

SALT LAKE COUNTY HEALTH DEPARTMENT
BOARD OF HEALTH MINUTES
June 4, 2015 – 7:30 AM
County Government Center
Suite N2-800

BOARD MEMBERS PRESENT:

Kelly Christensen, Chair
Russ Booth
Councilman Bradshaw
Scott Brown
Clare Coonan
Judy Cullen
Mayor Robert Dahle

Dr. George Delavan
Joe Garcia
Tom Godfrey
Brooke Hashimoto
Chris Hemmersmeier
Paula Julander
Dr. Harry Rosado

EXCUSED/ABSENT:

Dr. Jeffrey Ward

GUESTS/STAFF:

Gary Edwards, SLCoHD Exec. Dir.
Dr. Dagmar Vitek, Deputy Dir.
Royal DeLegge, EH Dir.
Nicholas Rupp, SLCoHD PIO
Melanie Mitchell, Deputy Dist. Atty.
Mitch Park, Deputy Dist. Atty.
Yanping Ding, HS Fiscal Mng.
Teresa Gray, EH
Tom Trevino, EH
Hayley Shaffer, EH
Kerry Cramer, EH
Danny Bennion, Admin.
David Wulf, Slide the City
Aaron Frazier, UTSA
Justin Ashworth, Susie M's Atty.
Pete Deluca, Fox13

Dorothy Adams, Deputy Dir.
Dan Kinnersley, CHS Dir.
Pamela Davenport, SLCoHD PIO
Beverly Hyatt Neville, CHS
Megan Smith, Deputy Dist. Atty.
Ryan Lambert, Deputy Dist. Atty.
Ron Lund, EH
Rick Ledbetter, EH
Andrea Gamble, EH
Brian Reid, EH
Jeannine Maxfield, EH
Ambar Garcia, Admin.
Kerm Jackson, Slide the City
Tar Jensen, UTSA
Tamara Vaifanua, Fox13
Heather Edwards, Admin.

The meeting was called to order at approximately 7:31 AM by Kelly Christensen, Chair of the Salt Lake County Board of Health.

MINUTES:

Kelly Christensen asked if there was a motion to approve the minutes from the May 7, 2015, Board of Health meeting. *The motion was made by Judy Cullen, seconded by Paula Julander, to approve the minutes from the May 7, 2015, Board of Health meeting.* The motion passed unanimously showing all Board members present voted "Aye." Board member Councilman Bradshaw was not present for the vote.

CHAIR'S REPORT:

Kelly Christensen thanked Dr. Jeffrey Ward for chairing the May 7 meeting.

NALBOH Annual Conference

The Annual National Association of Local Boards of Health (NALBOH) Conference will be held in Louisville, KY, on August 5-7, 2015. Any Board member wishing to attend should contact Heather for registration and travel arrangements.

No July Board Meeting

Kelly Christensen reminded Board members that there is no meeting in July. The next Board meeting will be August 13, 2015.

Paula Julander Recognition

Kelly Christensen asked the Board to help him in congratulating Paula Julander who received an Honorary Doctorate Degree from Westminster University.

DIRECTOR'S REPORT:

Gary congratulated Paula Julander on her honorary degree.

Building Healthy Communities Conference

Gary informed Board members that Salt Lake County held the 2nd Annual Building Healthy Communities Conference on June 3, 2015, at the West Jordan Viridian Library. The theme for the conference was *Be the Connection*, and it was a great opportunity to bring partnerships together and build to enhance opportunities.

National Association of Counties (NACo) Learning Challenge Technical Assistance Grant

Salt Lake County has been awarded the NACo Learning Challenge grant, one of three counties in the country selected for this first ever opportunity with NACo. This is a year-long program that will allow counties to strengthen cross-sector partnerships, identify potential actions, and implement data driven strategies to build healthier communities. The kick-off for the grant begins July 2015 and Salt Lake County will focus efforts on teenage pregnancy prevention in the Latino community supporting the efforts that already exist with data collection and promoting involvement in proven practices. The progress over the next year will be featured at the NACo Annual Conference in 2016.

Ground Breaking West Jordan Public Health Center

Gary informed Board members that the department is hoping to hold a ground breaking ceremony in July for the new West Jordan Public Health Center. The Board will be notified of the confirmed date.

Foodborne Illness Outbreak

Gary informed the Board that the health department responded to a foodborne illness outbreak at the Road Home. Fifty individuals were transported to area hospitals and health department staff will continue to investigate.

BUDGET UPDATE:

Yanping Ding, Human Services Fiscal Manager, distributed a copy of the department budget and reviewed the budget through a PowerPoint presentation. Slides included:

- Budget Update and the Annual Projection
- Budget Update and the Annual Projection (Slide 2)

- Fund Balance
- Fund Balance (Slide 2)
- June Budget Adjustments
- Financial Tasks Ahead

Gary informed the Board that the new public health building projects will be covered between the health fund balance and the County general fund. The Health Department is mandated to maintain a minimum 5% fund balance. The 2016 budget workshops will begin in August.

For more detailed information, please see the hardcopy of the handout and presentation included in the Board of Health meeting file folder.

SLIDE THE CITY – REQUEST FOR VARIANCE:

Melanie Mitchell, Deputy District Attorney, informed the Board that this is the first request for a variance from Health Regulation #2, *Design, Construction, and Operation of Pools*, since 2009; the Board of Health is the only body that can grant a variance to health regulations. Melanie stated that the burden is on the applicant to come forth with a specific request for variance with equivalent health and safety measures outlined.

Mr. David Wulf, Slide the City, asked the Board to grant a variance for the Slide the City event to be held in Salt Lake City. The request is being made because the event does not comply with Health Regulation #2 pool provisions; the event is not a pool, not inflatable, but a waterslide, and is an entertainment event. Mr. Wulf informed the Board that the water for the event will be provided by Grantsville City and trucked into Salt Lake City, as well as disposed of in Grantsville. Slide the City is working with Salt Lake City Public Utilities for event approval and are looking to hold the event August 22. Mr. Wulf asked the Board to update or amend the health regulation to cover events like this. Slide the City will be holding events in 48 states across the country.

SLIDE THE CITY – REQUEST FOR VARIANCE DEPARTMENT RESPONSE / RECOMMENDATION:

Rick Ledbetter, Pool Program Manager, reviewed videos showing the 2014 event in Salt Lake City, as well as other events, and asked Board members to think about the health and safety of those participating as they watched the videos. The department has concerns over the water quality, water disposal, participant safety, and preventing water borne illness for the event. Slide the City has submitted a pollution prevention plan to the department, which staff are actively reviewing and will require additional clarification, as a result of enforcement actions from the 2014 event. The department asks the Board to deny the request for variance based on this information.

SLIDE THE CITY – REQUEST FOR VARIANCE BOARD DISCUSSION:

The Board held an open discussion regarding the variance request by Slide the City. Tom Godfrey asked for clarification regarding the variance request, if it is from the complete regulation, or just specific provisions. Clare Coonan stated that there seems to be three areas of major concern to the Board; water quality, structural design, and fall prevention. The Board directed the department to give guidance to event coordinators for Slide the City to meet the concerns and requirements for the variance and regulation provisions, as well as addressing the concerns for these type of events with amendments to health regulation #2, or develop a new regulation. Melanie Mitchell reviewed options

with the Board for approving a request for additional information being provided to the Board at a special meeting scheduled to approve the request for variance.

The motion was made by Dr. George Delavan, seconded by Judy Cullen, requesting Slide the City to submit a specific proposal describing how they will assure they will provide equivalent health and safety protections for the event, primarily in the following four areas; water safety; structure design; injury prevention, and water disposal. The department is directed to work with Slide the City in trying to help them determine what will be needed to provide equivalent health and safety protections and report back to the Board at the special meeting. The motion passed unanimously showing all Board members present voted "Aye." Board member(s) Tom Godfrey, Brooke Hashimoto, and Chris Hemmersmeier, were not present for the vote.

The motion was made by Clare Coonan, seconded by Joe Garcia, to approve a special meeting of the Board of Health to review the request for variance on June 16, 17, or 22, in person or electronically. The motion passed unanimously showing all Board members present voted "Aye." Board member(s) Scott Brown, Tom Godfrey, Brooke Hashimoto, Chris Hemmersmeier, and Dr. Harry Rosado were not present for the vote. Heather will send an email to Board members to determine the date for the special meeting.

For more detailed information, please see the hardcopy of variance request information included in the Board of Health meeting file folder. To request a copy of the meeting transcript, please contact Salt Lake County Health Department Administrative Services Division.

BOARD APPEAL – SUSIE M’S THE GALLOWS:

Kelly Christensen, informed the Board of the appeal request from Susie M’s The Gallows to review the Chief Hearing Officer’s Final Order. Kelly asked for a motion to appoint a committee to work with the District Attorney’s Office on the Board appeal. Kelly stated that Judy Cullen, Brooke Hashimoto, and Paula Julander offered to be on the committee to work with Deputy District Attorney Ryan Lambert to set a briefing schedule and review the Board appeal. Ryan Lambert addressed the Board and gave some brief instructions to the Board members and committee. *The motion was made by Councilman Bradshaw, seconded by Dr. George Delavan, to assign Judy Cullen, Brooke Hashimoto, and Paula Julander as the Board committee to review the appeal. The motion passed unanimously showing all Board members present voted "Aye." Board member(s) Scott Brown, Tom Godfrey, Brooke Hashimoto, Chris Hemmersmeier, and Dr. Harry Rosado were not present for the vote.*

ANALYSIS OF NICOTINE CONTENT – PREFILLED E-LUQUID CARTRIDGES:

Due to time constraints, this item will be presented at a future Board of Health meeting.

Kelly Christensen adjourned the meeting at approximately 9:41 AM.