

# MARICOPA COUNTY BOARD OF HEALTH MEETING MINUTES

Monday, October 28, 2019 at 3:00 pm  
205 W. Jefferson Street, Phoenix, Arizona 85003  
Board of Supervisors Auditorium

Vice President MacMillan called the meeting to order at 3:00 p.m.

## ROLL CALL:

### Members Present:

Don Cassano  
Don Hughes  
Kristen Acton – via phone  
Nedra Halley  
Scott Celley  
Debra Baldauff  
Paul Stander – via phone

### Members Not Present:

Robert MacMillan  
Andrew Rascon  
Chairman Bill Gates

Ex-Officio: Marcy Flanagan

## CALL TO THE PUBLIC:

President Hughes announced that we have speaker slips for anyone wishing to speak on any action items. Speakers will be called after the item is heard. Each speaker will have 2 minutes to speak. President Hughes asked if there were any speakers that requested to speak at today's meeting. Ms. Bonham responded that she has not received any speaker slips.

## DISCUSSION/ACTION ITEMS

1. **Approval of Minutes:** President Hughes asked for a motion to approve the minutes from the BOH Meeting held on July 23, 2019. Motion was made by Mr. Cassano to approve the BOH minutes as presented. Motion was seconded by Ms. Halley and all were in favor. The motion passed unanimously.

2. **Appointment for Board of Health Finance Committee vacancy**

President Hughes

President Hughes explained that the vacancy on the Finance Committee needed to be filled. The Finance Committee meets 30 minutes prior to the Board of Health meeting. Dr. Stander said he would be interested in being on the Finance Committee. Dr. Stander was appointed to fill the vacancy on the Board of Health Finance Committee.

3. **Fee Waiver Process Change Presentation**

Ms. Darcy Kober  
Mr. Ken Conklin

Ms. Darcy Kober and Mr. Ken Conklin presented on the Fee Waiver Process Change.

Clarification of Responsibilities

Maricopa County Environmental Services Department (MCESD)

- Processes fee waiver applications.
- Applicants complete and submit substantiating documentation. MCESD places completed fee waiver applications with substantiating documentation on a BOH meeting agenda as an action item for review.

BOH

- Has the authority to grant fee waivers.

- Receives completed fee waiver applications and substantiating documentation from the MCESD including a staff report.
- Votes to approve or disapprove MCESD submitted fee waivers at a scheduled BOH meeting.

Environmental Services revised the online fee waiver application.

Fee Waiver Qualifying Criteria

1. A charitable nonprofit establishment that operates to provide relief solely for the poor, distressed or under-privileged.
2. The operator must maintain a current 501(c)(3) tax exempt designation from the Department of the Treasury, Internal Revenue Service.
3. The operator must demonstrate to the Board of Health that payment of said fee will cause financial hardship.

Fee Waiver MCEHC Criteria – When Questionable:

- Contact Applicant
- Clarify Fee Waiver Requirement Criteria
- Inform Applicant of BOH Open Meeting Option

Staff Report Created and Submitted to BOH - Contains a description of the criterion (criteria) that was not met.

Substantive Policy Statements (SPS) - Written to clarify fee waiver interpretations.

Fee Waiver - Substantive Policy Statements (SPS)

An SPS is advisory only. In accordance with A.R.S. §11-1601, SPSs do not include internal procedural documents that only affect internal procedures of the Maricopa Environmental Services Department (Department) and do not impose additional requirements or penalties on regulated parties or provide confidential information.

New Fee Waiver SPSs:

- Clarify the Department’s role processing permit fee waivers
  - Clarify Financial Hardship
- Current Fee Waiver SPS:
- Fee Waived Food Employee Certificate

#### 4. Fee Waiver Briefing – 30 Fee Waiver Applications

**Ms. Jeannie Taylor**

Ms. Jeannie Taylor presented thirty (30) fee waivers for review and consideration of approval. Twenty-six (26) nonprofit organizations and four (4) sponsoring school districts with completed fee waiver applications for the Board of Health’s review. A summary sheet document was provided.

Jeannie explained that the Environmental Services Department staff reviewed thirty (30) fee waiver applications to be presented to the Board for approval/denial. Based on the information provided during the application process, all listed permitted operations appear to meet the criteria set forth in the Maricopa County Environmental Health Code Chapter 1, Regulation 5, except for Partnership with Parents Inc. (DBA Desert Heights Charter School), Ahwatukee American Little League and Peoria Unified School District. The Desert Heights Charter School does not meet the criteria because they do not solely operate to provide relief to the poor, distressed or under-privileged. Solely is interpreted as 100% of the proceeds. The Ahwatukee American Little League does not meet the criteria because they do not solely operate to provide relief to the poor, distressed or under-privileged. Solely is interpreted as 100% of the proceeds. The Peoria Unified School District does not meet the criteria because they do not maintain a 501(c)(3) designation with the Internal Revenue Service.

**Motion to approve all fee waiver applications except P15 – Desert Heights Charter School, P22 – Ahwatukee American Little League and P 23 – Peoria Unified school District. Motion was made by Mr. Ceeley, seconded by Mr. Cassano and all were in favor. The motion passed unanimously.**

5. **Recommendation to the Board of Supervisors to approve the proposed revisions to AQ-2017-010-NSR the New Source Review (NSR) rules, AQ-2017-010-Rule 510 (Air Quality Standards), and AQ-2017-011-Rule 204 (Emission Reduction Credits for Use with the Arizona Emissions Bank)**

**Mr. Gregory Verkamp  
Ms. Kimberly Butler**

**AQ-2017-010-NSR (New Source Review):** NSR is a permitting program that requires businesses to get an air pollution control permit before they start construction or make major modifications to their business. The Maricopa County Air Quality Department (MCAQD) is proposing to revise the NSR rules to remedy eight deficiencies identified by the EPA and to address Stakeholder and Staff comments and the EPA’s recommended clarifications.

**Motion was made by Mr. Cassano for the recommendation to the Board of Supervisors to approve the proposed revisions to AQ-2017-010-NSR the New Source Review (NSR) rules. Motion was seconded by Ms. Halley and the motion passed unanimously.**

**AQ-2017-010-Rule 510 (Air Quality Standards):** The MCAQD is proposing to revise Rule 510 to update the list of air quality standards that are applicable within Maricopa County. These changes will align rule 510 with the portions of A.A.C. R18-2-201 through 206 (Ambient Air Quality Standards) and 40 CFR 50 (National Primary and Secondary Ambient Air Quality Standards) that are applicable within Maricopa County.

**Motion was made by Ms. Halley for the recommendation to the Board of Supervisors to approve the proposed revisions to AQ-2017-010-Rule 510 (Air Quality Standards). Motion was seconded by Dr. Baldauff and the motion passed unanimously.**

**AQ-2017-011-Rule 204 (Emission Reduction Credits for Use with the Arizona Emissions Bank):** The MCAQD is proposing to revise Rule 204 to include provisions for the generation, certification, and utilization of emission reduction credits (ERCs) from nontraditional sources that use truck stop electrification, electric standby equipped transport refrigeration units, or electric onsite equipment to generate ERCs. The MCAQD is also proposing revisions to align the rule with the revisions made to the Arizona Emissions Bank rules by the ADEQ.

**Motion was made by Mr. Celley for the recommendation to the Board of Supervisors to approve the proposed revisions to AQ-2017-011-Rule 204 (Emission Reduction Credits for Use with the Arizona Emissions Bank) Motion was seconded by Ms. Halley and the motion passed unanimously.**

6. **Approval of the initiation of regulator change for Ordinance P-7 (Maricopa County Trip Reduction Ordinance)**

**Mr. Gregory Verkamp  
Ms. Kimberly Butler**

**AQ-2019-005-P7 (Maricopa County Trip Reduction Ordinance):** The MCAQD is proposing to revise Ordinance P-7 to reflect changes to the program since the last revision in 1997, including streamlining the information on equivalent emissions reduction (EER) measures and credits and incorporating six existing Substantive Policy Statements (SPS) into the ordinance. The revisions will also reduce redundant language that already exists in state statute and restructure the ordinance for consistency with MCAQD’s other adopted ordinances.

**Motion was made by Mr. Cassano for approval of the initiation of regulator change for Ordinance P-7 (Maricopa County Trip Reduction Ordinance) Motion was seconded by Ms. Halley and the motion passed unanimously.**

**Discussion Items:**

1. Public Health Report
  - I. Human Resources
  - II. Communication
  - III. Infrastructure
  - IV. Strategic Planning
  - V. Programs
  - VI. Disease Update
  - VII. Future Topics

Marcy Flanagan, Max Porter & Dr. Rebecca Sunenshine

Marcy Flanagan gave the Director Updates.

**Hepatitis A Update Outbreak Summary**

Maricopa County Hepatitis A Update through 10/28/19

324 Confirmed cases

1 Case Pending Investigation

4 Cases in last week

275 (85%) Cases with risk factors (Risk factors include homelessness or unstable housing, illicit substance use or incarceration in the last year.

48 (15%) Cases with no known risk factors

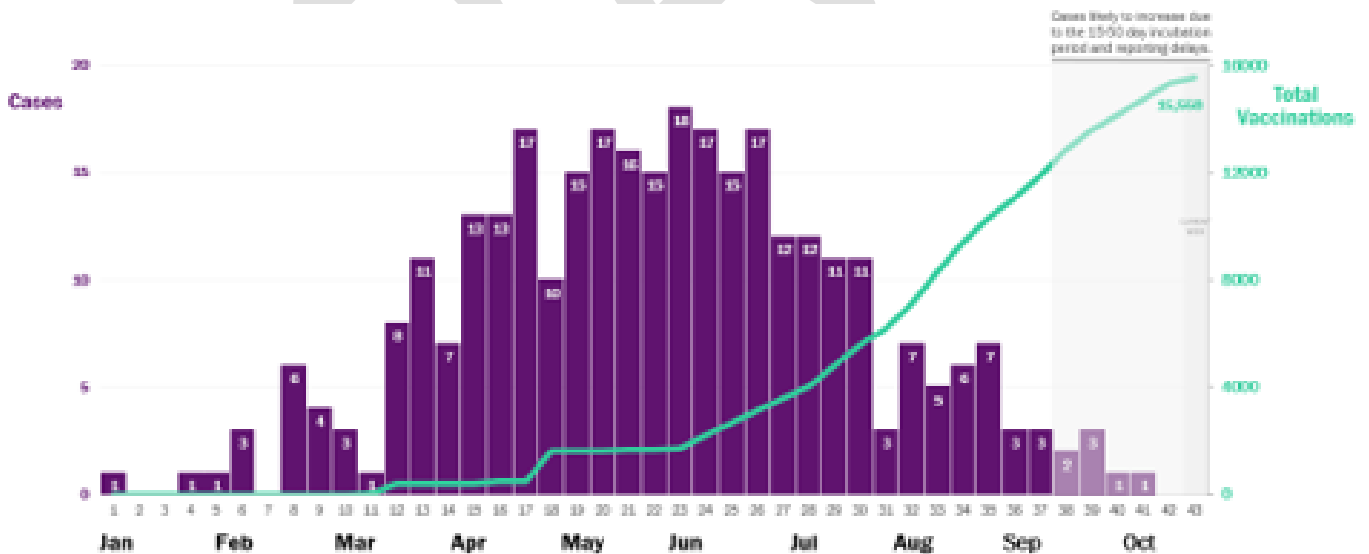
271 (84%) Hospitalizations

4 (1%) Deaths

15,934 Vaccines administered

21-94 (39) Age range (median)

7/13/18-10/10/19 Illness onset range



**Figure 1:** Confirmed outbreak cases of hepatitis A in Maricopa County by onset date or specimen collection date (whichever is earlier) alongside cumulative number of vaccinations given to address the hepatitis A outbreak from 1/1/19-present.

## **Hepatitis A Outbreak Response Highlights**

- Over 500 volunteers have been incorporated into this response including licensed healthcare workers

### **Vaccination in jails:**

- Every inmate who is able to consent is offered vaccine at intake 24/7 since August 2019
- Entirely staffed by temporary employees
- Over 10,000 vaccinated in the jail system
- % previously vaccinated in the jails has risen from 17% in June to 30% in October

### **Vaccination at community events:**

- Currently focusing on Medical Assisted Treatment facilities (CMS, Terros, Mercy Care)
- Partnering with Maricopa County Adult Probation

### **Vaccination in the field:**

- Partnered with Police, Fire and Parks in City of Phoenix, Tempe, Chandler and Scottsdale
- Working to focus on West Phoenix, Glendale and Southwest where recent cases have been identified

Note: The outbreak will be considered over when we confirm an average of 1 case per week for 8 weeks (two average incubation periods)

## **Mumps Outbreak Summary**

- 7 cases of mumps (3 confirmed and 4 probable) have been identified since August 2019
- We typically have 0-11 cases (average 5.6) per year
- Age range 17-53 years; Median 42 years; Mean 37 years
- Symptom onset dates from 8/9/19 – 10/3/19
- There is no link or commonality that connects all/ most cases meaning community spread is likely
- We are offering a 3<sup>rd</sup> dose of mumps vaccine to household members of cases, which is supported by CDC

## **School Vaccination Rates and Immunization Education Module Pilot Results**

We expect to get the most recent school immunization rates in mid-November. We plan to have a preliminary analysis of participating Maricopa County schools comparing immunization rates this year to last year by the end of the calendar year.

## **Overdose Data to Action Grant**

- MCDPH has been awarded a \$2.5 million grant to address substance use in the county.
- The goals are to enhance substance use surveillance and use the information to implement and improve prevention programs.
- Activities will be split between the Office of Epi and Program Operations / Office of Healthcare Innovations
- A total of 20 new positions will be created as part of this grant (7 in the Office of Epidemiology; 2 Prescription Drug Monitoring Program Epidemiologists at the Board of Pharmacy; and 11 positions in the MCDPH Office of Healthcare Innovations.
- This grant is separate from the grant dollars awarded to ADHS for opioids

## **ANNOUNCEMENTS AND CURRENT EVENTS**

- Next meeting is January 27, 2020

**ADJOURNMENT:** There being no further business, motion to adjourn the meeting was made by Ms. Halley, seconded by Mr. Cassano and motion was passed unanimously. The meeting was adjourned at 4:15PM.

DRAFT