

**MALEHA Environmental Health Forum**  
**MHPHI, Okemos, MI**  
**February 19, 2015**

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**Board of Directors:** (\* = Present) (TC = Teleconference)

\* Tony Drautz Oakland CHD President (2016)

TC Rebecca Burns BHSJ DHD Past President (2015)

\*Paul Makoski President Elect Calhoun CHD (2017)

\*Regina Young BEDHD Secretary (2015)

\*Chris Westover Monroe CHD Treasurer (2015)

Max Bjorkman Muskegon County Director (2017)

\*Bob Gouin Mid-Michigan District (2015)

\*Steve Demick St. Clair County (2015)

Daren Deyaert, Dickinson-Iron DHD (2016)

\*Wicks Lapeer CHD Director (2015)

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**Members Present and/or on Teleconference:**

Chris Klawuhn, CHD

Vern Johnson, Kalamazoo CHD

Steve Aguinaga, Sanilac CHD

Kristin Schweighoefer, Washtenaw CHD

Don Hayduk, Jackson CHD

Patrick Jacuzzo, Marquette CHD

Larry Johnson, Shiawassee CHD

Christine Daley, Chippewa CHD

Mark Hansell, Oakland CHD

Lynne Madison, Western UP DHD

Mike Krecek, Midland CHD

Ken Bowen, Ionia CHD

Maureen Franklin, Wayne CHD

Jim Henry, Genesee CHD

Tom Buss, Grand Traverse CHD

Steve Lichota, Macomb CHD

Scott Smith, DHD 4

Rod McNeill, Ingham CHD

Dawn Hallwood, Genesee CHD

Matt Bolang, Livingston CHD

Patrick Jacuzzo, Marquette CHD

Eric Pessell, Kent CHD

Michelle Patton, CMDHD

Pam Koczman, U of M

Addie Hambley, Ottawa CHD

Mike Krecek, Midland CHD

Mick McGuire, Cass-VanBuren DHD

Tip MacGuire, Tuscola CHD

**Guests Present and/or Teleconference:** Mark Miller MDCH, Kenneth Rosenman MSU

1. **Call to Order:** Meeting called to order by President Drautz at 9:33 AM
2. **Approval of Agenda:** Agenda amended to move Farmer's Market to President's report. Motion by Ken B., support by Paul M., motion carried.
3. **Approval of Minutes:** Approval of January 15, 2015 minutes - motion by Paul M., support Dorothy W., motion carried.
4. **Officer & Affiliate Reports**
  - a. **Presidents Report: Tony Drautz** – Budget cuts at state level of 1.5 million. Tony referenced that cuts are expected to be equal across the board. Tony suggested that those who did not receive restoration funds in their budget need to discuss with local decision makers to address this. Tony reported that Body Art comments have a drop dead report by March 1<sup>st</sup>. Tony spoke to Ms. Liane Shekter Smith of MDEQ to encourage increased participation of MDEQ staff at forum meetings. The MALPH meeting regarding rTCR will be occurring in March. Tony & Vern reported on Farmer's Markets (see below). Tony identified that the **March forum meeting is being canceled** due to the conflict with MEHA AEC.
  - b. **Treasurer's Report:** Chris Westover reported paying the RAM center deposit . No expenses for this month. Balance is \$20,101.04 Motion to accept by Regina Y. and second by Ken B. Passed.
  - c. **MALPH Report: Meghan** – Mark Miller reported that the 1.5 million cut will be evenly across all health departments at 3.75%. Meghan has begun process to restore funding including advocacy information on MALPH's website. Day at the capital is April 22, 2015. Meghan is keeping up with legislation on the daily basis and has met twice with the forum's legislative committee. Mobile home park bill HB4054 was re-introduced by Rep. Shore however it doesn't go far enough. Regulatory committee is in review of the bill. HB 4209 from Rep. Callton regarding marijuana provisioning. Meghan met with Rep. Callton and identified that the bill needs to exclude local health departments. Meghan identified that the bill is moving forward, however the Sheriffs association is opposed to the bill. Low risk food bill, SB144 from Sen. Casperson, will be re-introduced and will be tracked to monitor that the bill includes the

consensus language. Meghan reported on the quarterly department head meetings. HB433 addressing approval by majority of entities regarding the sale of public water and wastewater supplies by Representative Heise will be sent to the legislative committee for review.

- d. **MEHA Report: Chris Klawuhn** – MEHA is meeting to consider options for the 2017 AEC due to the NEHA in July in Grand Rapids. Input from the forum members to MEHA regarding whether capacity to send members to MEHA.

**5. Old Business: none**

**6. New Business:**

- a. **Farmer's Markets – Vern Johnson-** Food committee working with MDARD to address sampling of food at farmer's market. MDARD is not routinely inspecting markets and may respond to complaints. Most recently Kevin Besey has referenced application of predominance for farmer's markets. The food committee is concerned that the application of predominance along with the limited inspection frequency by MDARD does not adequately address food safety from sampling. The food committee acknowledges *predominance* and is generally in favor of its application. However, the committee is highly suspect that MDARD would adequately cover food safety associated with sampling. Tony identified that the sampling activities at food markets are clearly included in the food law as requiring a license. Vern described that the purpose of predominance is centered on doing our jobs (i.e. public health). Discussion was held surrounding concerns over the potential "free for all" that could be created (in absence of MDARD or locals performing inspections) and the resulting potential illnesses that the locals are obligated to investigate. Vern relayed that MDARD had presented an unacceptable draft proposal to inspect every twenty-four months. Vern recommended that the forum wait for a proposal from Kevin Besey and evaluate it before a response.
- b. **Occupational Health Surveillance-Kenneth Rosenman MD-MSU:** Dr. Rosenman presented on reportable conditions including communicable conditions, injuries, and chemical poisonings (including carbon monoxide). Some reporting is only upon request. Dr. Rosenman identified that local health departments can require reporting from hospitals of those items (since 2007). Laboratories are required to report 7 results including arsenic, lead, and mercury. Burns, including chemical burns, are tracked. Approximately 80% of blood lead in adults is occurring at work. Non-work related blood lead sources include hobbies such as indoor shooting ranges and cartridge reloading. MSU surveyed the adults with elevated blood lead to identify households with children present. Dr. Rosenman identified that MDCH reports to the local health departments those adults with elevated lead level and where children are in the household. Dr. Rosenman is recommending that those children be tested, whereas a survey shows only 29% are tested. Dr. Rosenman identified that there are many chemicals used in restaurants that cause asthma and showed a list of known sensitizers in cleaning agents including disinfectants, aliphatic polyamines, and ethanolamines. He encouraged the forum to share information about this when inspecting restaurants. Dr. Rosenman spoke regarding concerns for Disinfection By-Products and swimming pools. The highest concentrations are present at the water level. There is an association between sweating and urinating in the pool and increased DBPs in pools. More information is available at <http://www.oem.msu.edu/>.

**7. Committee Reports:**

**Food: Vern Johnson** – above

**Private & Type III Water: Tip McGuire** – A meeting is planned for next month.

**On-site Wastewater: Randy Rapp** – none

**Legislative: Rebecca B** - A new bill on breast milk sales has been introduced. Tony asked that the low risk food bill be monitored closely.

**Body Art:** Get comments regarding draft body art rules to Tony by March 1<sup>st</sup>.

**Director's Conference/Technology & Training:** – Tony reported that Paul is taking over the chair of the planning committee

**Retail Food: Tony Drautz – none**

**Mobile Home Park Ad Hoc: Larry Johnson - nothing**

**Campground Statute Workgroup: Eric Pessell – nothing**

**Act 399/rTCR workgroup:** Scott reported a state hearing on revisions of Act 399. The majority of the revisions are surrounding Type I supplies. Scott K & Michelle Patton offered to create a draft position paper on the rTCR and submit to Tony. Draft forms are being piloted at local health departments and they are reporting difficulties in getting the supplies to submit the forms back to them. The committee is developing some case studies surrounding seasonal supplies. It appears that SIDWIS Prime won't be available until late 2016, i.e. not before rTCR is implemented. Increasing the capability of private labs to upload data is slow and likely not ready in time. A special purpose code is being developed for seasonal supplies. A draft agenda is available for the annual meeting in Bay City. Mark Hansell asked about the status of the MPR Revisions for Type 2. Tony identified that a list can be provided. Dana requested specific concerns for the MPR's.

**Accela Workgroup:** nothing

## 8. State Departments:

- a. **MDCH Report-Mark Miller** – not present. John Gonzalez reported that Bed Bug bill is not being re-introduced at this time, however, the Representative is willing to reintroduce if agreement with locals can be reached. Budget cuts discussed.
- b. **MDEQ Report-** Dana reported on limited MDEQ staff and thus prioritization of staff time is important. EPA had provided a definition of Seasonal Supplies after which the rule writers identified the intent of the rules was to include within the definition of seasonal any site that “depressurizes”. MDEQ spent a couple of months turning that around and getting EPA on track with a seasonal definition (not the intent/not solely based on depressurization). A matrix on seasonal supplies has been shared with the forum workgroup and will be shared soon. Jeremy Hoeh was introduced (Jeremy replaced Ric Falardeau's position). Carrie continues to travel and speak regarding rTCR. Dana will be converting that presentation into a webinar for local health departments approximately two weeks before the April 27 & 28 T2 workshop. The Water Use Advisory council has come out with final report (300 + pages), which includes 70 recommendations. That report is on the MDEQ website. Recent amendments to Part 201 has allowed local Sanitary Codes to be considered as an institutional control. Dana's office will be meeting with Remediation Redevelopment Division to go over this rule change and how it will be implemented. The Groundwater Committee will undertake this discussion. Dana reported that there is NO ADDITIONAL funding in the FY 15\16 budget for implementation of the rTCR. The cuts in the revolving loan funds serves as a cut to the MDEQ. Jeremy identified that there have been meetings with several legislators to bring up statewide code and approval of the Draft Revised Criteria. Jeremy reported that they are identifying some of the initial hang-ups with the earlier initiatives and building a base. Eric asked if these meetings were around state code or hang-ups in MDEQ to move amendments to Part 22 Rules (in order to allow updated Criteria). Jeremy clarified that discussions surrounding State Code may entail Criteria changes. Eric relayed to Jeremy that the forum (via a committee) and the MDEQ had been working on draft legislation regarding State Code and with the intent to gain consensus on legislation. Eric requested that the workgroup meet with the forum committee. Dana reported that the MGWA has approached MDEQ to re-start the initiatives to revise Part 127. Dana identified that the OOGM signed a revised Supervisor of Wells document surrounding issues of higher population areas and noise.
- c. **MDARD-Terri Philibeck and Kevin Halfmann** provided a draft policy document to the forum regarding Cooking Demonstration Licensing Guidance dated 2/5/2015. The document needs to be sent out to the forum. Vern will identify Kevin's timeframe. Allergen bill and additional training for the foodservice facilities is being funded in part by training dollars. Vern expressed concern for those dollars to be used for businesses for training on a non-food sanitation area. Mushroom gatherers are seeking certification and a course will begin this Spring. Food and Dairy did not receive any budget reductions. MDARD continues to focus on amending licensure

fees. Larry asked the number of inspectors hired last year. Net increase of 2 – 3 staff hired at this time. Larry asked if that is sufficient to meet frequency. To complete all at frequency would need 73 and current staffing is around 50. A go-live date of July 28 for Acella is planned. Terri identified that the software is expected to be more efficient and the hope is that the software will fill the void of inspectors. Rebecca inquired about the status of the grant process for education dollars. A list of awardees has not been shared. Bob and Kristen served as local health department representatives on the grant selection committee. Bob has not seen a list of awardees.

**9. Items from the Board:** Paul reminded that new members need to get a pin. Ken has the pins and will bring them to Paul for distribution.

**10. Items from the Members:**

**11. Upcoming Conferences**

- a. MEHA AEC March 17-20, 2015
- b. UPEHA AEC, February 24-26
- c. Directors Conference **September 23-25, 2015 – THIS IS A CHANGE** repeat THIS IS A CHANGE

**12. Future Agenda Items**

- a. CAFO –MDARD

**13. Adjourn at 12:02 p.m.**

**Submitted by:**

**Regina Young 3-3-2015**

**Approved 03-xx-2015**

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