



MINUTES

Southern Nevada District Board of Health Meeting May 25, 2017 – 8:30 A.M.

**Southern Nevada Health District, 280 S. Decatur Boulevard, Las Vegas, NV 89107
Red Rock Trail Conference Room A and B**

**BOARD:
(Present)** Bob Beers – Chair – Councilmember, City of Las Vegas (*arrived at 10:20 a.m.*)
Richard Cherchio – Councilmember, City of North Las Vegas
Douglas Dobyne – Secretary, Regulated Business/Industry
Chris Giunchigliani – Commissioner, Clark County
Marilyn Kirkpatrick – Commissioner, Clark County
Scott Nielson – At-Large Member, Gaming
Frank Nemecek – At-Large Member, Physician
Dan Stewart – Councilmember, City of Henderson
Rod Woodbury – Vice-Chair – Mayor, Boulder City
Brian Wursten – Councilmember, City of Mesquite

(Absent): Lois Tarkanian – Councilmember, City of Las Vegas

**ALSO PRESENT:
(In Audience)** None

LEGAL COUNSEL: Annette Bradley, Legal Counsel

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

STAFF: Heather Anderson-Fintak, Cory Burgess, Richard Cichy, Regena Ellis, Andrew Glass, Victoria Harding, Paul Klouse, Fermin Leguen, Lynda McClosky, Sharon McCoy-Huber, Michelle Nath, Jacqueline Reszetar, George Ruiz, Joanne Rupiper, Jennifer Sizemore, Adele Solomon, Laura Valentino, Leo Vega, Jacqueline Wells

I. CALL TO ORDER

Vice-Chair Woodbury called the Southern Nevada District Board of Health meeting to order at 8:36 a.m.

II. PLEDGE OF ALLEGIANCE

III. RECOGNITIONS

- **Silver Syringe Recipients – Mee Kee Chong Dao, RN and Lynda McCloskey, RN**

Southern Nevada Health District's Mee Kee Chong-Dao, RN and Lynda McCloskey, RN were recently honored by Immunize Nevada for their efforts to ensure Southern Nevadans, especially children, are vaccinated against preventable diseases. Both were recognized at the Silver Syringe awards, an annual event during National Infant Immunization Week, April 22-29.

Mee Kee Chong-Dao was named Outstanding Immunization Champion. She is the Community Health Nurse Supervisor for the Health District's Immunization Program. In this position, she has helped expand immunization services to underserved populations and rural Clark County communities such as Searchlight and Laughlin as well as outreach activities to educate Southern Nevadans about the safety and effectiveness of vaccines.

Lynda McCloskey, Community Health Nurse, was recognized as the Outstanding Immunization Nurse for her continued collaborative efforts with community partners and health care professionals as a resource and advocate for immunizations. Currently, she serves as the Quality Assurance Review Coordinator for the Vaccines for Children Program.

The fifteen Silver Syringe categories recognize health care providers and community partners, nominated by their peers, as exemplifying outstanding immunization practices in a specific category.

Silver Syringe began in 1998 as a way to celebrate Nevada's immunization successes and champions. Today, the event has become a statewide tradition for Nevada's immunization and health care stakeholders.

- **JoAnn Rupiper – CDC Recognition for Contributions to Childhood Immunizations**

JoAnn Rupiper, former Employee Health Nurse, now Chief Administrative Nurse with the Southern Nevada Health District has been named *CDC Childhood Immunization Champion* for her outstanding efforts to promote childhood immunization in our community. JoAnn is recognized for improving vaccine compliance at over one hundred-fifty child care centers in Las Vegas and for coordinating flu vaccine clinics for Head Start children and staff, keeping Nevada's youngest and most vulnerable residents protected.

Each year during National Infant Immunization Week, the CDC Foundation and CDC honor health professionals and community leaders from around the country with the *CDC Childhood Immunization Champion* awards. These awards acknowledge the outstanding efforts of those individuals who strive to ensure that children in their communities are fully immunized against fourteen preventable diseases before the age of two.

CDC Childhood Immunization Champions are selected from a pool of health professionals, coalition members, community advocates, and other immunization leaders. State Immunization Programs coordinated the nomination process and submitted nominees to the CDC.

- **Southern Nevada Health District – Award from University of Nevada Las Vegas**

Southern Nevada Health District was presented an award from UNLV, School of Community Health Sciences, in recognition of our outstanding partnership with the UNLV School of Community Health Sciences in providing practical internship training for their graduate students in public health.

IV. 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, SEIU discussed how she was treated by Dr. Iser on May 24 at the Community Health All Hands meeting and asked the Board to further discuss in Closed Session. Ms. Harding noted there is a District policy against anti-harassment and it is against the Personnel Code. She questioned what to do when those people who are harassing are the people who are supposed to do the investigation. She stated she has nowhere to go other than to the Board, as the employer of Dr. Iser. Ms. Harding related that she has been to the Employee-Management Relations Board (EMRB) for this same issue and a settlement was determined from the June 25, 2014 All Hands meeting. Ms. Harding asked how many times she needed to sue the District before this stops. She advised litigation will follow if it does not and she asked for the Board's assistance in stopping it.

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

V. ADOPTION OF THE MAY 25, 2017 AGENDA (for possible action)

A motion was made by Member Giunchigliani seconded by Member Kirkpatrick and carried unanimously to approve the May 25, 2017 Agenda as presented.

VI. 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: April 27, 2017 *(for possible action)*

2. PETITION #12-17: For possible action to approve Interlocal Contract Amendment A01 to SNHD-1-STD-16-090 in the amount of \$12,250, between the Southern Nevada Health District and the Clark County Juvenile Justice Services to allow the Southern Nevada Public Health Laboratory provide laboratory testing for sexually transmitted diseases as a fee-for-service arrangement and allow for the collection of disease surveillance data; direct staff accordingly or take other action as deemed necessary

3. PETITION #13-17: For possible action to approve the Intrastate Interlocal Contract between the Department of Conservation and Natural Resources, Division of Environmental Protection and the Southern Nevada Health District for the implementation of the Safe Drinking Water Program in Clark County; direct staff accordingly or take other action as deemed necessary

A motion was made by Member Stewart seconded by Member Dobyne and carried unanimously to adopt the Consent Agenda as presented.

VII. 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.

There were no items to be heard.

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The Vice-Chair closed Open Session at 8:41 a.m. and moved to Closed Session.

VIII.

CLOSED SESSION – To Be Held Following the Public Hearings

Go into closed session, pursuant to NRS 241.015(3)(b)(2), to receive information from the Health District's Attorney regarding potential or existing litigation involving a matter over which the Board has supervision, control, jurisdiction or advisory power, and to deliberate toward a decision on the matter, and pursuant to NRS 288.220, to receive a report on the status of ongoing labor negotiations; and direct staff accordingly. *(For possible action)*

Vice-Chair Woodbury reconvened Open Session at 9:42 a.m. with Members Cherchio, Dobyne, Giunchigliani, Kirkpatrick, Nemeč, Nielson, Stewart, Woodbury and Wursten seated.

IX. REPORT/DISCUSSION/ACTION

There were no items to be heard.

- X. 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.

Member Dobyne asked for a status update on the availability of public Wi-Fi in the main building. Andy Glass, Director of Administration, reported the District is working with Cox Communications to have Wi-Fi installed; however, it will be in the front area only as it is too expensive to go throughout the entire building. The contract has been approved by Cox and it takes approximately forty-five to sixty days to approve construction.

Member Giunchigliani suggested an agenda item or policy to advise the Board of what regulations are coming up for review and the review process on an annual basis, so the Board can anticipate and give direction. An example would be the fee increases, as the Board never gave direction for a fee increase. Having the Board give the direction to move forward and an annual list would allow the Board to work with staff through that process.

Member Giunchigliani stated she does not believe that the Business Impact Statements were properly done, and maybe there should be guidance from management on how a Business Impact Statement should be drafted, what it should reflect, and where it goes when complete. As all government entities are required to submit Business Impact Statements, Member Giunchigliani suggested shared support from the Board to support the District's needs.

Member Giunchigliani requested a copy of the attendance sheets from today's meeting in order to reach out to constituents who came to the meeting anticipating that pool regulations were on the agenda. She would still like to know why the regulations are changing and why it involves the Home Owner Associations (HOAs) as she does not believe they should be included.

Regarding Federally Qualified Health Centers (FQHC), Member Giunchigliani noted the Board has not given direction to move into a FQHC and she has great concerns about financing. Dr. Iser noted the FQHC item was agendaized and presented to the Board at the May 25 meeting. It is his understanding that the Board thought that looking into the possibility was a good idea. Discussions have been held with the City of North Las Vegas regarding potential sites; however, he understands that moving forward to next steps requires Board approval. Member Cherchio noted during the recent meeting with himself, Dr. Iser, Andy Glass and Cass Palmer, Director of Neighborhood and Leisure Services, City of North Las Vegas, discussion occurred regarding the difficulty in finding a facility to serve the underserved areas in North Las Vegas, which has been an ongoing problem. The possibility of a FQHC was brought up to resolve that issue.

XI. HEALTH OFFICER & STAFF REPORTS *(Information Only)*

➤ **CHO Comments**

- The SNHD Pharmacy officially opened on Monday, May 22, 2017. It will be the AIDS Drug Assistance Program (ADAP) pharmacy for the valley, filling the void left by the closure of the UMC Lied Clinic. This pharmacy will be open to the public, although it will not be stocked with traditional pharmaceuticals, such as high blood pressure medications.
- The Terra Firma Organics variance request was cancelled from today's meeting and will be brought forward at the June 22, 2017 meeting.
- The Marijuana and SNHD's Tobacco Control Program is included in the CHO report.

- Jackie Reszetar, Director of Environmental Health, provided a brief report regarding the District's view on full-time Short Term Rentals (STRs) as it relates to pool regulations and kitchen compliance. Short Term Rentals are private homes with private kitchens and residential pools/bodies of water. Regulatory Authority does not apply to private kitchens and/or residential pools. The County does not allow STRs. The City regulates STRs via business licensing. SNHD / State regulations have no connection to business licensing except that a food establishment cannot obtain a business license without a health permit (or at least an application for one). SNHD Environmental Health has no authority over these private properties.

Member Stewart exited the meeting at 10:00 a.m. and did not return

Member Nielson exited the meeting at 10:01 a.m. and returned at 10:03 a.m.

- Dr. Iser provided a brief summary of Bill Draft Requests related to SNHD for the 2017 Legislative Session ([Attachment 1](#)). Members Kirkpatrick and Giunchigliani noted SB151, sponsored by Senator Manendo, was not discussed with the Board prior to discussing with Senator Manendo. Vice Chair Woodbury noted that a future item could be agendized for this particular bill, however at the time, no deliberations or decisions could be made as it is an informational legislative report. If agendized, Member Kirkpatrick would like to know if effective upon passage and approval, what steps will be taken, how it will be financed and all details.
- It was determined that the Academic Affairs presentation will be held until the next meeting as it was requested by Chair Beers, who was absent.

XII. INFORMATIONAL ITEMS

1. Chief Health Officer and Administration Monthly Activity Report
2. Clinical Services Monthly Activity Report
3. Community Health Monthly Activity Report
4. Environmental Health Monthly Activity Report

XIII. 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.

Kathy Ochs, from Laughlin, owns seven franchise food courts in various casinos and has a sound relationship with Southern Nevada Health District and the community. She commended Environmental Health's response to the Boil Water Notice in Laughlin. For some time, there was a resident Health Inspector assigned to Laughlin, who has since retired. Currently, the fees are the same that she has paid since 2008 and Ms. Ochs thinks they may need to be changed as a lot has changed since then. There has been a vast amount of residential and commercial growth in Laughlin over the last year. Representing the Chamber of Commerce and the City of Laughlin, Ms. Ochs requests consideration for a resident inspector that can do plan review in Laughlin.

Chair Beers joined the meeting at 10:20 a.m.

Justin Harris, Las Vegas Metro Chamber of Commerce, clarified that he serves as staff to the forum during the interim and SB151 regarding the Public Health Laboratory was not a priority for the forum. For the record Mr. Harris noted he was at the Board meeting the first time earlier this year when the

Environmental Health fee schedule was on the agenda and encouraged staff to reach out if there are additional changes, as the Chamber would like to be involved in the process.

Regena Ellis, SNHD, SEIU, reported bargaining sessions have opened for wages. There has not been a Cost of Living Allowance (COLA) in six to seven years. There are approximately one hundred and fifty employees that are topped out. After three to five sessions of bargaining, the whole process completely broke down. The employees and the Board see the same thing, a breakdown of trust and integrity with the culture of this management team. There has been a contract in place for some time, but it seems that this management has no experience with public sector that is in a contractual environment for its employees. The way that this entity is managed is "we are going to do what we want, how we want" regardless of the contract language. It throws the Union into a situation of legality, where they will take those things that they believe are blatant violations of the contract to arbitration and the cost will be shared by the taxpayers. Some of the changes are, for the last fourteen years, Ms. Ellis has had the ability to have ten hour shifts in her area. There was contractual language that added holiday bank time to those people that were on ten hour days, four days per week, then it was decided that no District employee would have the ability to work that schedule any longer. Many employees felt that the ability to work ten hour shifts was a big incentive. Also, many employees have their schedules changed through the week, which is a contractual violation. There is also the issue with health insurance, as employees feel they may be placed in a situation where they do not really want to be placed. The culture here is that these issues are management rights and they can be done whenever and however they want.

Victoria Harding, SNHD, SEIU, affirmed that the District does what it wants to do, whenever it wants to do it with no justification and added that despite what Andy Glass, Director of Administration said, he told her that. In the last six months to a year, most of the grievances filed have been civil rights violations that are retaliation and discrimination. Ms. Harding is before the Board, because an entire roomful of people watched what happened to her and they all said she should do something about it. She has to set the example and will do something about it. There has to be change in the environment. One of the issues is there are no problem solving skills within management, which is unconscionable. Ms. Harding asked how the District is supposed to solve problems in the community if it is unable to resolve internal problems. She is asking the Board to do something to fix these issues. The day before yesterday, she watched an employee be (not literally) stabbed in the back. Ms. Harding advised that was wrong, that they could not do that and was told that she was right. They then took the knife from the employees back and put bandages on and asked the employee if he/she was okay, then turned the employee around and stabbed them in the front and said "I'm sorry I didn't do it properly the first time" and twisted the knife. There is a loss of humanity here at the District and it going to take effort by everyone to get it back.

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

Member Giunchigliani asked if there is a new process or memo sent to businesses related to shutting down businesses. Jackie Reszetar, Director of Environmental Health, noted there are no new policies, however there was a statement made at a workshop on Monday confirming if an inspector saw one roach, the entity would be required to follow up with pest control and provide the District with a facility report. If multi-generational roaches are seen, anywhere in the facility, it is an automatic closure until corrected. This is not a new policy.

XIV. ADJOURNMENT

Vice-Chair Woodbury adjourned the meeting at 10:36 a.m.

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

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