

Geauga County General Health District  
Board of Health Meeting Minutes  
January 17, 2017, 5:00 p.m.  
Geauga County Health District Office  
470 Center Street, Bldg. 8, Chardon, OH 44024

I. Call to Order

Mr. Goergen, President, called the monthly meeting of the Geauga County Board of Health to order at 5:00 p.m.

Board members present: Mr. Timothy Goergen, President, Mrs. Christina Livers, Pro-Tem, Mr. David Gragg, and Mrs. Catherine Whitright.

Staff members present: Robert Weisdack, Health Commissioner, Dan Mix, Administrator, Herb Shubick, Interim Environmental Health Director, David Sage, Registered Sanitarian, Darla Andrews, Nursing Director, and Alta Wendell, Administrative Assistant.

Others present: David Apanovitch, Anita Stocker, Tracy Washington, Rebecca Buddenberg, Erwin Leffel, and Ken Radtke.

II. Pledge of Allegiance

Mr. Goergen asked everyone to stand and recite the Pledge of Allegiance.

III. Approval of Minutes

**Mr. Gragg moved to approve the minutes for the December 19, 2016 Board of Health meeting. Mrs. Livers seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

**Mr. Gragg moved to approve the minutes for the January 10, 2017 Special Board of Health meeting. Mrs. Whitright seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

IV. Current Expenses/Financial Report

**Mr. Gragg moved to approve the Current Expenses and Financial Reports, December 14, 2016 to January 12, 2017. Mrs. Whitright seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

V. Administrative Hearings

a. Donald Washington

Donald Washington was not present. Tracy Washington was present and sworn in by Mr. Goergen. Mr. Sage was sworn in and stated his experience.

Mr. Sage stated that this was an alleged code violation at the property owned by Donald Washington, 7488 Mulberry Rd., Chester Twp. This case was based on the failure to have a For Sale of Property Evaluation conducted at the time of property transfer as per Section 3701-29-25 of the Geauga County Sewage Treatment System Rules. This case was tabled from the November 14, 2016 meeting. It is being re-addressed because the owner had problems with mail delivery and did not receive notice of the December meeting.

3701-29-25(A) "An evaluation of a residential sewage system must be completed at time of transfer of ownership of any parcel with said system. The evaluation shall be conducted by a member of the Health District and if necessary any corrective actions(s) required shall be accomplished within the time period(s) directed." Discussion followed.

Tracy Washington stated that installers have told her that the existing system would not pass a For Sale of Property evaluation. Miss Washington asked if she could have some time so that she can get her other home sold. Once that happens, she will have the money to put in a new system.

**Mrs. Livers moved to table the Administrative Hearing until the May 15, 2017 regular Board of Health meeting. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

b. Anita Stocker/Stockers on the Park

Anita Stocker was present and sworn in by Mr. Goergen. Mr. Sage was sworn in again and stated his experience.

Mr. Sage stated that this was an alleged code violation at the property owned by Anita Stocker/Stockers on the Park, 6731 Madison Rd., Thompson Twp. This case is in regards to the Semi-Public Sewage system Regulation Article XII, Section 52.12.01 which states:

"No semi-public sewage disposal system shall be installed or operated on a lot which is within an available sanitary sewer system. If it is determined by the Health Commissioner that such a facility is capable of tying into a sanitary sewer system, the old system must then be abandoned in such a manner as approved by the Ohio EPA." Discussion followed.

Miss Stocker stated that she had been working with a contractor to tie into the sanitary sewers. The contractor suggested a change to her plumbing. She contracted with a plumber who drew up plans. The building is very old and has had many additions, which has added to the problem. She asked if she could have a little time to get tied in.

**Mrs. Livers moved to table the Administrative Hearing until the May 15, 2017 regular Board of Health meeting. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

c. Randy Perotti/MCAR Properties, John & Karen Heinsons, Randy Perotti/MCAR Properties and Randy Perotti/MCAR Properties

None of the above mentioned were present. Mr. Sage was sworn in again and stated his experience.

Mr. Sage stated that this is an alleged code violation to the properties owned by Randy Perotti/MCAR Properties, 6709 Thompson Rd., Thompson Twp., John & Karen Heinsons, 16540 Thompson Rd., Thompson Twp., Randy Perotti/MCAR Properties, 16600 Thompson Rd., Thompson Twp., and Randy Perotti/MCAR Properties, 16611 Thompson Rd., Thompson Twp. These cases are in regards to the Semi-Public Sewage system Regulation Article XII, Section 52.12.01 which states:

"No semi-public sewage disposal system shall be installed or operated on a lot which is within an available sanitary sewer system. If it is determined by the Health Commissioner that such a facility is capable of tying into a sanitary sewer system, the old system must then be abandoned in such a manner as approved by the Ohio EPA." Discussion followed.

**Mr. Gragg moved that a code violation exists at the properties owned by Randy Perotti/MCAR Properties, 6709 Thompson Rd., Thompson Twp., John & Karen Heinsons, 16540 Thompson Rd., Thompson Twp., Randy Perotti/MCAR Properties, 16600 Thompson Rd., Thompson Twp., and Randy Perotti/MCAR Properties, 16611 Thompson Rd., Thompson Twp. Mrs. Livers seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

**Mr. Gragg moved that Randy Perotti/MCAR Properties, 6709 Thompson Rd., Thompson Twp., John & Karen Heinsons, 16540 Thompson Rd., Thompson Twp., Randy Perotti/MCAR Properties, 16600 Thompson Rd., Thompson Twp., and Randy Perotti/MCAR Properties, 16611 Thompson Rd., Thompson Twp. be required to contact the Geauga County Department of Water Resources and connect to the sanitary sewer within 30 days of receipt of Board order. Failure to follow this order will result in referral to the Prosecutor's office for legal action. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

d. David & Jane Shaughnessy

David & Jane Shaughnessy were not present. Mr. Sage was sworn in again and stated his experience.

Mr. Sage stated that this is an alleged code violation to the property owned by David & Jane Shaughnessy, 16683 Thompson Rd., Thompson Twp.

This case is in regards to the following sections of Geauga County Household Sewage Treatment System Regulations:

- 3701-29-02(L) states: "No household sewage disposal system shall be installed, maintained, or operated on property accessible to a sanitary sewage system."
- 3701-29-02(M) states: "Whenever a sanitary sewage system becomes accessible to the property, a household sewage disposal system shall be abandoned and the house sewer directly connected to the sewage system."
- 3701-29-18(A) states: "An abandoned household sewage tank shall be properly abandoned. The owner of the property will be responsible to assure that the septic tank(s) are properly abandoned"
- 3701-29-18(B) states: "A copy of the abandonment plan must be submitted to this department to assure compliance that the system has been properly abandoned. Submissions must be within 30 days of the abandonment procedure." Discussion followed.

**Mr. Gragg moved that a code violation exists at the property owned by David & Jane Shaughnessy, 16683 Thompson Rd., Thompson Twp. Mrs. Livers seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

**Mrs. Livers moved that David & Jane Shaughnessy, 16683 Thompson Rd., Thompson Twp. be required to contact the Geauga County Department of Water Resources and connect to the sanitary sewer within 30 days of receipt of Board order. Failure to follow this order will result in referral to the Prosecutor's office for legal action. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

- e. Victoria Zappia/Sports Haven, 8801 Kinsman Rd., LLC., John & Stephanie Sutter, Harold & Kim Schneider, John & Stephanie Sutter/Sutters Restaurant, Post Office/Mark Hershberger, Lillian Swank/Mitchell Mills Apt #7 & #8, Tom Swank/Mountain View Apts, Fair Weather Farm, Full Gospel Christian Church, Midwest Land Partners, and Auburn Community Church

None of the above mentioned were present. Mr. Sage was sworn in again and stated his experience.

Mr. Sage stated that this is an alleged code violation to the properties owned by Victoria Zappia/Sports Haven, 9887 Kinsman Rd., Newbury Twp., 8801 Kinsman Rd., LLC., 8801 Kinsman Rd., Russell Twp., John & Stephanie Sutter, 10311 Kinsman Rd., Newbury Twp., Harold & Kim Schneider, 10479 Kinsman Rd., Newbury Twp., John & Stephanie Sutter/Sutters Restaurant, 10655 Kinsman Rd., Newbury Twp., Post Office/Mark Hershberger, 12341 Madison Rd., Huntsburg Twp., Lillian Swank/Mitchell Mills Apt #7 & #8, 10623 Mitchell Mills Rd., Chardon Twp., Tom Swank/Mountain View Apts, 10623 Mitchell Mills Rd., Chardon Twp., Fair Weather Farm, 10065 Taylor May Rd., Auburn Twp., Full Gospel Christian Church, 14156 View Dr., Newbury Twp., Midwest Land Partners, 10986 Washington St., Auburn Twp., and Auburn Community Church, 11076 Washington St., Auburn Twp. These cases are in regards to the following sections of Article V, of the Geauga County Health District Semi-Public Sewage Disposal System Regulations, which states:

**Section 52.05.02: "APPLICATION – Any person, firm, association, or corporation who, subsequent to the first day of September of that year, has intent of operating a semi-public sewage disposal system must obtain an inspection certificate from the Geauga County Health Department."**

**Section 52.05.04: "CERTIFICATE ISSUANCE – Certificate renewal forms will be mailed the last week of July. Owners of the property are responsible for returning the completed form and proper payment to the Geauga County Health Department by the filing deadline of September 1 of that year. All applications post marked later than the September 1 date shall be regarded as late and be subject to a 25% late fee. The fee schedule shall be adopted by the Geauga County Board of Health."**

**Background History: Renewal applications were sent out in July and are due September 1. The owners of these properties have either not made payment for the operational/inspection certificate for their Semi-Public Sewage Disposal System for the 2016-2017 certificate year after the September 1 due date or they paid the fee after the due date and now a late fee is due. Discussion followed.**

Mr. Gragg moved that a code violation exists at the properties owned by Victoria Zappia/Sports Haven, 9887 Kinsman Rd., Newbury Twp., 8801 Kinsman Rd., LLC., 8801 Kinsman Rd., Russell Twp., John & Stephanie Sutter, 10311 Kinsman Rd., Newbury Twp., Harold & Kim Schneider, 10479 Kinsman Rd., Newbury Twp., John & Stephanie Sutter/Sutters Restaurant, 10655 Kinsman Rd., Newbury Twp., Post Office/Mark Hershberger, 12341 Madison Rd., Huntsburg Twp., Lillian Swank/Mitchell Mills Apt #7 & #8, 10623 Mitchell Mills Rd., Chardon Twp., Tom Swank/Mountain View Apts, 10623 Mitchell Mills Rd., Chardon Twp., Fair Weather Farm, 10065 Taylor May Rd., Auburn Twp., Full Gospel Christian Church, 14156 View Dr., Newbury Twp., Midwest Land Partners, 10986 Washington St., Auburn Twp., and Auburn Community Church, 11076 Washington St., Auburn Twp. Mrs. Livers seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.

Mrs. Livers moved that Victoria Zappia/Sports Haven, 9887 Kinsman Rd., Newbury Twp., 8801 Kinsman Rd., LLC., 8801 Kinsman Rd., Russell Twp., John & Stephanie Sutter, 10311 Kinsman Rd., Newbury Twp., Harold & Kim Schneider, 10479 Kinsman Rd., Newbury Twp., John & Stephanie Sutter/Sutters Restaurant, 10655 Kinsman Rd., Newbury Twp., Post Office/Mark Hershberger, 12341 Madison Rd., Huntsburg Twp., Lillian Swank/Mitchell Mills Apt #7 & #8, 10623 Mitchell Mills Rd., Chardon Twp., Tom Swank/Mountain View Apts, 10623 Mitchell Mills Rd., Chardon Twp., Fair Weather Farm, 10065 Taylor May Rd., Auburn Twp., Full Gospel Christian Church, 14156 View Dr., Newbury Twp., Midwest Land Partners, 10986 Washington St., Auburn Twp., and Auburn Community Church, 11076 Washington St., Auburn Twp. be required to pay the certificate renewal and/or any associated late fees to operate a semi-public sewage treatment system within 30 days of receipt of Board order. Failure to do so will result in referral to the prosecutor's office for legal action. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.

VI. Environmental Health Program Update

Mr. Weisdack reported that the Wolcott site was recently inspected and has been cleaned up. All that is left is to seed the area in the spring. Mr. Wolcott will submit a plan, his receipts and will pay the final installment of his fine.

Herb Shubick, Interim Environmental Health Director reported that the inspections of the food service operations resumed today. He is assisting the two Sanitarian-in-Training staff members with these inspections.

Mr. Shubick reported that the Liberty Tire purchase order is done. There are seven sites where they will be picking up tires. He also stated that MRC did an outstanding job giving presentations as part of the Zika grant.

A new policy was instituted for the EH staff. Beginning this week, all staff will leave a list of their prospective inspection locations in the front office. At the end of the day, they will retrieve the list and complete it with the times and mileage to each location.

a. Sewage Appeals Board

Mr. Weisdack stated that as part of the sewage rules, a three-member board must be appointed for any appeals of the rules. Judge Grendell has appointed John Ralph and Mr. Weisdack announced that he appointed Eric Robb, RS for the Geauga County Health District. The other appointment will be made by ODH.

VII. Personal Health Services Update

a. Public Health Emergency Preparedness

Mrs. Andrews stated that Mrs. Spencer was working on completing a new grant. There are many different deliverables within this grant.

b. Disease Surveillance

Robyn Bull, RN is continuing to grow into her new position.

c. Nursing Services

Mrs. Andrews stated that interviews for the vacant public health nurse were going well. She hoped to have them completed soon.

d. WIC

Mrs. Andrews will be meeting with the Lake WIC Director to discuss some issues.

e. Administration

There was nothing discussed

f. Accreditation

There was nothing discussed.

VIII. Old Business

a. Herb Shubick, Interim EH Director

**Mrs. Livers moved 1.17.17-a to approve the salary increase for Herb Shubick, Interim Environmental Health Director to \$25.50 per hour for up to 32 hours per week, retroactive to payroll #1, 2017. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

IX. New Business

**Mr. Gragg moved 1.17.17-b to approve the agreement with the Lake County General Health District to administrate the IAP grant on behalf of the Geauga County General Health District. Mrs. Whitright seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

**Mr. Gragg moved 1.17.17-c to approve the IAP 2017 budget not to exceed \$31,790.00. Mrs. Whitright seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

**Mr. Gragg moved 1.17.17-d to approve the PHEP 2017 budget revision not to exceed \$94,854.00. Mrs. Whitright seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

**Mr. Gragg moved 1.17.17-e to approve the PHEP/CRI 2018 budget revision not to exceed \$128,855.00. Mrs. Whitright seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

**Mrs. Livers moved 1.17.17-f to adopt Resolution 2017-1 Then and Now Purchase Order, which authorizes the payment to BSL-Applied Laser Co. in the amount of \$93.68. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

**Mrs. Whitright moved 1.17.17-g to approve the 2017 contract renewal with the Geauga Trumbull Solid Waste Management District not to exceed \$15,000.00. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

X. Other Business

Mr. Mix stated that new funding is available for Project DAWN. The funding is available which will provide the antidote Naloxone to local health districts. The funding will provide training and education. Mr. Mix stated that the Geauga County Health District was eligible to apply for the grant.

Ken Radtke, HDAC President and Erwin Leffel, HDAC Secretary were present. Mr. Leffel stated it was time to advertise for the two Board of Health positions. In the past, the local newspaper has allowed the HDAC to run the ads at no charge. They have indicated that this year, they will be charging for the ads. Mr. Leffel reminded the Board that the HDAC is unfunded and asked if the Geauga County Health District could cover the cost. The ad will be run two times in the Geauga County Maple Leaf at \$61.60 each time.

**Mrs. Livers moved 1.17.17-h to approve the payment for the HDAC advertisements in an amount not to exceed \$150.00. Mrs. Whitright seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

Mr. Weisdack asked the Board to check their calendars to have a Budget Workshop the week of February 6, 2017. At the February 13, 2017 meeting, he will be asking for preliminary approval of the 2018 Geauga County Health District budget and the final approval at the March 20, 2017 meeting. The HDAC meeting has been scheduled for March 28, 2017 in the meeting room at 470 Center St. The doors open at 7:00 pm and the meeting will begin at 7:30 pm.

XI. Executive Session

**Mrs. Livers moved to adjourn to Executive Session at 6:09 pm to discussion the compensation for Health District personnel. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; Mr. Gragg, yes; and Mrs. Whitright, yes.**

XII. Meetings

**Regular Board of Health Meeting, Monday, February 13, 2017** at 5:00 p.m. in the small meeting room of 470 Center St., Bldg. 8, Chardon, Ohio.

XIII. Adjourn

As there was no further business to come before the Board the meeting was adjourned.

Respectfully submitted,

Robert K. Weisdack, R.S., M.A., M.P.H.  
Secretary of the Board

a