



# UTAH COUNTY BOARD OF HEALTH

151 SOUTH UNIVERSITY AVENUE  
PROVO, UTAH 84601

## MINUTES March 26, 2018

Members Present:			
Mayor Jeff Acerson, Chair	X	Teresa Tavares, Vice Chair	X
Gaye L. Ray, RN	X	Daril Magleby	X
Superintendent Rick Nielsen	X	Diane Lohner	excused
Dianne C. Carr	X	Commissioner Greg Graves	excused
Henry M. Yeates, MD	excused		

### Others present:

Ralph L. Clegg, EHS, MPA      UCHD Executive Director  
Julie Dey                              UCHD Secretary

Number of people in attendance – 10

1. Welcome by Jeff Acerson
2. Approval of the minutes from January 22, 2018

**MOTION:** Daril Magleby made the motion to approve the minutes which was seconded by Rick Nielsen and passed by unanimous vote.

3. Adopt for Public Hearing an amendment to Regulation # 2008-01 regarding the Determination of Ground-Water Table Elevation

Jason Garrett, Bureau Director, Environmental Health, UCHD, explained the goals of the proposed regulation are to make clarifications and updates to align Utah County's Regulation #2008-001 with the substantial revisions to Utah State Rule R317-4 Onsite Wastewater Systems. The proposed regulation will give Utah County residents additional options; for example, groundwater monitoring is specified for a year and throughout the wet months. However, in the policy, if the County doesn't receive adequate rain fall or snow pack, then the monitoring period is extended another year.

The proposed regulation gives the residents the option to hire professionals to assess the situation and submit their findings to our Environmental Health office. At that point, we can determine if additional monitoring is required.

Gaye Ray asked, "What are the risks to the Board of Health approving the proposed regulation in a dry year vs. subsequent not so dry years?"

Craig Bostock, Environmental Health Program Manager UCHD, explained, "With the fluctuations year-to-year it is somewhere up to 3-4 feet which would be a typical fluctuation. 2017 was a good year to collect baseline information to know where groundwater is likely to be during an average precipitation year or slightly above average. In 2018, Utah County is in the 50<sup>th</sup> percentile on our snowpack and precipitation which could possibly indicate another year of monitoring. The proposal gives residents the ability to hire consultants such as geologist or hydrologist who are licensed with the state. These professionals will have modeling and data that our Environmental Health office may not have. "

Gaye Ray, "What is the risk if we don't have two years of monitoring, and we take the professional opinion; we then allow someone to build when water may creep into their basement at some point."

Jason Garrett answered, "The issue would be with wastewater and the appropriate separation. The professionals would need to provide data to us including historical evidence of surrounding properties and things of that nature. The difficult part is that the groundwater reacts so differently to snowpack in different areas. In some areas we will see a 4' difference between 2017 and 2018 and other areas may only have a 6" difference. What makes it difficult is that it is not universal across the valley."

Teresa Taveres brought up the point that the ultimate decision would be up to the Utah County Executive Director of Health and not the Board of Health.

Ralph Clegg also brought up that the Health Department also has an Appeals Board that residents can make appeals to.

Gaye Ray asked, "Is there litigation that a homeowner could engage in if, the Board of Health put their stamp of approval on since they hired XYZ company hydrologist who suggests based on history that it be approved."

Pona Sitake, County Attorney, explained that the professionals would typically be licensed and bonded in the state of Utah for a very specific reason. When someone comes back and says, 'You gave me approval,' then the Health Department can say, 'We based our decision based on this report that you paid for and you picked the professional; thereby shifting liability if there is any exposure to the party looking for application or to the water expert who may falsify information.

Jason Garrett pointed out that residents don't have to hire the professionals because they can choose the option to have groundwater monitoring for another additional year. We are seeing many more dry years than "average" in the recent years which makes the additional monitoring or hiring a professional important.

Craig Bostock said, "We did capture a bit more groundwater data last year than we had in previous years to get a baseline greater than we had the year before."

Ralph Clegg indicated that the regulation can be revisited in the future as needed.

**MOTION:** Teresa Tavares made the motion to adopt the proposed amendment to Regulation #2008-01 regarding the Determination of Ground-Water Table Elevation for public hearing which was seconded by Gaye Ray and passed by unanimous vote.

4. Set a date, time and location for a public hearing on the amendment to Regulation #2008-01 regarding the Determination of Ground-Water Table Elevation suggested for next meeting, Monday, May 21, 2018 at 4:00 pm in Room #2500 of the Health & Justice Building

**MOTION:** Rick Nielsen made the motion to set a date, time and place for public hearing of Health Regulation #2008-01 at the next Board of Health meeting on May 21, 2018 at 4:00 pm at this location (151 S. University Avenue, Room 2500) which was seconded by Dianne Carr and pass by unanimous vote.

5. Health Department's Evaluation of our Hep A response

Aislynn Tolman-Hill, Public Information Officer (PIO), UCHD presented Utah County Health Department's Hepatitis A Response in January 2018.

**Summary:** Our Epidemiology division identified Hepatitis A in two food service workers at two separate restaurants in Spanish Fork in January. The Environmental Health division verified employment dates and worked with the restaurants. The PIO provided media releases and updates to the public as well as media events for the media's questions. The Immunizations division provided Hepatitis A immunizations to the public. An emergency call center was set up to respond to questions as well as web based self-assessment tool provided by the Utah Department of Health. The estimation of Utah County Health Department staff time spent for the 3-5 day event was 426 hours.

Aislynn reviewed the lessons the Health Department learned during the event and the goals for future responses:

- Bring Emergency Preparedness staff into planning efforts ASAP
- Phone bank worked very well, and headsets have been purchased for the phones
- Line issues for the immunization division/staff taking initiative as greeters (make it a position/role for response situations)
- Communicate with healthcare providers promptly
- Move data collection of patients from electronic to paper for speed in processing
- The response tested internal response capabilities to a limit (immunizations, phone bank, communications)
- Teamwork throughout the department was remarkable

- Staffing the phone bank was a challenge (offer/volunteer to work more hours in the phone bank)
- Staff rising above exhaustion and stress to do their best at a critical time
- Staff saw a need and figured out how to solve it (examples: greeters at the immunization door, triage of those in line to fast track as needed, media notification to PIO, fans, water, snacks for those waiting in immunization lines)

6. Review of the 2017 County Health Rankings

Ralph Clegg reviewed the 2017 County Health Rankings with the board. The rankings come from The County Health Rankings & Roadmaps program. Utah County continues to rank in the top five for Utah for healthy behaviors and healthy outcomes. Most of the counties in front of Utah County are rural counties with the exception of Davis County. This shows that Utah County is a healthy community. Also, U.S. News Healthiest Communities Rankings puts Utah County at #235 based on 3,000 counties in the U.S.A.

7. 2018 Legislation review

Ralph Clegg reviewed the Legislative Bill Watch with the board.

HB 002	New Fiscal Year Supplemental Appropriations Act	Passed
HB 041	Mental Health Crisis Line Amendments	Passed
HB 074S2	Emissions Inspection Modifications	Did not pass
HB 088S4	Electronic Cigarette and Other Nicotine Product Amendments	Did not pass
HB 101S2	Air Quality Emissions Testing	Passed
HB 171S1	Motor Vehicle Emissions Amendments	Did not pass
HB 181S2	Home Consumption & Homemade Food Act	Passed
HB 195S3	Medical Cannabis Policy	Passed
HB 196	Breastfeeding Protection Act	Passed
HB 296	Tobacco Age Amendments	Did not pass
HB 324S1	Tobacco Regulations Amendments	Passed
HB 370S1	Suicide Prevention & Medical Examiner Provisions	Passed
HB 399S3	Opioid Abuse Prevention & Treatment Amendments	Passed
SB 015	Raw Milk Amendments	Passed
SB 130S2	Cannabidiol Product Act	Passed
SB 161S4	Nurse Home Visiting Pay for Success Program	Passed

SJR 005	Joint Resolution Recognizing Fall Prevention Efforts and Designating Fall Prevention Awareness Day	Passed
---------	--	--------

Also, regarding e-cigarettes, Ralph told the board about a new e-cigarette device that looks like flash drive called a Juul. The Juul allows individuals to inhale the addictive drug, nicotine, and students can use it in school. It can be smoked in class when a teacher isn't looking and can be exhaled into a back pack because it doesn't have a big cloud of vapor. It is referred to as Juuling (not smoking or vaping).

One nicotine cartridge for a Juul, called a pod, contains as much nicotine as a pack of cigarettes. The Juul can be charged on a laptop. The pods are available in flavors. Linnea Fletcher, Health Promotion Program Manager, UCHD, had a Juul on hand as part of the anti-tobacco program and was able to show it to the board members. Linnea explained that because the Juul is a 'closed system' it doesn't have the same state requirement of nicotine. The other thing that is concerning about the Juul company is that they are contacting schools saying they would like to do a presentation on prevention similar to what tobacco companies have done.

8. UALBH Steering Committee Report

Nothing to report at this meeting.

9. Constituent feedback

Nothing to report at this meeting.

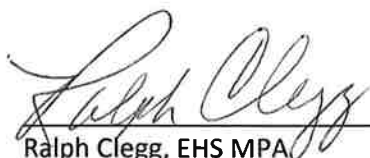
10. Employee Changes


Ralph Clegg reported that there were minor employee changes. The Health Department has a new position for an Epidemiology Nurse which has been filled. Provo WIC Clinic Director has taken another position with another company and that position will be filled.

11. Other Business

- NALBOH Annual Conference, August 8-10, Raleigh, NC. Let Ralph or Julie know if you would like to attend by the May Board of Health meeting.
- UALBH Annual Symposium, September 6-7, 2018, Vernal UT. Let Ralph or Julie know if you would like to attend.

**MOTION:** Gaye Ray made the motion to adjourn which was seconded by Rick Nielsen and passed with unanimous vote.

  
 \_\_\_\_\_  
 Ralph Clegg, EHS MPA  
 Director  
 Utah County Health Department

  
 \_\_\_\_\_  
 Jeff Acerson  
 Chair  
 Utah County Board of Health