



MINUTES

**Southern Nevada District Board of Health Meeting
August 27, 2015 – 8:30 A.M.
Southern Nevada Health District, 330 S. Valley View Boulevard, Las Vegas, NV 89107
Conference Room 2**

Bob Beers, Chair, called the Southern Nevada District Board of Health meeting to order at 8:34 a.m.

BOARD: Bob Beers – Chair – Councilmember, City of Las Vegas
Present) Richard Cherchio – Councilmember, City of North Las Vegas
Cynthia Delaney – Councilmember, City of Mesquite
Douglas Dobyne – At-Large Member, Regulated Business/Industry
Chris Giunchigliani – Commissioner, Clark County (*arrived at 8:37 a.m.*)
Frank Nemec, At-Large Member, Physician
Mary Beth Scow – Commissioner, Clark County
Rod Woodbury, Vice-Chair – Mayor, City of Boulder City

(Absent): John Marz – Councilmember, City of Henderson
Lois Tarkanian, Secretary – Councilmember, City of Las Vegas

ALSO PRESENT:
(In Audience)

LEGAL COUNSEL: Annette Bradley, Esq.

EXECUTIVE SECRETARY: Joseph P. Iser, MD, DrPH, MSc, Chief Health Officer

STAFF: Heather Anderson-Fintak, Rick Cichy, Darris Cole, Margarita DeSantos, Kimberly DiPasquale, Andrew Glass, Forrest Hasselbauer, Jay Johnson, Paul Klouse, Dan LaRubio, Cassius Lockett, Sharon McCoy-Huber, Dan Musgrove, Brian Northam, Veralynn Orewyler, Jacqueline Reszetar, Gary Robinson. Patricia Rowley, Jennifer Sizemore, Bonnie Sorenson, Leo Vega, Jacqueline Wells

CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL

I. RECOGNITIONS:

- Gary Robinson, Environmental Health Specialist, received a Customer Service Excellence Award for his dedication to great customer service by the Las Vegas Metro Chamber of Commerce and the Las Vegas Convention and Visitors Authority.
- Board member Rod Woodbury was recognized as the new Mayor of Boulder City, NV.

II. PUBLIC COMMENT: A period devoted to comments by the general public about those items appearing on the agenda. Comments will be limited to five (5) minutes per speaker. Please step up to the speaker's podium, clearly state your name and address, and spell your last name for the record. If any member of the Board wishes to extend the length of a presentation, this may be done by the Chairman or the Board by majority vote.

Victoria Harding, SNHD employee and Vice President SNHD SEIU 1107, expressed concern regarding the Director of Nursing position replacement as the recruitment is for a physician. Ms. Harding noted that nurses are involved in every area within clinical services and has previously expressed her concern to the Board regarding the NRS as it relates to nurses reporting to a medical doctor and which also may affect gaining accreditation. Ms. Harding presented a petition to the Board which stated: "We are frontline nurses and employees of the Southern Nevada Health District dedicated to our community and

our jobs, demand that our District Health Officer comply the Nevada state law and replace our Director of Nursing with a nurse. Under NRS 632.240 System for delivery of health care: Nursing services must be supervised by a Chief Administrative Nurse. The provision of nursing services in any system for the delivery of health care must be under the direction and supervision of a chief administrative nurse who is a registered nurse. I am fully aware of my rights and the specifications of our contract and I am signing this letter demanding that management uphold the law. Sincerely, a dedicated nurse who puts patients first.” **(Attachment 1)**

Seeing no one else, the Chair closed this portion of the meeting.

III. ADOPTION OF THE AUGUST 27, 2015 AGENDA (for possible action)

A motion was made by Member Scow seconded by Member Giunchigliani and unanimously carried to adopt the August 27, 2015 agenda as presented.

IV. CONSENT AGENDA: Items for action to be considered by the Southern Nevada District Board of Health which may be enacted by one motion. Any item may be discussed separately per Board Member request before action. Any exceptions to the Consent Agenda must be stated prior to approval.

1. **APPROVE MINUTES/BOARD OF HEALTH MEETING**: July 23, 2015 **(for possible action)**
2. **PETITION #15-15**: Approval of Interlocal Agreement with Clark County Fire Department; Shared Services Agreement to streamline licensing process for Emergency Medical Services provider; direct staff accordingly or take other action as deemed necessary **(for possible action)**
3. **PETITION #16-15**: Approval of Interlocal Agreement with Boulder City Fire Department; Shared Services Agreement to streamline licensing process for Emergency Medical Services provider; direct staff accordingly or take other action as deemed necessary **(for possible action)**
4. **PETITION #17-15**: Approval of Interlocal Agreement with Henderson Fire Department; Shared Services Agreement to streamline licensing process for Emergency Medical Services provider; direct staff accordingly or take other action as deemed necessary **(for possible action)**
5. **PETITION #18-15**: Approval of Interlocal Agreement with Las Vegas Fire and Rescue; Shared Services Agreement to streamline licensing process for Emergency Medical Services provider; direct staff accordingly or take other action as deemed necessary **(for possible action)**
6. **PETITION #19-15**: Approval of Interlocal Agreement with Mesquite Fire and Rescue; Shared Services Agreement to streamline licensing process for Emergency Medical Services provider; direct staff accordingly or take other action as deemed necessary **(for possible action)**
7. **PETITION #20-15**: Approval of Interlocal Agreement with North Las Vegas Fire Department; Shared Services Agreement to streamline licensing process for Emergency Medical Services provider; direct staff accordingly or take other action as deemed necessary **(for possible action)**
8. **PETITION #21-15**: Approval of Interlocal Agreement with University Medical Center of Southern Nevada; Trauma Data Sharing Agreement to assist with system oversight and improvement; direct staff accordingly or take other action as deemed necessary **(for possible action)**
9. **PETITION #28-15**: Approval of Interlocal Agreement with Public Agency Compensation Trust (PACT) for PACT's provision of a fully funded Workers' Compensation plan to SNHD; direct staff accordingly or take other action as deemed necessary **(for possible action)**

A motion was made by Member Giunchigliani seconded by Member Delaney and carried unanimously to adopt Consent Agenda as presented.

V. **PUBLIC HEARING / ACTION:** Members of the public are allowed to speak on Public Hearing / Action items after the Board's discussion and prior to their vote. Each speaker will be given five (5) minutes to address the Board on the pending topic. No person may yield his or her time to another person. In those situations where large groups of people desire to address the Board on the same matter, the Chair may request that those groups select only one or two speakers from the group to address the Board on behalf of the group. Once the public hearing is closed, no additional public comment will be accepted.

1. **MEMORANDUM #05-15:** Consider/Adopt Southern Nevada Health District Proposed Regulations Governing the Management of Solid Waste; direct staff accordingly or take other action as deemed necessary (**for possible action**)

Brian Northam, Environmental Health Supervisor, presented the proposed Solid Waste Regulations.

It was noted by Member Woodbury that a red-lined version of changes, original to proposed, was not provided to the board and asked that it be sent if available.

Bob Coyle, Republic Services, supports the proposed changes and complimented Mr. Northam for compiling all the regulations into one document that can be used comprehensively. Also, the medical waste regulations requested years ago are now in place, thanks to Mr. Northam.

Dr. Iser read into the record, a letter from Jack Campbell, President of Walker Furniture. (**Attachment 2**)

A motion was made by Member Dobyne seconded by Member Scow and carried unanimously to adopt the Southern Nevada Health District Proposed Regulations Governing the Management of Solid Waste as presented.

Member Giunchigliani asked that a list of permitted facilities be provided to the Board.

2. **MEMORANDUM #06-15:** Consider/Adopt Amendments to the Southern Nevada Health District Regulations Governing the Sanitation of Used Mattresses, Bedding and Upholstered Furniture; direct staff accordingly or take other action as deemed necessary (**for possible action**)

Paul Klouse, Environmental Health Manager and Dan LaRubio, Environmental Health Supervisor, submitted the proposed regulations governing the sanitation of used mattresses, bedding and upholstered furniture. This regulation was originally submitted to the Board in January 2015 and is returned due to concerns by State Environmental Health regarding the dry heat temperatures set as a minimum for sanitizing mattresses related to the sale of used mattresses.

A motion was made by Member Giunchigliani seconded by Member Cherchio and carried unanimously to adopt the Amendments to the Southern Nevada Health District Regulations Governing the Sanitation of Used Mattresses, Bedding and Upholstered Furniture as presented.

VI. **REPORT/DISCUSSION/ACTION**

1. **Review and Approve Nevada Resort Association Nominations for At-Large Board of Health Member;** direct staff accordingly or take other action as deemed necessary (**for possible action**)

Dr. Iser read into record a letter from Virginia Valentine, President, Nevada Resort Association, recommending Scott Nielson, Executive Vice President and Chief Development Officer for Station Casinos the gaming representative on the SNHD Board, replacing Bill Noonan.

Member Giunchigliani left the meeting at 9:38 a.m. and returned at 9:47 a.m.

A motion was made by Member Scow seconded by Member Nemeec and carried unanimously to accept the recommendation of the Nevada Resort Association as presented.

Dr. Iser will contact Mr. Nielson regarding Board specifics and determine if he has any interest in committee participation.

2. **Review and/or Update Board of Health Committees and Committee Memberships:** direct staff accordingly or take other action as deemed necessary (*for possible action*)

CHO Annual Review Committee

Committee Participation Interest forms were received from Members Beers, Dobyne, Giunchigliani, Nemec and Woodbury.

At-Large Member Selection

Committee Participation Interest forms were received from Members Beers, Giunchigliani, Marz and Woodbury.

Finance Committee

Committee Participation Interest forms were received from Members Beers, Dobyne, Marz and Woodbury.

Nominations of Officers Committee

Committee Participation Interest forms were received from Members Beers, Dobyne and Nemec. Member Scow expressed interested in participating on this committee.

A motion was made by Member Giunchigliani seconded by Member Woodbury and carried unanimously to update the Board of Health Committee as follows acknowledging that adjustments may be made throughout the year:

CHO Annual Review Committee

Bob Beers
Doug Dobyne
Chris Giunchigliani
Frank Nemec
Rod Woodbury

At-Large Member Selection

Bob Beers
Chris Giunchigliani
John Marz
Rod Woodbury

Finance Committee

Bob Beers
Doug Dobyne
John Marz
Rod Woodbury

Nominations of Officers Committee

Bob Beers
Doug Dobyne
Frank Nemec
Mary Beth Scow

Chair Beers recommended that appointment of the committee Chair will be a standing agenda item for each committee meeting.

3. **Review/Discuss Three Year Budget Projection**; direct staff accordingly or take other action as deemed necessary (*for possible action*)

Sharon McCoy-Huber, Financial Services Manager, presented the District's Three Year Budget Projection. (**Attachment 3**)

Member Delaney left the meeting at 9:45 a.m. and returned at 9:47 a.m.

Member Nemecek left the meeting at 9:46 a.m. and returned at 9:50 a.m.

Member Dobyne left the meeting at 9:48 a.m. and returned at 9:50 a.m.

There was no action taken on this item.

4. **Receive Report and Accept Recommendations from the August 24, 2015 Finance Committee Meeting**; – Committee Members: Bob Beers (Chair), Doug Dobyne, John Marz, Rod Woodbury; direct staff accordingly or take other action as deemed necessary (*for possible action*)

A motion was made by Member Giunchigliani seconded by Member Delaney and unanimously carried to accept the Three Year Budget Projection report as presented.

- V. **BOARD REPORTS**: The Southern Nevada District Board of Health members may identify emerging issues to be addressed by staff or by the Board at future meetings, and direct staff accordingly. Comments made by individual Board members during this portion of the agenda will not be acted upon by the Southern Nevada District Board of Health unless that subject is on the agenda and scheduled for action.

There were no Board Reports to be heard.

VI. **HEALTH OFFICER & STAFF REPORTS**

CHO Comments

Jackie Reszetar, Director, Environmental Health Services, presented "Floods and Public Health / Environmental Health Consequences and the Role of Environmental Health". (**Attachment 4**)

Andrew Glass, Director of Administration, reported the building remodel is progressing as scheduled. Staggered moving is expected to begin in December.

VIII. **INFORMATIONAL ITEMS**

- A. Chief Health Officer and Administration Monthly Activity Report – July 2015
- B. Community Health Monthly Activity Report – July 2015
- C. Environmental Health Monthly Activity Report – July 2015
- D. Clinics and Nursing Monthly Activity Report – July 2015

- IX. **PUBLIC COMMENT**: A period devoted to comments by the general public, if any, and discussion of those comments, about matters relevant to the Board's jurisdiction will be held. No action may be taken upon a matter raised under this item of this Agenda until the matter itself has been specifically included on an agenda as an item upon which action may be taken pursuant to NRS 241.020. Comments will be limited to five (5) minutes per speaker. Please step up to the speaker's podium, clearly state your name and address, and spell your last name for the record. If any member of the Board wishes to extend the length of a presentation, this may be done by the Chairman or the Board by majority vote.

Victoria Harding, SNHD employee, and Vice President SNHD SEIU, stated a second contract violation has occurred while the first issue is stuck at a standstill. Ms. Harding indicated issues that she brought forth last year still exist in Environmental Health and the contract violations are in Environmental Health.

Sakena Alhassan, Environmental Health Specialist, Food Program, stated Environmental Health has been suffering a great deal for a long time and their pleas have been ignored. Ms. Alhassan indicated

that she has a petition from approximately fifty percent of Environmental Health employees requesting the comments of the 2015 Employee Satisfaction Survey and exit interviews from former Environmental Health employee since January 2014 be provided to the Board. **(Attachment 5)** Ms. Alhassan hopes that she will not be targeted or retaliated against for speaking at Public Comment. She stated there is no greater reward than working together with industry in a fair and respectful environment. For a Director to refer to a geographic ethnic area as "Nightmare on Elm Street" in a staff meeting or to say that this same group targets themselves in restaurant inspections is not appropriate. She asks the Board to help banish this type of thinking from the Environmental Health Division at the Southern Nevada Health District. Ms. Alhassan stated that the mission of Environmental Health is to protect the health, environment and well-being of Southern Nevada residents and visitors and public health is not protected by restructuring the standby program so responses to imminent health hazards are not until the next day or proposing the announcement of routine unannounced inspections to industry prior to their occurrence. In regard to Article 22.1-F of the current SEIU contracts, it was stated by management in a meeting to Environmental Health staff that "We are shifting the intention of the current contract from temporary permits to permanent permits." To allow this to happen will further decimate employee morale. It is not appropriate for a Director to humiliate staff publicly as happened at the July 18th incident in Laughlin. Ms. Alhassan understands that no work environment is perfect, but cannot accept an environment in which inspectors are disrespected in the field by industry members who have been empowered with the misinformation that inspectors need to be retrained or should obtain master's degrees in inspections as referenced by Ms. Reszetar as at the February 18, 2015 SNHD industry staff meeting. Ms. Alhassan asks for fairness from upper management and respect for employees as professionals and human beings. In summary, Ms. Alhassan asks the Board to restore the ethics and principles that once encompassed SNHD, including honoring the current contract.

Member Giunchigliani noted there are factors related to the survey that require attention and the District is becoming unhealthy again. Member Giunchigliani asked that the survey final results and conclusions be placed on the next agenda for discussion as there are still many issues within Environmental Health that need to be addressed. Jackie Reszetar, Director of Environmental Health, approached the podium and informed the board that she was resigning. Dr. Iser advised that her resignation was not acceptable and that he was going to try and talk her into staying. Dr. Iser added that the Board has seen, in the past, employees intimidate parts of the board or other employees into resigning or not having their contracts extended. Ms. Reszetar, in his opinion, is doing a very good job and the District has made good strides related to working with regulated industry. This has upset a lot of Environmental Health staff because they do not like working with industry in a partnership to try to improve the health and safety of restaurants, pools and other regulated industries. Dr. Iser emphasized that he will not accept Ms. Reszetar's resignation until she puts it in writing. Member Giunchigliani stated that was Dr. Iser's decision, however she does believe that there is favoritism within the industry and the small and/or minority business are not being regulated appropriately by Environmental Health.

Al Sang, Environmental Health Specialist, has been employed by SNHD for ten years. Mr. Sang has not been intimidated to speak and stated that the District is at its lowest point in morale in his ten years. It is not true, as it has been said, that Environmental Health dislikes working with industry. Environmental Health Specialists in food operations do nothing more than work with industry and despite several years of being short staffed and having more demands and requirements, the inspectors have always stepped up and met the challenges. Their professional integrity does not allow for anything less, however, for the record their morale is very low and front line staff is demoralized.

Seeing no one else, Chair Beers closed this portion of the meeting.

Member Dobyne explained that having come from one of the regulated industries under the previous regime, one of his motivating factors for being on this Board is the abuse that Environmental Health piled on the industry. Member Dobyne understands that Ms. Reszetar still has some challenges to overcome, but EH has come a long way from where it used to be, as it used to be deplorable. Member Dobyne has seen great improvements regarding how industry is treated now. Member Giunchigliani clarified that Member Dobyne was referring to the solid waste industry, not the food industry.

X. ADJOURNMENT

The Chair adjourned the meeting at 11:12 a.m.

Joseph P. Iser, MD, DrPH, MSc
Chief Health Officer/Executive Secretary

/jw