

# Summit County Board of Health Meeting Minutes

Summit County Health Dept. Conference Room

Park City, Utah

**Monday, February 4, 2019**

Topic	Discussion	Action or Summary
<b>Attendance</b>	<p><b>Board Members Present:</b> Marc Watterson, Chris Ure, Ilyssa Golding, Kim Carson, Dorothy Adams, Gary Resnick - Chair, Heidi Jaeger</p> <p><b>Staff Present:</b> Dr. Richard Bullough – Director, Phil Bondurant, Aaron Newman, Lisa Yoder, Brent Ovard, Derek Siddoway, Andy Pappas</p>	
<b>Welcome and approval of minutes</b>	<p>The meeting was called to order at 4:00 p.m. <b>Board Member Ure made a motion to open the meeting. Board Member Jaeger seconded the motion. Motion passed 7-0.</b></p> <ul style="list-style-type: none"> <li>• <b>Board Member Watterson made a motion to approve the minutes for the January 7, 2019 Board of Health Meeting with corrections. Board Member Carson seconded the motion. Motion passed 7-0.</b></li> <li>• Andy Pappas was introduced to the Board. Andy works for UDAF (Utah Department of Agriculture and Food) as the Weber Watershed Coordinator and sits as the Chair of East Canyon Watershed Committee.</li> </ul>	<p><b>Summary:</b></p> <ul style="list-style-type: none"> <li>• <i>The minutes for the January 7, 2019 Board of Health meeting were approved with corrections.</i></li> </ul>
<b>General Public Comment</b>	<ul style="list-style-type: none"> <li>• Chris Hague lives in the Silver Summit Trailside area, that is significantly impacted at times by air pollution. While monitoring the Health Department website showing the PM2.5 readings from the air pollution monitors throughout the county, several times the result near Silver Creek has read the particulate matter as moderate. It is a concern that there are significant air pollution problems. The UDOT pullouts at Silver Creek and at Jeremy Ranch are causing significant pollution problems with the eighteen-wheelers running overnight. Proactive things should be done to counter the air pollution, through the Legislature. Summit County has become the dumping ground for truck traffic. The Health Department website shows that 2009 to 2010 was the last time a study was done for particulate matter. Now would be a good time for another study to be done to measure whether there has been a significant amount of deterioration. The summertime pollution problem with the ozone should be looked at as well. There has been ozone migration from the valley. Chair Resnick stated there will be some detailed data gathering done this year for the County Health Assessment and Mr. Hague’s input will help. Dr. Bullough stated he will discuss the air pollution efforts with Mr. Hague. Mr. Hague suggested weekly air quality should be published in the Park Record.</li> </ul>	<p><b>Summary:</b></p> <ul style="list-style-type: none"> <li>• <i>Chris Hague shared his concerns about air quality and made suggestions that there be another air quality study done and that there should be weekly air quality reports published. Dr. Bullough will follow up with Mr. Hague.</i></li> </ul>
<b>Legislative Discussion (UALBOH)</b>  <b>(Mental Health)</b>	<ul style="list-style-type: none"> <li>• Board Member Watterson shared the UALBOH (Utah Association of Local Boards of Health) priorities for action and will continue to do so through email. Proposition 3 had the intent of fully expanding Medicaid, and SB96 would roll back Proposition 3. SB96 would give a partial expansion and hope that the Federal government would grant waivers for a match. SB96 would cover fewer people for more money and passed the Senate today. The concern is that Proposition 3 would be erased. Board Member Carson stated the number one priority for other bodies is to reach a compromise and encouraged Board members to call the local representatives. Chair Resnick asked if the Board would like to take action to respond as a Board. The strategic plan would help the Board to be able to respond quickly in the future on items included in the plan. Dr. Bullough stated that the County Council has passed a resolution in support of full Medicaid expansion. The resolution could be used as a launching pad for Board of Health members wishing to reach out to local representatives.</li> <li>• Aaron Newman stated one of the negative consequences of SB96 is that it was introduced the same day Senator Christensen introduced a \$15 million cut to the drug court programs and substance disorder treatment in the jails. There was a handout given to outline the proposed budget cuts. One of the biggest priorities for mental health is preserving the funding for</li> </ul>	<p><b>Summary:</b></p> <ul style="list-style-type: none"> <li>• <i>UALBOH’s main legislative concern right now is SB96 that would roll back the Proposition 3 Medicaid expansion. Board Members are encouraged to reach out to local representatives to share their concerns of SB96.</i></li> <li>• <i>Aaron Newman shared information about the bills that are of concern to UBHC and will send a detailed spreadsheet to the Board of Health. The biggest concern is the proposed funding cuts to drug court services and other related behavioral health programs.</i></li> </ul>

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<p><b>(Environmental Health)</b></p> <p><b>(Tobacco)</b></p>	<p>programs. The belief is that the proposed cuts would fund SB96.</p> <ul style="list-style-type: none"> <li>• There are several bills concerning mental health being proposed in the Legislature. The two bills being closely watched by UBHC (Utah Behavioral Health Council) are HB104, which UBHC is against, and SB106, which could affect Medicaid funding. Aaron will send an updated spreadsheet with the recommended stance. Summit County qualifies for HB213, which would provide student loan forgiveness for mental health employees. There was also an information sheet given about funding cuts to the behavioral health system.</li> <li>• Phil Boudurant shared that food trucks have fallen to the good side of the Legislature. There was some concern in how individual counties, cities, and towns were handling food truck permitting and business licenses. As a result of this concern, there was language that prevented the Health Department from responding to public health concerns regarding food trucks. The language has been removed to allow the County to retain responsibility for food truck permits.</li> <li>• Dr. Bullough stated there is \$100 million in the Governor’s proposed budget for air quality, specific to physical changes such as reducing the number of high polluting vehicles, more aggressively addressing wood burning along the Wasatch Front, some education and business incentives.</li> <li>• There is an ongoing drought and there are several significant pieces of legislation related to water. There will be a formation of non-voluntary assessment areas for health-related purposes to address wastewater. Weber Basin Water is on board and will be the face of this effort. This effort will concern the entire state and is about protecting our sources of drinking water, economic development, property values and property rights. There is an option to opt out of the assessment area. Three years of data collection will be required. Logan Wilde will sponsor the bill. There is momentum and a focus on water right now. Andy Pappas stated there is a group working on strategies to maintain water in rivers while still providing drinking water safely. Board Member Carson asked about a bill concerning water quality policy changes. Andy responded that would be for DEQ (Department of Environmental Quality) on a state level. The bill would provide a set criterion with checks and balances to monitor rivers.</li> <li>• Board Member Watterson stated that currently in State Code e-cigarettes are treated the same as any tobacco product except for taxation. Citing the alarming numbers of youth users of e-cigarettes, HB252 would bring the tax of e-cigarettes up in line with all other tobacco products. The first \$2 million in revenue from that tax is currently slated to go to local Health Departments for their tobacco prevention and cessation programs.</li> <li>• There is a 21 bill being written by tobacco lobbyists that would prevent cities, counties and Boards of Health on doing anything tobacco related and may even strip away enforcement from local Health Departments.</li> <li>• Chair Resnick asked if UALBOH prepares a political platform each year or if their role is more reactive. Board Member Watterson answered that Jill Parker is the Director of UALBOH and a lobbyist for UALBOH and local Boards of Health. The Health Officers take position on bills before the Legislative session and have set usually 3 priority bills and are reactive after that. Positions on bills are usually taken under the direction of the Health Officers, and highlights will be sent to Board of Health Members to contact local legislators. Boards of Health can choose to take formal positions if they feel strongly about a legislative issue. It is important for individual Board Members to contact local legislators on issues they feel strongly about.</li> </ul>	<ul style="list-style-type: none"> <li>• <i>Language was removed from the food truck permitting process that now allows the County to retain the responsibility for food truck permitting.</i></li> <li>• <i>There is \$100 million in the Governor’s proposed budget for physical changes to air quality.</i></li> <li>• <i>Logan Wilde will sponsor a bill for a formation of non-voluntary assessment areas to address wastewater and water quality.</i></li> <li>• <i>HB252 would increase the tax on e-cigarettes to be in line with all other tobacco products. The revenue for that tax would go to local Health Departments for tobacco prevention and cessation programs.</i></li> <li>• <i>There is a 21 bill being written by tobacco lobbyists that would strip the authority of local health departments and municipalities.</i></li> <li>• <i>Boards of Health can take formal positions on legislative issues if they feel strongly about a bill.</i></li> </ul>
<p><b>Government Shutdown and Funding</b></p>	<ul style="list-style-type: none"> <li>• Dr. Bullough shared that WIC (Women, Infant Children) program had money to continue operating if the shutdown had continued through March. The State has stockpiled some money for WIC. The federal</li> </ul>	<p><i>Summary:</i></p> <ul style="list-style-type: none"> <li>• <i>The WIC program will not shut down and has funds and other resources</i></li> </ul>

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	<p>government has now reopened and distributed the funding for WIC vouchers and administration. If the government shuts down again, then WIC should still be able to operate through April and probably into May. Several years ago, during another government shutdown, the County Council was willing to give funds to keep WIC open. Local food banks and Park City municipal are willing to provide resources to keep WIC running.</p> <ul style="list-style-type: none"> <li>• Other programs at risk include the preparedness program. The state has assured funds through June.</li> </ul>	<p><i>to keep it running.</i></p> <ul style="list-style-type: none"> <li>• <i>The preparedness program is assured funding through June.</i></li> </ul>
<b>Influenza report</b>	<ul style="list-style-type: none"> <li>• As of today, influenza in the County is at moderate severity, with about half the rates of last year. There have been 93 hospitalizations with 27 percent of patients in the Emergency Room with positive tests. It is not too late to get a flu shot.</li> <li>• There was a possible measles case, with all the symptoms, but the tests were negative. Summit County has about 90 percent of residents getting vaccines, with one of the highest declination rates in the state. There will be PSAs (Public Service Announcements) for vaccine education.</li> </ul>	<p><i>Summary:</i></p> <ul style="list-style-type: none"> <li>• <i>There are about half the rates of influenza in the County as last year.</i></li> <li>• <i>Summit County has 90 percent of residents getting vaccinated.</i></li> </ul>
<b>Mental Health RFP</b>	<ul style="list-style-type: none"> <li>• Aaron Newman shared that the Mental Health RFP (Request for Proposal) is out. There are eight agencies who have indicated an intent to bid on the contract for the county. The main focus is making sure the mental health needs and the bids match. MCOs (Managed Care Organizations) and smaller agencies are being looked at. Creating a county network of care has not been ruled out. There are ten services that are required by law, but they will not all be in Summit County. Some services will have to be outsourced. Dr. Bullough commended Aaron for his work on the RFP. The decision for the RFP will be made by the County Council. Procurement from the County is being used. There will be presentations to the County Council and all members of the Board of Health are encouraged to attend.</li> </ul>	<p><i>Summary:</i></p> <ul style="list-style-type: none"> <li>• <i>The Mental Health RFP is out and there are eight agencies who have indicated an intent to bid. The County Council will make the final decision and Board Members are encouraged to attend the presentations to the County Council.</i></li> </ul>
<b>Sundance Report</b>	<ul style="list-style-type: none"> <li>• Sundance is over. There were volunteers from the different departments of the Health Department that offered to help with Sundance this year. Teams were created to become more efficient. There were 42 permits this year, which has grown. There has been less reactive work. Even with additional staff, there was an 18 percent reduction in cost of inspections. Gloves, thermometers and test strips were purchased and provided to vendors that did not have them. The time spent on visits was cut in half by providing these items. There were no problems with vendors and facilities.</li> </ul>	<p><i>Summary:</i></p> <ul style="list-style-type: none"> <li>• <i>Sundance inspections were successful and there was an 18 percent reduction in the cost of inspections this year.</i></li> </ul>
<b>Medical Cannabis discussion</b>	<ul style="list-style-type: none"> <li>• Dr. Bullough shared an overview of the Utah Medical Cannabis Act. The intent of the legislature for proposition 2 was to gain control over the product, including a database component. The vital records database or something similar will be used. The intent of this legislation is to allow for growers, testing, formulation of the product, and state distribution. All the product would be grown in a controlled environment and tested before it goes to a state distribution center. All exchange of money would occur at the state distribution center. Couriers would take the product to public and private dispensaries. The public dispensaries will be the local Health Departments. Private dispensaries would require a pharmacist and must be fully staffed using the same record keeping and adhering to the same rules as public dispensaries. Private licenses are limited with the intent to have more private licenses issued in the case of Health Departments not being ready by the deadline. Summit County Health Department fully intends to abide by the law and assure access to clients and patients. There are concerns about location, security and training. There will be a discussion with County Council about the concerns and the costs of this legislation. Normal business hours are not defined. There are no estimates of the number of clients. There will be ongoing costs and setup costs. There is no money appropriated in the state budget for the costs and the County will have to discuss funding. There are no guarantees that federal</li> </ul>	<p><i>Summary:</i></p> <ul style="list-style-type: none"> <li>• <i>The Medical Cannabis Act was discussed. There will be discussion with the County Council about the particulars of this legislation.</i></li> </ul>

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	<p>funding will continue with this legislation. The County Council will be asked for guidance on location and will make the ultimate decision. The Board of Health should also be included in this decision. The state distribution center should be operational by 2020. There needs to be a decision on County location and participation by mid-summer 2019. Chair Resnick stated that a public dispensary may be a low priority for the Health Department and the Board of Health. Board Member Carson stated that there are constituents that feel strongly about this issue and there will be less direct access for those constituents if the Health Department does not provide a public dispensary. The number of prescriptions each provider can give is limited.</p> <ul style="list-style-type: none"> <li>• <b>Board Member Carson had other obligations and left the meeting at this time.</b></li> </ul>	
<b>Other Board Items</b>	<ul style="list-style-type: none"> <li>• Board Member Watterson received a letter from County Council Chair Roger Armstrong reminding Board of Health members to attend training for the Utah Open Public Meetings Act. There will be training February 5, 2019 at the Sheldon Richins Building and the presentation will be available online at <a href="http://www.summitcounty.org">www.summitcounty.org</a>.</li> <li>• Board Member Ure stated his concern that truck loads of snow are being moved from Park City to the Kamas Valley and contaminating the streams and going into the irrigation ditches. Phil contacted DEQ and was told snow is not a hazardous material and the Health Department cannot do anything to stop it. The municipality is allowing the dumping in their jurisdiction. Phil cannot even get on to the private property to take samples. Private property owners are getting paid to allow dumping of snow on their property. Board Member Ure stated the idling of the trucks that are moving the snow are causing more air pollution. Board Member Adams stated there is a public safety issue with the solids that may be included with the snow. Chair Resnick asked if a call to Park City would be helpful. Dr. Bullough suggested that Park City may be trying to get the tds (total dissolved solids) out of the Silver Creek drainage. Board Member Ure is concerned that the problem is being moved from Park City to Eastern Summit County. Dr. Bullough stated that the Health Department will do some investigating. Andy stated that private property owners are the people who are having the snow removed to Kamas.</li> <li>• Chair Resnick gave an update for scheduling. The County Health Assessment should be out in July. The July Board of Health meeting will have the first informational experience of the assessment. The August meeting will include the health assessment output for analyzing, with any additions or revisions made. The September meeting will be the retreat to build the strategic plan based on the data. The Community Health Assessment would be published in October. Chair Resnick will go over the timeline and update it for the minutes.</li> <li>• The appeal of the Trail Ridge Subdivision has been completed, with the legal document being provided by Dave Thomas. It appears there will be further discussions between staff and the developer, so now is not a good time to discuss details of that appeal. For the future, there should be more education on the process for appeals, with cumulative impacts being identified. Dr. Bullough has talked with the Planning Department to help the Board identify future development. Board Member Ure stated that County departments do not talk to each other and there needs to be better communication between departments to have a better coordinating process.</li> <li>• Aaron Newman shared an invitation from the County Attorney to the Board of Health to attend Drug Court graduation on Monday February 11<sup>th</sup> at 4pm at the district court.</li> </ul>	<p><i>Summary:</i></p> <ul style="list-style-type: none"> <li>• <i>Board of Health members need to take training for the Utah Open Public Meetings Act.</i></li> <li>• <i>Board Member Ure brought up his concerns of snow being moved from Park City to the Kamas Valley. The Health Department will do some investigating.</i></li> <li>• <i>The County Health Assessment should be ready in July and the Board will build their meetings around analyzing the assessment and creating a strategic plan.</i></li> <li>• <i>The Trail Ridge Subdivision appeal has been completed and staff is working to have a better understanding of the process for the future.</i></li> <li>• <i>The Board of Health was invited to attend drug court graduation.</i></li> </ul>
<b>Adjourn</b>	<ul style="list-style-type: none"> <li>• The meeting adjourned at 5:48 p.m.</li> </ul>	<p><i>Summary:</i></p> <ul style="list-style-type: none"> <li>• <i>The next regular</i></li> </ul>

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	<ul style="list-style-type: none"><li data-bbox="380 138 1263 214">• <i>Board Members Ure and Watterson made a motion to adjourn. Motion passed 6-0.</i></li></ul>	<i>meeting will be Monday, March 4, 2019.</i>