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*Mission: To protect and promote the health, the environment and the well-being of Clark County residents and visitors.*

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**MINUTES**  
**CLARK COUNTY HEALTH DISTRICT**  
**DISTRICT BOARD OF HEALTH MEETING**  
625 Shadow Lane  
Las Vegas, Nevada 89106  
Clemens Room - 8:10 A.M.  
***Thursday, July 27, 2000***

Chairman Brown called the meeting of the District Board of Health to order at 8:10 a.m. and the Pledge of Allegiance held. Chairman Brown noted that she had been provided with Affidavit of Posting and Mailing of Agenda and the public notice, as required by Nevada's Open Meeting Law. The Affidavits will be incorporated into the Official Minutes.

Present:

Paula Brown	Chairman, North Las Vegas
Susan Crowley	Vice-Chairman, Henderson
Sherry Colquitt, RN	Appointee, Las Vegas
Jim Christensen, MD	Physician Member At-Large
Amanda Cyphers	Councilman, Henderson
Joseph Hardy, MD	Councilman, Boulder City
Paul Henderson	Councilman, Mesquite
Mary Kincaid	Commissioner, Clark County
Donalene Ravitch, RN	Appointee, Boulder City
Stephanie Smith	Councilwoman, North Las Vegas

Absent:

Alice Fessenden	Appointee, Mesquite
Erin Kenny	Commissioner, Clark County
Gary Reese	Councilman, Las Vegas

Executive Secretary:

Donald S. Kwalick, MD, MPH

Legal Counsel:

Ian Ross, Esquire  
Stephen Minagil, Esquire

Staff: David Rowles; Michael Naylor; Clare Schmutz; Fran Courtney, RN; Ed Wojcik; Rose Bell, PhD; Karl Munninger; Mike Sword; Glenn Savage; Shane Martin; LaRue Scull; Harold Glasser; Mason McNinch; Femi Durosini; Art Bashor; Pat Ringgenberg; Cheryl McDonnell-Canan; Jennifer Sizemore; Forrest Hasselbauer; Leo Vega; Cyndy Mikes; recording secretaries, Diana Lindquist and Montana Garcia

**PUBLIC ATTENDANCE:**

<u>NAME</u>	<u>REPRESENTING</u>
Gary Milliken	Associated General Contractors
Jesse E. Paulk	Associated General Contractors
Devin Austin	Astoria Homes
Berlyn Miller	BM & A
Jack Norman	Bureau of Land Management
Phil Speight	City of Henderson
Dan Musgrove	City of Las Vegas
Lori Wohletz	City of Las Vegas
Leslie Long	City of North Las Vegas
Carrie MacDougall	Clark County (CC)
Will Cates	Comprehensive Planning
Russell A. Roberts	Comprehensive Planning
Steve McClintock	CC Fire Department
Matthew Burke	CC Public Works
Denise Monaco	CC School District - School Nurse
Megan Pierce	CC School District - School Nurse
Sean Ross	Del Webb
Jeff Davidson, M.D.	Emergency Medical Services Advisory Board
Alex Hart	Las Vegas Valley Water District /Southern NV Water Authority
Dick Serdoz	Nevada Division of Environmental Protection
Sandy Soltz	Nevada Partnership for Homeless Youth
Joanna Brooks	Nevada Power
Alan Gaddy	Republic Services of Southern Nevada
Jennifer Simich	Republic Services of Southern Nevada
Greg Walch	Republic Services of Southern Nevada
Lee Haney	Rogich Communications Group
Michael DeGraw	Self
Mary Shope	Self
Ed Lubbers	Southern Nevada Home Builders Association
Roy Thompson	Southern Nevada Home Builders Association

**PRESENTATIONS:**

**Teamster Award – Patricia Ringgenberg:** Chairman Brown presented the award to Patricia Ringgenberg from Teamster Local # 231 for sincere thanks and appreciation for presenting very professional dust control classes in their training program.

**RETIREMENT: Ian Ross, District Legal Counsel**

On behalf of the Board, Chairman Brown presented a clock and plaque to the District Legal Counsel, Ian Ross, in recognition of his outstanding legal acumen, tireless dedication in serving public health needs of Clark County residents and visitors since October 1988.

Ian Ross thanked the Board and added that the protection of public health is a tremendous challenge that the Clark County Health District meets every day. The Health District is an outstanding organization with the dedication and talent of both past and present Board of Health Members and Staff.

**I. CONSENT AGENDA:**

These are matters considered to be routine by the District Board of Health and which may be enacted by one motion. Any item, however, may be discussed separately per Board Member request before action. Any exceptions to the Consent Agenda must be stated prior to approval.

Chairman Brown that Staff requested the **withdrawal** of **\*\*Item #11 (c)** variance request to install an individual sewage disposal system (ISDS) on property within four hundred (400) feet of a public sewer line served by a public water system, **Petitioner:** Douglas Rather, Jr.

She opened the public hearing on variance requests #11 a and b and asked if anyone wished to speak on the request as Staff was recommending approval through the consent agenda. There being no response she closed the public hearing on the variance requests.

*Member Kincaid moved to approve the following consent agenda with the withdrawal of Item #11 c. Motion was seconded by Member Ravitch and carried unanimously.*

1. **Approve Minutes/Board of Health Meeting** – 06/22/00
2. **Approve Payroll/Overtime** for Periods of: 05/13/00 – 05/26/00 & 05/27/00 – 06/09/00
3. **Approve Accounts Payable Register** - #785: 05/22/00 – 06/01/00; #786: 06/02/00 - 06/16/00
4. **Petition #61-00** - Request that Clark County Health District to Continue to Act as Fiscal Manager for the Nevada Partnership for Homeless Youth for One Additional Year
5. **Petition #62-00** - Approval of Lease with Shadow Partners Limited Partnership for 4,414 Sq. Ft. of Office Space for Relocation of HIV/AIDS Case Management and Clinic Staff
6. **Memorandum #18-00, Resolution #02-00** - Committing Health District Air Quality Division Resources for Implementation of New Regulations for Limiting Fugitive Dust (*Clark County Department of Comprehensive Planning Requested Item*)
7. **Memorandum #19-00, Resolution #03-00** - Pertaining to Contingency Measures for the Particulate Matter (PM10) State Implementation Plan Committing to Adoption of Contingency Measures for Controlling PM10 Emissions in the Las Vegas Valley if Implementation of Current Board of Health Regulations Do Not Result In Sufficient Emission Reductions to Achieve Attainment of the PM10 Ambient Air Standards; (*Clark County Department of Comprehensive Planning Requested Item*)
8. **Petition #63-00** -Request to Schedule a Public Hearing on September 28, 2000 on Sections: 12 (Preconstruction Review for New or Modified Stationary Sources) and 19 (Part 70 Operating Permits) of the Air Pollution Control Regulations to Address EPA Requirements for Analysis of Maximum Achievable Controls for Major Sources of Hazardous Air Pollutants
9. **Petition #64-00** - Approval of Geographic Information System Interlocal Contract Between Clark County and Clark County Health District for \$10,000
10. **Petition #65-00** - Authorization in Consideration of the Particulate Matter Emissions Control Research Advisory Committee's Recommendation of Participation Up to an Amount Not to Exceed \$35,000 for a Joint Public Agency Study on Water Quality Impacts from Surfaces Treated with Dust Suppressants and Soil Stabilizers

**11. Public Hearing Upon request of any individual any public hearing item shall be removed from this consent agenda and placed on the regular agenda for public hearing.**

- a. **Memorandum #14-00** - Public Hearing to Consider a Variance Request From Clark County Fire Department Emergency Medical Services Regulations 900.500, Approval of Endorsement for Good Springs Ambulance Service
- b. **Variance Request** - To Install an Individual Sewage Disposal System (ISDS) on Property Within Four Hundred (400) Feet of a Public Sewer Line Served by a Public Water System  
**Petitioner:** Michael D. Degraw
- c. **Variance Request** - ~~To Install an Individual Sewage Disposal System (ISDS) on Property Within Four Hundred (400) Feet of a Public Sewer Line Served by a Public Water System~~  
~~**Petitioner:** Douglas B. Rather, Jr. \*WITHDRAWN~~

**II. PUBLIC HEARING/ACTION**

- 1. **Memorandum # 17-00** - Public Hearing to Consider Approval of the Section 94 (Permitting and Dust Control for Construction Activities) Handbook Including Best Management Practices for Construction Activity Dust Control

Chairman Brown opened the public hearing.

Michael Naylor introduced Cheryl McDonnell, Air Quality Division (AQD) Enforcement Officer who has been the primary writer for the Section 94 handbook. The handbook originated from a project by the PM10 Emission Control Committee and their recommendation to the Board that they hire a consultant to prepare a best management practices (BMP) manual. Staff has converted that manual into a handbook. The handbook relates to the regulations for Section 94 for permitting and control of construction activity that were adopted at the June 22, 2000 Board of Health meeting. The handbook lays out a series of BMP that are designed to achieve the most stringent measures to limit construction emissions.

There has been a lot of input from the local community on the regulations. However, feedback from the Environmental Protection Agency (EPA) has just recently been received. He handed out an email from Karen Irwin of EPA indicating that there are some concerns with the structural makeup of the handbook.

The EPA agrees with the overall concepts of the book but there are more details of clarification that may be necessary. Staff is recommending that the Board take testimony and continue the public hearing until the August Board of Health meeting.

Cheryl McDonnell, Enforcement Officer, remarked that the BMP consists of 22 different construction control measures. They include everything in dealing with a construction site, from back filling, trenching, design, truck loading, etc. These regulations are unique in the country, as they have been based on soil type. To determine the BMP, the Las Vegas Valley has been divided into four (4) potential to emit areas: high, moderately high, moderately low and low. The Air Quality Division (AQD) is trying to make the BMP proactive in that the permittees will need to decide how they are going to prevent dust. The Associated General Contractors, Southern Nevada Home Builders and others in the industry are wishing to be proactive. For example, in the past AQD staff, determined how many water trucks or control measures were needed, however, that will not meet the needs of the State Implementation Plan. With the new BMP, the permittee will be able to pick the type of control measure they wish to use for preventing dust.

Brief discussion by the Board Members and Staff continued on the specific concerns that EPA had on the BMP, including blasting and water use. At this point it appears that there are not disagreements on the actual regulations but mainly the semantics need to be worked out. The BMP is a dynamic document and as revisions are developed they will be brought before the Board of Health for consideration perhaps every 6 months. The BMP will provide a handbook that permittees can take into the field to determine the right measure in particular situations. Another suggestion was blasting at earlier times. Blasting is a coordinated effort between AQD and the Fire Department. The Fire Department helps to determine the time frame for blasting (8 a.m. to 4:30 p.m.) to ensure all activities are during daylight hours. Generally, preparation for blasting begins at 5:30 a.m. by charging the holes, drilling and setting them and the actual blast is between 10 a.m. and 2 p.m. If anything goes over that time, the Health District and the Fire Department for that jurisdiction are notified. Further it was suggested that Staff look at other means of controlling dust besides water, as it may become prohibitive in the future.

Chairman Brown opened the public hearing and invited any member of public to speak on the proposed regulations.

Ed Lubbers, Esquire, on behalf of the Construction Industry Coalition, commented that they had been coordinating comments and handbook development with Staff. The Coalition has been supportive of a concept of a handbook. A handbook that ultimately can be reduced to a small size that can be placed in the glove compartment for the individuals in the field will be a workable solution. Further the Coalition is supportive of a handbook and the flexibility of any possible future revisions. However, one of the concerns is water use and the alternatives to water use. The EPA has not done any studies or testing the palliative or suppressant use. The Coalition supported the study for the use of palliatives and suppressants (approved by the Board on the Consent Agenda), as there is a concern about the long term effects. There will not be much palliative use until the industry can determine the long-term liability. He expressed concern about continuing the public hearing to August without being able to get a handbook in the field for their members.

*Chairman Brown asked for any additional testimony. There was no response. Member Smith moved to continue the public hearing to the August Board of Health meeting. Motion was seconded by Member Colquitt and carried unanimously.*

### **III. REPORT/DISCUSSION/ACTION**

#### **1. Subcommittee Reports:**

- **Legislative Lobbyist** (Members Colquitt, Crowley and Christensen)  
Member Colquitt commented that a meeting is scheduled for August 10, 2000 to interview the candidates. Recommendations will be brought to the August Board of Health meeting.
- **Air Pollution Control Hearing Board Membership** (Drs Hardy and Christensen)  
Dr. Hardy commented that interviews have been scheduled for August 3, 2000 for prospective candidates. Recommendations will be brought to the August Board of Health meeting.

#### **2. Memorandum # 20-00 - Consideration of the Possible Establishment of Policy for Telephonic Participation by a Member(s) at Regularly Scheduled Board of Health Meetings**

David Rowles remarked that Staff has researched the Nevada Revised Statutes (NRS), Nevada Administrative Codes (NAC) and State Attorney General's opinion on the matter described in the memorandum. Insofar as Staff has been able to determine, other member entities, which

comprise the District Board, do not have a formal written policy regarding their individual Commission/Council member's telephonic participation in official public meetings. For instance, the Clark County Board of Commissioners has no formal written policy in this regard. They feel the current Attorney General direction is sufficient without any need to further adopt a specific formal policy.

Dr. Kwalick added that the purpose of a policy is to ensure the efficient operations of the Board on a continuing basis; and if a policy is approved, it should be retroactive to the June 2000 Board meeting.

Further discussion revealed that although telephonic participation is available at other local entity Commission or Council meetings that the public officials have not abused it.

*Member Smith moved to approve telephonic participation and Member Kenny's votes from the June Board meeting. Motion was seconded by Member Hardy and carried unanimously.*

**3. Memorandum # 21-00** - Consideration of Proposed Initiatives Regarding Air Quality Division Reorganization and the Status of a Proposed Interlocal Agreement Relating Thereto

Dr. Kwalick introduced Philip Speight, Henderson City Manger, and chair of the Southern Nevada Regional Planning Coalition Technical Committee who updated the Board Members on the status of the interlocal agreement and the implementation plan for the agency that is being developed.

Philip Speight reported that the various local government entities in the Las Vegas Valley have adopted resolutions setting forth the parameters for this interlocal agreement. City Managers from the various entities in cooperation with Dr. Kwalick, and Jacob Snow from the Regional Transportation Commission have been working on developing the agreement. One of the things that is of concern is to assure that those that being regulated, and those that are doing the regulating, are conforming to the NRS to ensure that there are no problems as the new agency is developed. There are no preconceived notions as to the locating or housing of this agency or how any of the executive staffs are going to be developed. Additionally, there is cooperation with the other affected agencies in an effort to ensure that none of the programs that the District Board of Health is working on are in jeopardy from the stand point of grants that are currently in force or as they relate to the SIPs and monitoring program.

On Monday, July 10, this proposed agency was presented to the Legislative Commission's SB432 Subcommittee on Air Quality programs. One of the questions posed by the Subcommittee was how the State could or should participate in the various agreements. At present there has not been an opportunity at either the Technical or Staff Committees to discuss any relationships between the entities, the Health District, Clark County Comprehensive Planning or the State Agencies and what roles they should play.

In the meantime, the Coalition will continue to collaboratively work on the implementation program in an effort to come to a resolution on how best to establish and develop the new program. The SB432 committee will meet on August 7, 2000 and Coalition representatives will be present to provide an update on the status. Senator Porter had requested a plan from local officials over a 60-day period, which ends the first part of August.

Discussion followed concerning ultimate responsibility for the SIP and air quality resting with the State. Also, some legislators were concerned about the absence of representatives from the State in the proposed makeup of the governing board. One of the reasons cited by the Legislative Subcommittee for State presence was the threat of sanctions of highway construction dollars and federal funding being in jeopardy on a statewide level if one of the other

regional jurisdictions is not in compliance. Primarily the board should be made up of local officials who would be familiar with all the nuances of the problems. However, it was suggested that if the State were going to have a legislator on the board it should be someone from Southern Nevada. Local legislators would be more aggressive as most of the federal funds are in the Southern part of the State. There are still a lot of details to be worked out on the interlocal agreement. Ultimately, the Board of Health and County Commission would have interlocal agreements with any new agency.

*Member Cyphers moved to direct Staff to continue working with the Technical Committee of the Regional Planning Coalition and to place a resolution on the August Board of Health agenda indicating the Board's support of the measures that are being taken by the Coalition and entities as a whole. Motion was seconded by Member Smith and carried unanimously.*

The Board Members added that a funding source should be identified for the new Board and Agency.

**4. Memorandum # 22-00** - Consideration of an Application by Republic Silver State Disposal, Incorporated to Operate a Transfer Station in Sloan at the Intersection of Sloan Road and Arville Street

Ed Wojcik, Environmental Health Engineer, stated that the application is to operate a transfer station in Sloan, at 4455 Sloan Road, unincorporated Clark County. The application has been submitted by Republic Services of Southern Nevada (RSSN). During the October 28, 1999 Board of Health meeting, the Board approved an application to construct a transfer station at that facility. As a follow up, RSSN submitted an application on July 14, 2000 seeking approval to operate. Staff completed the review on July 18, 2000.

Glenn Savage briefly outlined Staff's review of the application. Several inspections of the facility have been conducted. The individual sewage disposal system installation (ISDS), scales, building drainage, tipping floor, etc., have been overseen. Staff recommended the Board approve the transfer station application with the following permit conditions being met prior to operation:

- 1) Clark County Business License Approval Letter;
- 2) Evidence of Clark County Building Department Certificate of Occupancy, (a temporary certificate of occupancy has been provided)
- 3) Posting of signs as mentioned in Section 2 of the CCHD letter, dated July 17, 2000;
- 4) Installation of elevated platforms for waste screening at the guard sheds, as mentioned in Subsection 6(4) of Appendix F of the CCHD letter, dated July 17, 2000;
- 5) Wastewater be prevented from entering the stormwater drains located at both ends of the transfer station tunnel, and
- 6) Wastewater be prevented from being discharged off-site.

Ian Ross, Board Legal Counsel asked Mr. Greg Walsh, Legal Counsel for RSSN whether he agreed with the conditions. Mr. Walsh stated that RSSN agreed with the conditions proposed by Staff.

*Member Kincaid moved for approval of the application with the conditions outlined by Staff. The motion was seconded by Member Smith and carried unanimously.*

**5. Memorandum # 23-00** - Consideration of an Application by Republic Silver State Disposal, Incorporated to Operate a Transfer Station in Henderson on Cape Horn Drive

Ed Wojcik, Environmental Health Engineer, Stated that the application is to operate a transfer station in Henderson at 540, 560 and 560A Cape Horn Drive on behalf of Republic Services of Southern Nevada (RSSN). During the October 28, 1999 Board of Health meeting, the Board approved an application to construct a transfer station at that facility. RSSN submitted an application on July 14, 2000; and subsequently, Staff completed the review of the application on July 18, 2000.

Glenn Savage briefly summarized the review process. Several inspections of the facility have been conducted. The Henderson facility is about 70% completed. The ISDS installation, scales, building drainage, tipping floor, etc., have been overseen. Staff recommended the Board approve the transfer station application with the following permit conditions being met prior to operation:

- 1) Evidence of City of Henderson Building Department Certificate of Occupancy;
- 2) Evidence of a final Wastewater Discharge permit from the City of Henderson;
- 3) Posting of signs as mentioned in Section 2 of the CCHD letter, dated July 17, 2000;
- 4) Installation of elevated platforms for waste screening at the guard sheds, as mentioned in Subsection 6(4) of Appendix F of the CCHD letter, dated July 17, 2000;
- 5) Wastewater be prevented from entering the storm water drains located at both ends of the transfer station tunnel, and
- 6) Wastewater be prevented from being discharged off-site.

Chairman Brown asked Mr. Greg Walsh, Legal Counsel for RSSN, if RSSN agreed with the conditions. Mr. Walsh stated that they agreed to the conditions proposed by staff.

*Member Cyphers moved for approval of the application with the conditions noted by Staff. The motion was seconded by Member Crowley and carried unanimously.*

Greg Walsh, representing RSSN, commented that the transfer stations are part of the effort to ensure more efficient customer service. Also, they will provide significant impact on the community because trucks will not be driving around at dark in the wintertime. There will be stations for the trucks to park in at night, which will decrease the amount of truck miles and emission. Staff has set the bar for the transfer stations exceptionally high. He commended the Environmental Health staff for their efforts.

#### **IV. CITIZEN PARTICIPATION:**

Chairman Brown explained that items raised under this portion of the Agenda cannot be acted upon by the Board of Health until the notice provisions of Nevada's Open Meeting Law have been complied with. Therefore, no vote may be taken on a matter not listed on the posted agenda, and; any action on such items will have to be considered at a later meeting. Comments will be limited to three minutes. Please step up to the speaker's podium, clearly State your name and address and please spell your last name for the record. If any member of the Board wishes to extend the length of a presentation, the Chairman, or the Board majority will do this by vote. All comments by speakers should be relevant to Board action and jurisdiction.

Mary Shope, Boulder City resident, asked that the Board review and continue to improve the process of the data collection and communication of air quality. Also, review the process of the Construx Sand and Gravel permit and operation in the Eldorado Valley and have a public hearing on the lack of information, communication, permit, compliance and enforcement on that site. Ms. Shope passed around pictures of the Construx site in the Eldorado Valley and chronologically reviewed the status of the site. Ms. Shope commended the Environmental Health Division's notification of the status of applications and inclusion of the public through the workshop process



and asked that the Air Quality Division have the same standard. She suggested that AQD be directed to agendize and have public hearings on this type of stationary sources.

The Board Members thanked Ms. Shope for her concern and expressed assurances that the Board will be moving air quality issues in a direction that will be better for the entire community

## **V. HEALTH OFFICER & STAFF REPORTS**

**Dr Kwalick** commented that there were several reports from Staff:

### **A. North Las Vegas Clinic Closure – Alice Costello, RN**

Alice Costello, RN, Stated that on July 5, 2000 the District took steps to close the North Las Vegas Public Health Center, which has been operational for over 15 years. It was not an easy decision as it met a great need in the particular community. However, the facility had to be closed because of structural problems with the roof and irreparable damage to the air conditioning unit. This made it difficult to ensure the quality of the medications and laboratory supplies as well as staff and patient comfort. Steps have been taken to ensure continued service for that community. The phone lines have been kept open at that location and there are messages that go out in both English and Spanish to the community. The greatest number of services provided in that center was immunizations. The District was able to partner with Nevada Rural Health Centers, North Las Vegas Family Health Center and the Community Resource Center to offer immunizations between July 17<sup>th</sup> and September 8<sup>th</sup> at no charge. Staff has updated their skills and placed the center on the registry in order to capture the information about immunization levels. Individuals who had appointments or needed follow-up were contacted and rescheduled in other clinics throughout the community. Staff continues to inform the community to make sure they are aware of where services can be accessed.

### **B. Environmental Health Activities: Proposed Fee Scheduled Changes & Farmers' Market - Ed Wojcik & Glen Savage**

Ed Wojcik explained the process of increasing the current permit fees, Staff has outreached to representative businesses, associations and public entities to determine if the proposed fees would impact them. As a result, there have been a number of written responses were received and some changes have been made accordingly. Staff is preparing to conduct public workshops, which will be advertised and begin August 16, 2000. There will be 11 workshops running through September 8, 2000.

Glenn Savage commented that there have been three (3) meetings to discuss the Farmers' Market with the representatives from Boulder City, Henderson, City of Las Vegas and the Farmers' Market community. Staff is in the process of collaboratively developing regulations with the affected community. Staff will keep the Board apprized.

### **C. Air Quality Division Activities: "Clunker Car" Program, EPA Update on Regulations & Construx – Michael Naylor**

Michael Naylor explained that the Subsidized Vehicle Repair Program was set up to provide financial assistance to repair vehicles that fail the smog check. A contractor to the County Commission administers this program. The Clark County Health District obtained the funding from the Department of Motor Vehicles and the funds are passed through to the County Commission who has hired the contractor. Initially participants in the program needed to be classified as low income with a 2-year residency and to make a co pay of \$100. There was limited participation. The co pay was reduced to \$25 and the residency was reduced to a year. There was also an increase in efforts to publicize the program. As a result, in the last 6 months there has been a significant increase in participation and the quota of repairing 1100 vehicles will be reached. It is a cost effective program. The cost of repairs is approximately \$500 per ton, which means \$500 is spent to remove one ton of air pollution. This type of cost is less than

virtually all the other air pollution programs running such as oxygenated gasoline, inspection maintenance and the cleaner burning gasoline programs which cost more than \$500 a ton. At this point, there are no plans to continue the program. It was funded by a \$900,000 grant from the DMV. A final report should be ready by approximately October.

Staff is in receipt of a letter from EPA dated June 29<sup>th</sup> commenting on all the regulations that were passed last month, which were updates to the definitions, penalties, vacant lots, unpaved roads, unpaved parking lots, road shoulders, street sweeping equipment and construction activity. EPA is endorsing the rules for the vacant lots and unpaved parking lots. However, EPA has identified some concerns they have with the rules for the unpaved roads, stabilizing road shoulders and construction activity. Therefore, Comprehensive Planning and AQD staffs have had additional conference calls with EPA to go over their concerns. At this point there has not been a consensus but we anticipate resolving the concerns within the next month or so. It is anticipated that the revisions will be brought back to the Board at a public hearing in October

Michael Naylor explained that the Construx facility in the Eldorado Valley has emissions below that which requires public notice. Most of the stationary source facilities that are permitted do not go through a public notice process. If they do go through a public notice there is the option for a public hearing that is meant to facilitate dialogue between Staff, citizens and the applicant. The Board of Health does not take action on the proposed approvals as the regulations provide for public hearings if the size is high enough. Staff handles approximately 50 stationary source permits a month and over 100 construction sites are permitted a month. The process has been working well. Attempts have been made to meet with Ms. Shope to discuss concerns about Construx. The site has been scrutinized for several weeks. Staff has noticed one of Construx neighbors having some emission problems. An information report on the chronology of actions at the Construx site will be on the next agenda. The Board directed that emissions on neighboring stationary sources of emissions be included.

## **VI. INFORMATIONAL ITEMS**

**Duly Noted**

### **1. Administration Division:**

- Financial Data - Revenues, Expenditures, and Cash Flows for Fund 705 (Operating), 706, (Capital Reserve), and 762 (Liability Reserve) for the Month of May
- Title X Family Planning Services Advisory Council Minutes, 06/08/00

### **2. Air Quality Division:**

- Monthly Report, June 2000 (Air Quality, Enforcement Activity, Permitting, Source Compliance and Regulation Development)
- Update on Status of Fugitive Dust Rules: Section 90, 91 & 92
- Letter from Nevada Division of Environmental Protection Regarding Recommended Designations for the Eight-Hour Ozone National Ambient Air Quality Standards, 06/30/00
- Letter from Las Vegas Paving Corporation Regarding Application for Authority to Construct Application, Lone Mountain Facility, 06/21/00
- Newspaper Article and Memorandum Indicating Appeals Court Upholds Ruling on Higher Oxygen Content Gasoline
- Letter from Teamsters Local 631, Construction Industry Training Trust Expressing Thanks to Patricia Ringgenberg, Air Pollution Control Enforcement Officer II, for Conducting Dust Control Classes
- Hearing Officer & Board Annotated Agenda and Minutes
- Article from Growth Watch Relating to Environmental Monitoring for Public Access and Community Tracking (EMPACT) Program

3. **Environmental Health Division:**
  - Monthly Activity Report
  - Listing of Food Establishments in Plan Review for the Period of 06/01/2000 to 06/30/2000
4. **Epidemiology:**
  - Monthly Report
5. **Nursing and Clinics Division:**
  - Homeless Youth Coalition Minutes
6. **Staff Recognition:** Letters of Appreciation

## **VII. ADJOURNMENT**

There being no further business to come before the Board, Chairman Brown adjourned the meeting at 10:10 a.m.

## **SUBMITTED FOR BOARD APPROVAL**

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Donald S. Kwalick, MD, MPH, Chief Health Officer  
Executive Secretary

/mlg