



PANHANDLE HEALTH DISTRICT

Healthy People in Healthy Communities

DISTRICT 1 BOARD OF HEALTH
8500 N. ATLAS ROAD, HAYDEN, IDAHO 83835

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HAYDEN, IDAHO 83835
www.phd1.idaho.gov

March 26, 2009

Minutes

Board Members Present:

Marlow Thompson, Chairman
Chris Beck, Vice Chairman
Allen Banks, Ph.D.
Jon Cantamessa
Walt Kirby
Dale VanStone
Richard McLandress, M.D

Staff Present:

Jeanne Bock
Mary DeTienne
Jim Fenton
Mashelle Kenney
Dale Peck
Lora Whalen
Dick Martindale
Cynthia Taggart

Guests Present:

Nancy Stricklin, Attorney
Commissioner Jack Buell
David White, IDPR
Larry Spencer
Jane Kirby

Chairman Thompson called the Board of Health meeting to order at 1:10 p.m. and welcomed guests.

Review of Minutes—January 29, 2009, Board of Health Meeting— Marlow Thompson

Chairman Thompson asked if there were any corrections or changes to the minutes of the January 29, 2009, Board of Health meeting.

MOTION: Mr. Kirby moved to approve the minutes of the January 29, 2009, Board of Health meeting; seconded by Dr. Banks. All in favor; passed unanimously. Minutes approved as submitted.

Fiscal Report – Jim Fenton

▪ **Monthly Financial Report**

Mr. Fenton presented the monthly financial report. The ending cash balance on February 28, 2009, was \$3,283,146. This includes the second half of the state appropriation received in January after the 4% state holdback. Another 2% has been set aside for the next state holdback expected before the end of the fiscal year.

- Licenses, permits and fees for Environmental Health are under budget but will likely increase as seasonal work begins again and the weather warms up. Home Health and Family and Community Health (FACH) fee revenues are also under budget.
- Personnel expenditures are 1% over budget, however, by the end of the fiscal year, these will likely be at or under budget.
- The total Operating Expenditures show a positive variance of 11% due to the pass-through funds from the ASPR grant. The pass-through funds will be paid out before the end of the fiscal year.

▪ **Mortgage Reduction Set Aside Fund**

Mr. Fenton spoke with U.S. Bank about paying off the PAC loan. The penalty for early payoff is \$21,846 to pay the entire amount. The interest payment on the PAC loan for all of FY 2010 will be \$59,000. Paying off the PAC loan early with the penalty will reduce the FY 2010 budget by \$87,400, which is interest and principal for the year. The Board discussed the options of paying off the entire PAC loan on the St. Maries building or paying down the loan on the Hayden building. Dr. McLandress would like Mr. Fenton to present the options at the next Board meeting for the Board's consideration.

▪ **2010 Draft Budget Assumptions**

Mr. Fenton distributed the FY 2010 Draft Budget Summary. Expenditures for FY 2010 have decreased by 5.8% from FY 2009 and Total Income has reduced 5.9% from FY 2009. The draft budget has no increase for salaries; no increase in county funding; a decrease for health insurance; and a \$20,000 increase for two lots under the Sandpoint PHD building.

The county allocation formula that Mr. Fenton distributed reflects a 0% increase in county support. Mr. Fenton explained that there are changes in the county allocation formula. Kootenai County's market valuation had a decrease of 3.5% which resulted in an increase in the county allocation for the other counties.

Mr. Beck stated that at the last trustee conference call, all trustees agreed to recommend that their boards not ask their counties for increases because if one district gets an increase in county support, the dollars decrease to the other districts due to the state distribution formula.

The State Appropriation Summary worksheet shows the estimated state appropriations per district including the 1%, 3% and anticipated 2% holdbacks. The summary also shows a 13.45% decrease from FY 2009 to FY 2010 in state funding District 1 will receive.

▪ **Proposed FACH Fees**

Ms. Bock reported that there will be no increases in Environmental Health fees or Home Health fees; however, FACH needs to increase fees to cover costs of services according to the Administrative Procedures Act formula. Ms. Whalen will ask for the Board's approval of the increases at the next meeting, then if approved by the Board of Health, the public meeting will be immediately following the budget hearing on June 4.

Ms. Whalen explained that even though the fees will increase, about 85% of the clients that come in for services are in the "A" fee category and are not required to pay anything. The methodology used for determining fees is based on FY 2008 actuals (since FY 2009 actuals are not yet available). Basically, fees will increase about \$2.

Ms. Whalen would like to begin using income verification methods for clients that receive sliding fee scale services, such as a W-2, similar to the income verification methods used for WIC services. The board had no opposition to a procedure for assessing and verifying income.

Environmental Health - Dale Peck

▪ **Heyburn State Park Sewage Management Agreement - Idaho Parks & Recreation (IDPR)**

Dick Martindale has been working on wastewater management systems for the float homes in Heyburn State Park with IDPR and the float home owners. Currently there are 24 float homes on Hidden Lake with non-permitted and substandard sewage systems. IDPR plans to construct a central sewage system and relocate the float homes to the Chatcolet marina and abandon all substandard systems once they are connected to the new sewage system. The Sewage Management Agreement (SMA) between IDPR and PHD states that PHD agrees to accept the substandard sewage systems with minor upgrades to grey water systems until the central sewage system is available or 2015, whichever comes first.

Mr. Martindale introduced David White, Manager of the north region of IDPR. Mr. White explained that over the last four years, IDPR has worked with its board and the float home owners on a solution to the sewage problem. Mr. White and Mr. Martindale developed a plan to allow an additional five years for IDPR to construct a site rather than removing the float homes from the lake now.

Benewah County Commissioner Jack Buell expressed concern that there has been no communication between IDPR and the County Commissioners, and that the float home owners are being forced out of Hidden Lake. Mr. White assured Commissioner Buell that the home owners who have come to the public meetings are in agreement with the move and have not expressed opposition. Mr. White reported that the IDPR Board's decision was to allow the float homes to stay if they entered into an SMA with PHD. If they can't get into compliance, they would have to remove their float homes from the park. This SMA will allow them to stay in Hidden Lake an additional five years until they can connect to a system, as well as provide protection to the lake.

Mr. Peck explained that there is no suitable land in the Hidden Lake shoreline for a system because the soils are unsuitable in that area. In addition, the land belongs to the State, so the float home owners may not have access to it. The proposed SMA is a solution that addressed the environmental concern. If action is not taken today to enter into this agreement, these homes may have no other option than to move based on the IDPR Board's decision.

Chairman Thompson asked Mr. White if they would at least discuss this with the Commissioners. Mr. White agreed to meet with the commissioners and will make arrangements with Commissioner Buell.

MOTION: Dr. McLandress moved to table this issue until the next Board meeting and:

1. Request that IDPR meet with the Benewah County Commissioners and report back; and
2. Direct Environmental Health staff to look for failures in the area.

Motion seconded by Mr. Kirby.

Discussion: Mr. Beck is concerned that sending staff to look for failures could send the wrong message. Dr. McLandress stated that there have been several years of potential trouble and this is a special case. Mr. Kirby suggests that staff look for compliance instead; however, Mr. Peck indicated that none of them are compliant. He added that the residents of the float homes will not be there until about May, therefore staff cannot access the homes to report back any findings and fulfill that requirement of the Board's request.

Dr. McLandress asked to withdraw item 2 of the motion; Mr. Kirby agreed. All in favor of the motion excluding item 2 of the motion; passed unanimously. Motion carried.

▪ **Five-Acre Rule – (IDAPA 41.01.01.110) Off the Table from January 29, 2009 – Dale Peck**

MOTION: Mr. Beck moved to take the five-acre rule off the table from the January 29, 2009, Board meeting; seconded by Mr. VanStone. All in favor; passed unanimously.

Mr. Peck summarized the history of the five-acre rule (IDAPA 41.01.01.110 Rathdrum Prairie Sewage Disposal Rules) and that the reason it was put into place was to protect the aquifer. The sewage loading¹ of duplexes on a five-acre parcel could contribute to the degradation of the aquifer. The rule clearly states that one dwelling equivalent² may be installed if the system is on a single parcel of land five acres or larger.³

Mr. Larry Spencer presented his reasons for wanting the Board to change the rule to allow duplexes on five acre parcels over the aquifer.

The Board discussed differences between large homes and duplexes, and the definition of a duplex. Nancy Stricklin reminded the Board that one five-acre parcel over the aquifer is allowed one single family dwelling. A multi-family dwelling such as a duplex would be in violation of IDAPA 41.01.01.110 Rathdrum Prairie Sewage Disposal Rules.

Mr. Martindale further explained that the water quality of the aquifer has not improved since the rule was put into place, but it has stabilized to acceptable levels and further degradation would not keep the quality stabilized. This rule that was developed in 1977 and has been applied in a consistent manner to protect the quality of the water over time and changing it would compromise the water quality.

MOTION: Mr. Beck moved that the Board not change the way the rules have been applied and to maintain the present five-acre rule (IDAPA 41.01.01.110 Rathdrum Prairie Sewage Disposal Rules); Seconded by Mr. VanStone.

¹ IDAPA 41.01.01.110.03.a Sewage loading: The total liquid volume of sewage produced on any given parcel of land and expressed as gallons/day.

² IDAPA 41.01.01.110.03.b: Dwelling equivalent. The total sewage loading from a single family dwelling. When applied to structure....a dwelling equivalent shall be equal to (250) gallons per day.

³ IDAPA 41.01.01.110.04.b and c

Discussion: Mr. Cantamessa referenced the creation of the rule occurring in 1977 and a lot more is known about the aquifer today than was several years ago, so it might be worthy of further study.

Chairman Thompson called for the question: All voted favor of the motion; passed unanimously.

▪ **Aquifer Septic Site Evaluation Process – Larry Spencer (Guest)**

Mr. Spencer presented his concerns for site evaluation fees over the aquifer since they do not require testholes. He presented fees from other districts that were much lower and is asking the Board to revise fees over the aquifer because it doesn't cost \$580 for staff to drive by the site.

MOTION: Mr. Kirby moved to direct this question to Environmental Health staff for a response at the next Board meeting; seconded by Dr. Banks. All in favor; passed unanimously.

Director Report – Jeanne Bock

▪ **St. Maries Building Award**

Ms. Bock announced that the St. Maries building received an architectural award for the best public building under \$5 million. Commissioner Buell thanked PHD for the asset the building has added to the county.

▪ **Land Board Update**

Ms. Bock included a letter sent to the Department of Lands (DOL) in the Board packets. The figure of \$18,000 that she and Mr. Fenton presented to DOL was based on the Consumer Price Index plus market value of the lots in October 1976. Ms. Bock has not received word back from DOL.

▪ **FY 2010 Budget Hearing - June 4, 2009**

The FY2010 budget hearing is scheduled right after IAC on Thursday, June 4, at 12:30 in the same room as IAC at the Red Lion Templin's in Post Falls.

▪ **Marketing Campaign for Home Health**

Ms. Bock asked for Board consensus to pay \$10,000 to a marketing consultant that was saved from no longer advertising in the yellow pages. Mr. Cantamessa suggested analyzing and outlining what PHD expects to get out of the marketing campaign for the \$10,000. The Board had no objections.

▪ **Idaho Association of District Boards of Health (IAB) Resolutions**

Ms. Bock distributed the draft IAB resolutions in the Board packets. The Board can decide at the April Board meeting if they want to adopt the resolutions at that time or wait to vote at the IAB meeting.

▪ **Joint Finance Appropriation Committee (JFAC) Actions**

Ms. Bock reported that JFAC passed PHD's budget with a 13% decrease to include a 5% decrease in personnel costs. It was already figured into the balanced budget; however, JFAC imposed a 3% decrease to all employee pay except elected officials, judges and teachers. Jeanne would like to send a letter to JFAC requesting at least PHD earning less than \$12 per hour be exempt from salary decreases. The Board had no objections.

There being no further business, the meeting adjourned at 3:50 p.m.

Adjourn

Marlow Thompson 04-23-09 Jeanne Bock 4-23-09
Marlow Thompson, Chairman Date Jeanne Bock, Director and Secretary to the Board Date