



# PUBLIC HEALTH DEPARTMENT

[www.co.kittitas.wa.us/health/](http://www.co.kittitas.wa.us/health/)

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## KITTITAS COUNTY BOARD OF HEALTH Minutes

Thursday, June 16, 2005  
10:07 a.m.

**PRESENT:** Board Members: Carolyn Booth, Commissioner David Bowen, Commissioner Alan Crankovich, Commissioner Perry Huston, Chair, and Vice Chair Don Solberg, M.D.; and Public Health Department Staff: Community Health Services Manager Bonnie Corns, Administrator Nancy Goodloe, Clerk of the Board Susan Merrill, Health Officer Rosalie Miller, M.D., Health Promotion Manager Ann Riley, and Environmental Health Director John Wolpers.

**PRESENTERS:**

Sarah Bedsaul, Health Educator, Kittitas County Public Health Department (KCPHD)  
Doug Mitchell, Deputy County Prosecuting Attorney, Prosecutor's Office

**OTHER ATTENDEES:**

Benjamin Souriall, Intern at KCPHD

**MINUTES:**

**Motion 06-01: Carolyn Booth moved that the minutes of the May 26, 2005 Board of Health meeting be approved. Commissioner Bowen seconded. There was no discussion to the motion. Motion 06-01 carried.**

**INTRODUCTIONS:**

Nancy Goodloe introduced Benjamin Souriall, a new summer intern from Central Washington University working on emergency response work for KCPHD and the Sheriff's Department. Ms. Goodloe also introduced Doug Mitchell, Deputy Prosecuting Attorney, who will speak to the food rule resolution and ordinance.

**CONTRACTS:**

Nancy Goodloe stated that amendments to Consolidated Contract #C13037 (3) are for customary items except for two items: drinking water and "Item G" for WIC. Ms. Goodloe said there are no new deliverables; and the amendment covers standard funding for water. "Item G" is a new item and pertains to Ellensburg's farmers' market being approved for the first time by the state to distribute voucher coupons to WIC clients. Bonnie Corns, Community Health Services Manager, said that our farmers' market vendors have been trained to redeem the coupons from WIC clients. Ms. Goodloe said that the maximum amount of the contract is \$615,467.

**Motion 06-02: Commissioner Bowen made a motion to amend the Consolidated Contract #3 to reflect the additional adjustments. Commissioner Crankovich seconded. Don Solberg asked if the total adjustments added to approximately \$60,000; Nancy Goodloe answered affirmatively. Motion 06-02 carried.**

## **UPDATES/REPORTS:**

### **Staffing Updates – Nancy Goodloe**

Nancy Goodloe said that the Public Health department is at full staff now. Janet Jones was recently hired as the new nurse and the department is happy to have her. Ms. Jones is assigned to the First Steps program, immunizations, and food-borne investigations.

### **Department Pandemic Flu Tabletop on May 26**

Nancy Goodloe reported that the department's May 26 tabletop occurred, was well attended by community partners, and went well. Ms. Goodloe provided information on staff responses, community partners, and said that a review will be written-up for a debriefing on June 10; and furthermore, changes from the May 26 exercise will be implemented into the June 29 region-wide tabletop. Public Health Department staff contributed their comments on the exercise covering topics about the changing nature of staff roles and the subsequent impact on families in emergency response work. Commissioner Huston contributed his suggestions for a responders' desk (for families to call so that staff can know their family is safe) and on the role of responders according to a law enforcement model.

Nancy Goodloe said that for the Board of Health's (BOH) July 21, 2005 meeting, Jackie Dawson, Epidemiologist for Region 7 Public Health, will provide a presentation on pandemic flu; and Dr. Rosalie Miller, M.D., Health Officer, will present information on isolation and quarantine issues and their legal implications.

### **Oral Health Program Award – Bonnie Corns**

Bonnie Corns, Community Health Services Manager, announced that the Oral Health Program had received an award for "Sheriff Rooty Tooth and the Cavity Wranglers" from the Comprehensive Health Education Foundation, along with a check for \$100. Ms. Corns also mentioned that the dental program is being honored for its example of how youth in Washington make the state a better place and help others to be healthy; and the program might be featured in the fall publication of the *Washington Healthy Youth Plan*.

### **Block Grant Funds Restored**

Nancy Goodloe reported she had received word that Block Grant funds have been restored although it is unclear if all funding has been restored. The block grants fund physical activity and nutritional programs in the county. Ms. Goodloe said the funding will now continue for at least one more year.

## **PRESENTATIONS:**

### **Tobacco Program Strategic Planning 2005/2006 – Sarah Bedsaul**

Sarah Bedsaul, Health Educator, provided an update on the Tobacco Program's 2005/2006 strategic planning process. Sarah said the Tobacco Program will be involved in intensive strategic planning processes for the next four to five years especially in light of funding losses or cessation. She said the program's priority-setting process and new work plan for 2006 involved 40 community partners. The group came up with 5 indicators (i.e., priorities). Ms. Bedsaul provided an overview of the indicators along with examples of activities that have been successful for each indicator. These indicators are:

1. Youth engagement to deliver tobacco-free messages to peers (i.e., focus on youth to deliver messages to peers)
2. Youth less receptive to pro-tobacco marketing
3. Effective healthcare provider intervention
4. Availability of community cessation resources
5. Support for community smoking bans and policies.

Sarah Bedsaul said she has the hard copy of the strategic plan for those interested in reading it. Sarah mentioned that Washington State is ahead of the game regarding tobacco prevention and control. Sarah circulated a Department of Health (DOH) handout containing state data.

Nancy Goodloe said the “Tobacco Program is the most productive and successful program we have” because of Ann Riley’s leadership and management and Sarah Bedsaul’s leadership. Nancy emphasized that this is the kind of program that produces data, which is what the federal government wants to see.

Commissioner Bowen asked if *The Palace* restaurant had voluntarily decided to make their bar smoke-free. Sarah Bedsaul replied “Yes.” Sarah mentioned additional restaurants which were experiencing benefits from their smoke-free environments.

**BUSINESS:**

[Recording of Public Hearing began.]

**Public Hearing for Kittitas County Board of Health Resolution 2005-02 to Adopt Kittitas County Code Title 8.04 Food Handling Rules and Regulations and Title 8.08 Food Handling Establishments – Perry Huston**

Nancy Goodloe stated that the proposed Resolution and Ordinance were finalized by Doug Mitchell (from earlier versions by the Health Department). Ms. Goodloe introduced Doug Mitchell, Deputy Prosecuting Attorney in the Prosecutor’s Office, to speak about the Resolution and Ordinance. Doug Mitchell handed out copies of the finalized Resolution and Ordinance.

Doug Mitchell provided a brief overview on the rationale for the proposed change to the County Code, and then proceeded to review the proposed Ordinance and its recommended amendments item-by-item.

The proposed Ordinance is to amend Kittitas County Code Title 8. The amendments specify that the State Board of Health WAC 246-215 changes of May 2, 2005 are adopted in this county, 8.04.010 Adoption by Reference. The amendments include two new sections, 8.04.020 Penalty that establishes a misdemeanor penalty for anyone who violates any section of WAC 246.215; and 8.04.030, a Savings clause that prevents all of the regulation from being held invalid if any piece of the regulation is found to be invalid.

Additional amendments are:

Section 8.08.010 Food Handling Establishment Defined: reflects the definitions cited in WAC 246-215; essentially broadens current definitions in the Kittitas County Code.

Section 8.08.030 Permit Issuance: cleaned up the language of the existing section.

Section 8.08.040 Fees: clarifies the language of the existing section.

Section 8.08.060 Violation – Penalty: changes the reference to RCW 9A.20.021.

Section 4.04.010 Established: amends the language to indicate the Kittitas County Board of Health adopts the fee schedule.

Doug Mitchell described the two sections in the proposed Resolution 2005-02. Doug stated that the Resolution reflects work that went into the proposed Ordinance. He said that Section 1 makes it easier for food service people to follow the same rules wherever they are situated (for example, in Cle Elum or Ellensburg) as the rest of state. And Mr. Mitchell said that Section 2 provides for a separate infraction for every day of the violation. Doug stated that the purpose is to get compliance versus generating fees; the section is to act as a persuasion to comply rather than not to comply.

Discussion ensued over the difference between civil infraction as stated in the proposed Resolution 2005-02 and misdemeanor as stated in the proposed Ordinance. Doug Mitchell provided clarification on the difference between civil infraction and misdemeanor, and provided information on and examples of the practical enforcement of both

types of penalties. There was discussion about how the provisions of the Ordinance and Resolution better protect food handling inspectors and the county from any problems with noncompliance because the proposed enforcement procedures and powers allow court orders and warrants to be issued.

Commissioner Huston said that as it was time for public testimony, and he asked if there was anyone present who wanted to speak. No one from the public was in attendance.

Commissioner Huston proposed there be a continuation of the hearing until the Board of County Commissioners (BOCC) meeting on July 19, 2005 so that the BOCC could approve the proposed Ordinance at their July 19, 2005 meeting. Subsequently, at the July 21, 2005 meeting, the BOH could pass the proposed Resolution 2005-02.

**Motion 06-03: Commissioner Huston moved to continue the Public Hearing on Resolution 2005-02 to the July 21, 2005 meeting of the BOH. Commissioner Bowen seconded. Motion 06-03 carried.**

**Motion 06-04: Commissioner Huston moved to refer the proposed Ordinance to the BOCC for its July 19, 2005 meeting. Commissioner Bowen seconded. No discussion occurred. Motion 06-04 carried.**

It was agreed that Nancy Goodloe would go through the county process to amend the county code so that the BOH could adopt Resolution 2005-02 at its July 21, 2005 meeting.

**Risk-Based Inspection of Food Establishments – Nancy Goodloe and John Wolpers**

Nancy Goodloe and John Wolpers asked BOH members for their thoughts on a 3-tiered categorization of risk-based inspections of food establishments, particularly regarding what to do about the number of inspections for medium-risk establishments. The matter is up for review due to new state regulations. Nancy said the 3-tiered system for inspections under the department's consideration is:

- Low-risk: 1 inspection per year
- Medium-risk: 1 inspection per year with a 2<sup>nd</sup> site visit for education (but not full inspection)
- High-risk: 2 inspections per year

John Wolpers stated that there are over 200 food establishments in Kittitas County with the following breakdown:

- Low: 100+ (in low 100's)
- Medium: 70 approx.
- High: 40

Rosalie Miller, Health Officer, stated that the categories are those which Washington State counties were designating and counties varied in how many inspections to do for the medium-risk level, i.e., with an option to do 1 to 2 inspections per year.

After some discussion over current problems, what the regulations are, what other counties are doing, the basis for identifying the categories (i.e., type of food prepared and the risk of food-borne illness), and implications for permitting fees charged and the budget needs of the department, it was decided that 3 categories were not necessary. Board members recommended using a 2-tiered system of low and high-risk-based inspections. Establishments posing low risk would receive 1 inspection per year; those posing high risk would receive 2 inspections per year. It was decided that a 2-tiered categorization is easier to describe to food establishments and to implement than a 3-tiered one.

John Wolpers said he will use the 2-tiered system.

[Commissioner Huston asked Vice-Chair Don Solberg to conduct the remainder of the meeting and excused himself in order to attend to other county business.]

**DOH Joint Plan of Operation for Group B Water Systems – Nancy Goodloe and John Wolpers**

As follow-up to the April BOH meeting, Nancy Goodloe reported that she and John Wolpers had information to respond to the Board’s two lingering questions. Regarding the question about Spokane County’s lawsuit with DOH, Nancy and John found out that the liability issue does not have to do with engineering nor system failure; and regarding the cost to KCPHD if approval is shifted out-of-house, the net cost would be \$100. Nancy also indicated that the DOH approval time though not definite is longer than one month.

Nancy Goodloe stated that she had met with Commissioner Bowen and Commissioner Crankovich at the May study session and wants to change the department’s original recommendations so that Environmental Health will now process and approve these systems in-house for our county, and once approved, send to the regional office for issuance of the well permit. Nancy asked the BOH to accept this revised recommendation.

**Motion 06-05: Commission Bowen moved for the approval of the Administrator to sign the Joint Plan of Operation with Department of Health (DOH) for Group B water systems. Carolyn Booth seconded.**

Additional discussion covered engineering issues.

**After a short discussion, all indicated they were in favor. Motion 06-05 carried.**

**Resolution 2005-03 to Appoint an Acting Health Officer – Rosalie Miller, M.D., Health Officer**

Rosalie Miller presented background information on the resolution, which proposes a coverage arrangement amongst health officers in Region 7, Chelan-Douglas, Okanogan, Grant, and Kittitas counties. Rosalie said the resolution is used in a number of counties; and it was reviewed by attorneys here and in Chelan-Douglas and there were no concerns.

**Motion 06-06: Carolyn Booth made a motion to consider Resolution 2005-03. Commissioner Bowen seconded. Everyone indicated they were in favor. Motion 06-06 carried.**

The meeting adjourned at 11:40 a.m.

**Next Meeting:** The next Board of Health meeting will be on July 21 at 10:00 a.m.

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Perry Huston, Chair of the Board of Health

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Nancy Goodloe, Administrator  
Kittitas County Public Health Department

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Susan Merrill, Clerk to the Board of Health