

LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT

Board of Health
October 8, 2013

I. ROLL CALL

The meeting of the Board of Health was called to order at 4:58 PM by Heidi Stark at the Lincoln-Lancaster County Health Department. Members Present: Roma Amundson, Alan Doster, Doug Emery, Michelle Petersen, Marcia White, Brittany Behrens (ex-officio), Tim Sieh (ex-officio) and Heidi Stark.

Members Absent: Karla Lester, Jacquelyn Miller and Trish Owen (ex-officio).

Staff Present: Judy Halstead, Charlotte Burke, Steve Frederick, Kathy Cook, Gwendy Meginnis, Steve Beal, Scott Holmes, Andrea Haberman, Chris Schroeder, and Elaine Severe.

Others Present: Nancy Hicks, Andrew Lehman and Robert Emanewman.

Ms. Halstead introduced Dr. Michelle Petersen as the new member of the Board of Health. Dr. Petersen is a pediatrician and was appointed by the Lancaster County Medical Society.

Ms. Amundson introduced Boy Scouts Lehman and Emanewman. The Boy Scouts are attending a government meeting as a requirement to receive their citizenship and government badge.

II. APPROVAL OF AGENDA

Dr. Stark asked if there were any additions or corrections to the Agenda. Ms. Halstead stated Mr. Holmes will present the items for Ms. Jensen.

Motion: Moved by Ms. Amundson that the Agenda be approved as mailed. Second by Ms. White. Motion carried by acclamation.

APPROVAL OF MINUTES

Dr. Stark asked if there were any additions or corrections to the Minutes.

Motion: Moved by Ms. Amundson that the September 10, 2013 Minutes be approved as mailed. Second by Dr. Doster. Motion carried by acclamation.

III. PUBLIC SESSION

DEPARTMENT REPORTS

A. Health Director Update

Ms. Halstead stated staff hope to have the Board of Health agenda, packet and corresponding materials available on the Department website in the near future. She thanked Ms. Hicks for the suggestion. Board packets and materials will be mailed for the next several months with the paper mailings phased out around the first of the year.

Ms. Halstead stated the new Lincoln Racetrack facility is advertising an indoor smoking room. Staff have inspected the facility and the space meets all requirements and complies with the Clean Indoor Air Act. While frustrating, we cannot control how the facility advertises, however, there is the required open space and it is not an "indoor room".

Ms. Halstead attended a presentation on Legislative Resolution 22 hosted by Senators Gloor and Campbell. The presentation focused on what health care should look like in Nebraska. The Friends of Public Health continue to monitor legislative issues and will be discussing "E" cigarettes at their next meeting.

Ms. Halstead thanked Dr. Doster for hosting the Board of Health and staff for a site visit and luncheon at the UNL Veterinary Diagnostic Center. The next site visit will be at the Capital Humane Society Pieloch Adoption Center, 70th & Highway 2. Board members selected the November 20, 2013 from 11:30 AM - 12:30 PM for the site visit. Ms. Severe will provide details for the site visit in the near future.

IV. CURRENT BUSINESS (Action items)

A. Proposed Revisions to LMC 8.08.060 - Body Art Establishment Permit Fees; LMC 8.14.037 - Child Care Fees; and LMC 8.20.150 - Food Establishment; Permit Fees

Mr. Holmes stated ordinances provide for prorating fees for a new establishment permit when it is issued within six months of the permit renewal date. The food establishment permit year is April 1 to May 31. He said it is not uncommon to receive an application for a new permit very close to May 31. If the ordinance were strictly applied, the Department would charge for a new permit right up to May 31 and then charge for a renewal permit on June 1. Historically, staff extended the length of the new permit until the end of the next complete permit year. The City Attorney is advising the incorporation of language into the ordinance to clarify this practice.

Motion: Moved by Ms. White that the Board of Health approve the revisions to LMC 8.08.060 - Body Art Establishment Permit Fees; LMC 8.14.037 - Child Care Fees; And LMC 8.20.150 - Food Establishment Permit Fees and forward them to the Lincoln City Council for review and approval. Second by Dr. Petersen. Motion carried by a 6-0 roll call vote.

B. Proposed Revisions to the Lincoln-Lancaster County Air Pollution Program Regulations & Standards

Mr. Schroeder stated the proposed changes to the Air Pollution Control Program

Regulations and Standards would address typographic errors, spelling and grammar errors, punctuation and capitalization errors, formatting problems and removal of unnecessary references and modifications to the language used to reference other sections and paragraphs of the Regulations and Standards. Staff are also proposing the incorporation of minor language revisions to provide greater clarity in the regulations. Staff are also proposing to update the effective date of Federal Regulations to July 1, 2013. This action will incorporate all revisions made to the affected Federal Regulations between the previously adopted date and the newly adopted date.

Motion: Moved by Ms. Amundson that the Board of Health approve the revisions to the Lincoln-Lancaster County Air Program Regulations & Standards and forward them to the Lincoln City Council and Lancaster County Commissioners for review and approval. Second by Dr. Doster. Motion carried by a 6-0 roll call vote.

V. CURRENT BUSINESS (Information Items)

A. Mayor Beutler's Community Health Challenge

Ms. Burke provided an update on Mayor Beutler's challenge to the community to become healthier by 2018. He hopes to bring attention to health issues that individuals can address through changes in personal lifestyle behaviors. Goals include 1) decreasing obesity in adults from the current 24.4 percent to 15 percent; 2) increasing the percentage of high school youth at a healthy weight from the current 68.6 percent to 80 percent; 3) increase the percentage of adults who get at least 30 minutes of physical activity five or more days a week from the current 52.2 percent to 75 percent; 4) increase the percentage of youth who get 60 minutes of physical activity at least three days a week from the current 75.5 percent to 85 percent and 5) increase the percentage of both adults and youth who eat at least five servings of fruits and vegetables each day from 15.9 percent and 16.2 percent to 25 percent. Sources for the baseline numbers are from the Behavioral Risk Factor Surveillance System and the Youth Risk Behavior Survey. Ms. Burke stated it will take a very comprehensive approach to achieve these goals. Dr. Doster suggested involving the grocery stores in promotional campaigns. She stated they are very involved with the education and promotion of the health issues.

B. Annual Food Safety Program Report on FDA Standards

Mr. Holmes provided a presentation on the Department's Annual Food Regulatory Standards Report. The Department began work on the FDA Standards in August 2001. Since then, the Department has met Standards 1, 2, 3, 4, 5, 7, and 9. All of the Standards have been audited and verified by an FDA Auditor. During the past year, the Department met its goal to complete Standard 4 - Uniform Inspection Program and received \$2,500.00 from FDA for completing the work. The Food Safety Program's goal for the coming year is to complete Standard 6. The Department is one of a very elite few in the country that has met and verified 7 or

more of the Standards.

C. Electronic "E" Cigarettes

Ms. Burke provided background information on the marketing and use of e-cigarettes. The Campaign for Tobacco-Free Kids is urging the Food and Drug Administration to regulate the manufacture, marketing and sale of the product. She stated the University of Nebraska has implemented a policy banning tobacco products including e-cigarettes. Lincoln Public Schools is implementing a policy to ban e-cigarettes. Staff are working with local businesses to include the ban in their policies. Ms. Halstead reviewed the policy issues stating current ordinances would make it very difficult to enforce. She noted we have had great compliance with businesses on the no smoking ban but it is challenging for establishments to stay vigilant with compliance. She stated the State may introduce legislation to prohibit the sale of e-cigarettes to minors. Staff will continue to work with businesses to update their policies and monitor and follow proposed legislation. Currently, there is inadequate information regarding the use and health risks of e-cigarettes.

VI. FUTURE BUSINESS

Regulations for establishments in the Arena District. Mr. Emery stated the Entertainment District is actually more scrutinized and held to a higher standard. Ms. Halstead stated the new establishments associated with the Arena and Haymarket area did have an impact on staff. We will cover the new establishments and issues at the next meeting.

VII. ANNOUNCEMENTS

Next Meeting - November 12, 2013 - 5:00 PM

Capital Humane Society Pieloch Adoption Center site visit - Wednesday, November 20, 2013 - 11:30 AM - 12:30 PM.

VIII. ADJOURNMENT

The meeting was adjourned at 6:02 PM.

Elaine Severe
Recording Secretary

Jacquelyn Miller
Vice-President

