



**Public Health**  
Prevent. Promote. Protect.

# Board of Health Sidney-Shelby County

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The regular meeting of the Sidney-Shelby County Board of Health was called to order by Dr. Aaron Sargeant at 7:00 p.m. on May 17, 2023. The meeting was held at the health department located at 202 West Poplar Street, Sidney, Ohio.

## **ROLL CALL**

Other Board of Health members present and answered to roll call: Bill Ankney, Ted Holthaus, Shelby Pence, and Dr. Matthew Vasko.

Health Department staff in attendance: Kent Topp, REHS, Director of Environmental, Tia Toner, HR Manager, Kimberly Deloye, Fiscal Officer, Erica Lentz, MSN, RN, Health Commissioner, Teri Greve, RN, Director of Nursing, Ted Wuebker, REHS, Rusty Schwepe, REHS, Mike McClain, REHS, and Laura Booth, Help Me Grow, Home Visitor

Also in attendance: Tyler Geise and his brother, and Mark Shappie, Village of Fort Loramie, and Randy Ahlers, Mayor, Village of Fort Loramie.

## **ADOPTION OF REVISED AGENDA**

Mr. Holthaus moved, seconded by Dr. Sargeant to approve the revised agenda. Motion carried with a roll call vote. Mr. Ankney, yes; Mr. Holthaus, yes; Ms. Pence, yes; Dr. Sargeant, yes; Dr. Vasko, yes.

## **APPROVAL OF APRIL 19, 2023 MEETING MINUTES**

Mr. Holthaus moved, seconded by Dr. Vasko to approve the April 19, 2023 meeting minutes, with the addition of addresses "11977 State Rte. 362, Minster and 4662 Hardin-Wapak Rd, Sidney" to the top of page 4. Motion carried with a roll call vote. Mr. Ankney, yes; Mr. Holthaus, yes; Ms. Pence, yes; Dr. Sargeant, yes; Dr. Vasko, yes.

## **ENVIRONMENTAL HEALTH REPORT**

### **Jerry & Sheri Elliott, 5880 St. Rt. 29, Lot 47, Sidney at A & R Reck Hidden Valley Mobile Home Park- Condemnation Order**

Mike McClain presented this agenda item.

Owner: Jerry & Sheri Elliott

Location: 5880 St. Rt. 29, Lot 47, Sidney at A & R Reck Hidden Valley Mobile Home Park

#### Situation: Condemnation Order

The Sidney-Shelby County Health Department received a complaint from the Shelby County Sheriff's Office on April 4, 2023. The complaint reported unsanitary conditions and impassable means of egress inside the property. Unsanitary conditions included excess trash, animal feces, tools, and auto parts in the home. On April 17, 2023, a search warrant was executed to enter the property and evaluate the hygiene and sanitary conditions of the property above. The property was found to have plumbing issues, excess trash, animal feces, and solid waste.

Dr. Vasko moved, seconded by Mr. Ankney to approve the condemnation order. Motion carried with a roll call vote. Mr. Ankney, yes; Mr. Holthaus, yes; Ms. Pence, yes; Dr. Sargeant, yes; Dr. Vasko, yes.

**Krista Geise, 3749 St. Rt. 705, Ft. Loramie, McLean Twp. – Appeal of Sewer Order**

Ted Wuebker presented this agenda item.

Owner: Krista Geise

Location: 3749 St. Rt. 705, Ft. Loramie, McLean Twp.

Situation: Appeal of Sewer Order

Property owner Krista Geise and her son Tyler Geise, are appealing the SSCHD order to hook to public sewer.

April 9, 2008 - Daniel Geise submitted a Section C. HSTS application for two proposed additions to his house. No Shelby County sewage records were found for this house which was built in 1884. Part of the proposed additions would encroach the pre-existing septic behind the house.

May 13, 2008 - Daniel Geise agreed to tie into public sewer and have his plumbing checked in order to move forward with his proposed additions. The Health Dept. put this info into a letter and mailed it to Daniel Geise and the Village of Fort Loramie (see B).

February 27, 2012 - The Health Dept. was informed that the public sewer connection had yet to occur, so a second letter was sent out (see C).

August 13, 2018 - The Village of Fort Loramie was informed of the Geise/sewer issue, and they were going to look into getting the Geise's hooked into public sewer.

May 1, 2023 - The Health Dept. was informed that the public sewer connection had yet to occur so a third letter was sent out, this time to Krista Geise because Daniel passed away earlier in 2023 (see D).

Additional Information:

June 14, 2006 - SSCHD Sewer Connection Policy (see E).

April 28, 2008 - Daniel Geise met with the Village of Fort Loramie to discuss sewer connection at a higher rate due to being unincorporated (see F).

May 12, 2008 - Daniel Geise met with the Village of Fort Loramie to discuss annexation (see G).

January 1, 2015 - Ohio Admin. Code 3701-29-06-(I) sanitary sewer connection rule (see H).

Staff Recommendation:

The staff recommends that Geise must comply with the order to connect to public sewer along with inspection of internal plumbing by no later than November 1, 2023.

Tyler Geise explained that his father Dan Geise, who is now deceased, had an agreement with the village of Fort Loramie. The agreement stated if the property sells the new homeowner would then have to tie into sewer.

Mr. Holthaus reviewed the documents and pointed out the May 12, 2008 meeting minutes stated Dan Geise agreed he would annex the property into the village and connect to sewer if he sold the property or died.

Dr. Vasko moved, seconded by Mr. Holthaus to table the request until the July 2023 Board of Health meeting but the November 1, 2023 deadline still applies. Motion carried with a roll call vote. Mr. Ankney, yes; Mr. Holthaus, yes; Ms. Pence, yes; Dr. Sargeant, yes; Dr. Vasko, yes.

**William Freytag, 4662 Hardin-Wapak Rd., Sidney, Ohio – Water Sample Results**

Ted Wuebker presented this agenda item.

Owner: William Freytag

Location: 4662 Hardin-Wapak Rd., Sidney

**Situation: Water Sample Results**

At the April 19, 2023, Sidney-Shelby County Board of Health meeting, an average quote of \$7,550 from Mike's Sanitation Inc was reviewed. This would be for the disposal of the ponded water accumulated in the pits and moat created on the Freytag property. It was decided to have the ponding water tested first, to determine its quality, to see if other disposal options were possible. On April 26, 2023, water samples were taken from the ponded water on the Freytag property. The results came back on May 17, 2023

**Additional Information:**

Current OEPA NPDES standards are attached for the discharge of treated wastewater effluent into waters of the state (see B).

When compared, the results from the 4/26/2023 Freytag ponded water are better than the standards of the OEPA NPDES treated wastewater effluent.

This would give the option of a contractor pumping the water to a local waterway, to dissipate with other local stormwater/drainage-water.

This would reduce the Freytag nuisance clean-up cost by the amount quoted by Mike's Sanitation Inc. There was a cost for sampling, and the invoice is pending (see C if received in time).

**Staff Recommendations:**

As long as Freytag does not do something detrimental to negatively change the quality of the ponded water, it is acceptable for the C&DD contractor (Nagel) and/or the PWS contractor (Quinter) to pump the ponded water to a local waterway, to dry out the Hardin-Wapak nuisance site.

Dr. Vasko moved, seconded by Mr. Ankney to approve staff recommendation. Motion carried with a roll call vote. Mr. Ankney, yes; Mr. Holthaus, yes; Ms. Pence, yes; Dr. Sargeant, yes; Dr. Vasko, yes.

**Resolution 23-3, Environmental Health Division – “Changes in Fee Schedule”- Public Hearing & Second Reading**

Mr. Holthaus moved, seconded by Mr. Ankney to approve the second reading of Resolution 23-3, Changes in Fee Schedule. Motion carried with a roll call vote. Mr. Ankney, yes; Mr. Holthaus, yes; Ms. Pence, yes; Dr. Sargeant, yes; Dr. Vasko, yes.

**Ohio Department of Commerce Manufactured Home Contract Renewal**

Dr. Vasko moved, seconded by Ms. Pence to renew the Ohio Department of Commerce Manufactured Home Contract. Motion carried with a roll call vote. Mr. Ankney, yes; Mr. Holthaus, yes; Ms. Pence, yes; Dr. Sargeant, yes; Dr. Vasko, yes.

**FINANCIAL REPORTS**

Kim Deloye reviewed bills and April 2023 financial reports.

Dr. Vasko moved, seconded by Mr. Holthaus to approve bills. Motion carried with a roll call vote. Mr. Ankney, yes; Mr. Holthaus, yes; Ms. Pence, yes; Dr. Sargeant, yes; Dr. Vasko, yes.

## **PUBLIC HEALTH NURSING REPORT**

### **Monthly Report**

Erica Lentz presented the April 2023 nursing report and the infectious disease report. Teri Geve was introduced as the new Director of Nursing.

### **Resolution 23-4, Nursing Division, "Change in Fee Schedule"- Introduction and First Reading**

Dr. Vasko moved, seconded by Ms. Pence to approve the first reading of Resolution 23-4 "Change in Fee Schedule". Motion carried with a roll call vote. Mr. Ankney, yes; Mr. Holthaus, yes; Ms. Pence, yes; Dr. Sargeant, yes; Dr. Vasko, yes.

### **Renewal of Medical Director Contract- Paul Weber, MD**

Mr. Holthaus moved, second by Mr. Ankney to approve the renewal of the Medical Director Contract for Dr. Paul Weber. Motion carried with a roll call vote. Mr. Ankney, yes; Mr. Holthaus, yes; Ms. Pence, yes; Dr. Sargeant, yes; Dr. Vasko, yes.

## **HUMAN RESOURCE UPDATE**

Tia Toner discussed the Click It or Ticket event at the health department on May 20, 2023, and the upcoming Amazing Race and Putt Around the Square events. An accreditation update was given, the PHAB Board met on May 16, 2023 to decide on the health department's status.

### **Levy**

Erica Lentz presented levy information and the difference between a Replacement or Renewal Levy. The Replacement Levy would generate \$772,577 and the renewal \$711,905.

At the April 19, 2023 Board of Health Meeting, a motion was approved for a 0.3 mill Renewal Levy with a 0.3 mill increase. Dr. Vasko moved, seconded by Mr. Holthaus to reconsider the Board's position on the levy due to new information being presented. Motion carried with a roll call vote. Mr. Ankney, yes; Mr. Holthaus, yes; Ms. Pence, yes; Dr. Sargeant, yes; Dr. Vasko, yes.

Mr. Holthaus introduced and moved its passage of the Resolution requesting the Shelby County Auditor to certify the current assessed valuation of Shelby County, Ohio and the amounts to be generated by such tax levy for the purpose of providing and maintaining health services of the Sidney-Shelby County Board of Health for a Replacement Levy of 0.3 mill with an increase of 0.3 mill, for a total of 0.6 mill. Mr. Ankney seconded the motion. Motion carried with a roll call vote. Mr. Ankney, yes; Mr. Holthaus, yes; Ms. Pence, yes; Dr. Sargeant, yes; Dr. Vasko, yes.

### **Vacation Policy**

Erica Lentz presented information and a proposal to the Board to decrease the vacation balance carryover policy. The topic was tabled from the April 2023 Board of Health meeting. The current policy allows for a maximum carryover of three years. Staff was present and expressed concerns and other options to consider, such as a tier system.

Dr. Vasko moved, seconded by Dr. Sargeant to change the vacation carryover to two years with the intent to draw down the current vacation balance to the two-year balance over the next 4 ½ years and reevaluate this change at the May 2024 Board of Health Meeting. Motion carried with a roll call vote. Mr. Ankney, yes; Mr. Holthaus, No; Ms. Pence, yes; Dr. Sargeant, yes; Dr. Vasko, yes.

**FYI Materials**

Erica presented information on the upcoming Community Health Assessment, the estimated cost for the Health Department would be \$10,000. Information on the current audit was presented.

**ADJOURN TO EXECUTIVE SESSION**

Dr. Sargeant moved, seconded by Dr. Vasko to adjourn to Executive Session at 9:50 p.m. to discuss pending litigation and/or to consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee or official, or the investigation of charges or complaints against a public employee, official, or regulated individual. Motion carried with a roll call vote. Mr. Ankney, yes; Mr. Holthaus, yes; Ms. Pence, yes; Dr. Sargeant, yes; Dr. Vasko, yes.

Erica Lentz was included in the executive session.

**RECONVENE PUBLIC SESSION**


Dr. Vasko moved, seconded by Mr. Holthaus to reconvene public session at 10:09 p.m. Motion carried with a roll call vote. Mr. Ankney, yes; Mr. Holthaus, yes; Ms. Pence, yes; Dr. Sargeant, yes; Dr. Vasko, yes.

Mr. Holthaus moved, seconded by Mr. Ankney to accept the Health Commissioner Contract for Erica Lentz. Motion carried with a roll call vote. Mr. Ankney, yes; Mr. Holthaus, yes; Ms. Pence, yes; Dr. Sargeant, yes; Dr. Vasko, yes.

**Next Board of Health Meeting- June 21, 2023 at 7:00 p.m.**

**ADJOURNMENT**

Dr. Vasko moved, seconded by Ms. Pence to adjourn the meeting at 10:12 p.m. Motion carried with a roll call vote. Mr. Ankney, yes; Mr. Holthaus, yes; Ms. Pence, yes; Dr. Sargeant, yes; Dr. Vasko, yes.

  
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Aaron Sargeant, DVM, PhD, President  
Sidney-Shelby County Board of Health

  
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Erica Lentz, MSN, RN  
Health Commissioner/Board Secretary