy of which was placed on file for the record.

BOARD COMMENT

Dr. Furman presented brochures promoting the "*Guide for filing Advance Directives with the Nevada Living Will Lockbox*", which was established by the Nevada State Legislature and provides "a place to store advanced directives and is accessible only by registrants and health care providers and designees; that it is maintained by the Secretary of State."

There being no further business to come before the Board, the meeting was adjourned at 3:50pm.

Mary A. Anderson, MD, MPH
MARY A. ANDERSON, MD, MPH, FACPM, DISTRICT HEALTH OFFICER
SECRETARY

Janet Smith
JANET SMITH
RECORDER