

MINUTES OF BOARD OF HEALTH MEETING
September 4, 2013

Meeting was called to order by Chair Kraft at 6:00 p.m.

Board of Health Members Present: Chair Kraft, Supervisor Peer, Supervisor Bostwick, Supervisor Rundle, Dr. Peterson, Dr. Best, Ms. Wade, Dr. Winter and Mr. Gresens

Board of Health Members Absent: None

Staff Members Present: Timothy Banwell – Environmental Health Director; Janet Zoellner – Public Health Nursing Director; Sancee Siebold – Nursing Supervisor South Office; and Elizabeth LaBelle-Administrative Secretary

Others Present: Jeff Kuglitsch-Rock County Corporation Counsel; Carl Weber-City of Janesville, Director of Public Works; Mical Barkley- Rock County Court Reporter; Bill Steinke- Fanning Excavating

Adopt Agenda

Supervisor Bostwick and Dr. Winter made a motion to adopt the agenda. MOTION APPROVED.

Approval of Minutes 8/7/13

Supervisor Peer and Ms. Wade made a motion to approve the minutes of the 8/7/13 Board of Health meeting. MOTION APPROVED.

Citizen Participation

Timothy Gillitzer, Russ Steeber, James Check

Unfinished Business

None at this time.

Timothy R Gillitzer appealing the denial of a Sanitary Permit

Environmental Health Director Banwell stated he would give the Board members background information on why the Health Department denied the sanitary permit to Timothy Gillitzer.

Summary of the Sanitary Permit Denial by the Rock County Health Department:

Re: Timothy Gillitzer, Parcel 6-7-46.2, Town of Harmony

The action taken by the Rock County Health Department:

The Rock County Health Department denied the sanitary permit for the above property because the property is within the *sewer service area* of the City of Janesville and the City of Janesville has determined that public sewer is available.

Explanation of the situation:

Timothy Gillitzer owns a lot in the 5100 block of North Walnut Grove Road, Milton, Wisconsin and has plans to construct a single family residence. This is new construction and a sanitary permit issued by the Rock County Health Department would be a requirement to obtain a building permit from the Town of Harmony. However, their property lies within the sewer service area of the City of Janesville and the City of Janesville has determined that public sewer is available. The Rock County Health Department cannot issue a sanitary permit due to the policy with the Rock County Planning Department explained below and Mr. Gillitzer is required to connect to the City of Janesville public sewer. Mr Gillitzer believes that a prior Annexation Agreement excludes him from this requirement.

Explanation for denial of Rock County sanitary permit:

An agreement was signed between the Rock County Health Department and the Rock County Planning and Development Department which states that, "A Sanitary Permit shall not be issued for an on-site sewer treatment system unless the "Sewer Service Area" municipality indicates that public sewer service is not currently available to the subject land parcel(s)."

Sewer service areas are described in the Rock County Water Quality Management Plan as areas for proposed extension of public sewer by a municipality within a time frame of twenty years. State regulations require municipalities with a population over 10,000 to write a 208 Water Quality Plan that establishes *sewer service areas*. All municipalities and sewer districts in Rock County, regardless of size, are included in the Rock County Water Quality Management Plan and have *sewer service areas*.

The Rock County Planning and Development Department has the authority and responsibility for the Rock County Water Quality Management Plan and the Rock County Health Department has the authority and responsibility for issuing sanitary permits. The agreement between the two agencies provides a process to consider the public benefit of municipal sewer extension versus private sewer installation within the *sewer service areas*.

This process allows the municipality with/control over the *sewer service area* to review the availability of public sewer to a property before a sanitary permit can be issued for construction of an on-site wastewater treatment system. If the municipality determines that public sewer is available, then a sanitary permit cannot be issued and the property owner will be required to connect to public sewer.

Mr. Kuglitsch then explained that he is present to be available to answer any legal questions the Board members may have concerning this hearing.

Mr. Gillitzer stated that he has owned the land since 1994 and when he purchased the property, a contingency of the sale was to agree to an annexation agreement. The contingency agreement is a 30 year agreement between James Barlass and Steve Scheiffer, who was the City of Janesville Manager at the time.

Mr. Gillitzer stated that is why he did not build right away because due to the annexation agreement, he had 30 years to install a septic system and understood that if the system failed that hook up to the City of Janesville would be required. Mr. Gillitzer also stated his concerns for the City of Janesville side walk plan, if he had to hook up to the City of Janesville.

Mr. Check was called to speak. Mr. Check stated he resides across the street from Mr. Gillitzer. Mr. Check stated that James Barlass is his father-in-law and there needs to be some historical reasons why this agreement was developed. Mr. Check stated that James Barlass owned 30 acres just beyond his home, which James Barlass wished to have available as 30 one acre country lots. At the time, the City denied that request.

Mr. Check explained that James Barlass decided he did not want to deal with the annexation and the development of the land, so he sold it. Part of the sale of that land and not fighting the annexation was this agreement that he and the City jointly put together, because he wanted peace of mind and protection for the four (4) lots that he already sold.

Mr. Weber, Director of Public Works for the City of Janesville, stated that he was not the Director when the agreement was drafted; however, he has reviewed the agreement. Mr. Weber stated that the City is involved because there is a sewer plan for Janesville area that includes sewer service area that goes somewhat beyond the city limits.

One of the major goals of that plan is to provide safe and efficient sewer service to the people who live within that area. Mr. Weber stated the safest way to get everything in and out in heavily populated areas is to get that sanitary sewage into a sewage system, which ends in a sewage treatment plant where it can be treated. Mr. Weber stated that as the City develops, we will install sewage systems and occasionally in situations like this where we have city on one side of the street and no-city areas on the other side.

Mr. Kuglitsch explained to the Board that what they have before them today is an appeal under our ordinance 6.123. The Ordinance 6.123 states that a sanitary permit shall not be issued for a private onsite water treatment system to serve a structure in an area served by public sewer system. Environmental Health Director Banwell denied the permit based on that the information from the City of Janesville. Janesville has indicated tonight that sewer service is available and there is not a dispute on that. Mr. Kuglitsch stated today the Board is reviewing Chapter 68, the administrative decision made by Environmental Health Director Banwell. Chapter 68 required that an independent body look at whether or not the administrative decision was done appropriately under our ordinance.

Chair Kraft asked if there was a motion someone wished to bring forward. Dr. Winter and Dr. Peterson made a motion to reverse the denial of the sanitary permit to Mr. Gillitzer based on the agreement between the City and the parties that's been in place for thirty (30 years) in matter of fairness. Chair Kraft stated all in favor, please say aye. Five Board members said aye. Chair Kraft asked if anyone was opposed. Chair Kraft, Ms. Wade, Mr. Bostwick, and Mr. Rundle all stated they were opposed. MOTION APPROVED.

New Business

Administrative Division

Approval of Bills/Transfer of Funds

Supervisor Peer and Supervisor Rundle made motion to approve the bills. MOTION APPROVED.

Health Department Report

Environmental Health Director Banwell stated that the Health Department is in the progress of working with the City of Beloit, Town of Beloit, and Turtle Township on an agreement for sanitary permits when city sewer is available.

2013 Rock County Health Department Public Ordinances were handed out to the board.

Environmental Health Director Banwell then gave a brief summary on the 2014 budget process.

2014 Budget Summary:

- We are anticipating less of a tax levy increase for 2014 compared to 2013. This is because of the grants the Health Department received (HUD, FIMR), slight fee increases, and a 1.6 full time employee (FTE) reduction October 1, 2014 due to grants.
- The Health Department was notified that our Center for Disease Control (CDC) nitrate grant was declined. Our score was high, so this grant will be re-worked and re-applied for again when it becomes available.
- The Health Department plans to continue to look for other grants as well.

Environmental Health Director Banwell informed the Board of Health that two (2) bats in the community tested positive for rabies.

- 1-outside dog
- 1-indoor cat

The Health Department animal bite order (ABO) calls have increased since the positive rabies tests. Supervisor Peer inquired if you have noticed a wild animal that is not confirmed to be rabid, but has rabid symptoms, is it okay to dispose of. Environmental Health Director Banwell stated that it is okay to dispose of assuming there has not been any exposure to humans.

The Department of Natural Resources (DNR) recommends that humans let nature take its course with possible rabid wild animals. If possible rabid wild animal is causing you to not let your dog out, etc, and then the DNR recommends disposing of the wild animal. Dr. Peterson mentioned that distemper virus can also cause symptoms that are similar to rabies.

Resolution-Accepting additional Community Transformation Grant Funding and amending the 2013 Rock County Health Department Budget.

Supervisor Rundle and Dr. Winter made a motion to approve the resolution. MOTION APPROVED.

Public Health Nursing

Nursing Director Zoellner gave a Power Point Presentation titled “Common Questions about the Federal Exchange”. The purpose of this presentation was a primer to what may be heard in future newscasts and to address questions people may have as they are purchasing health insurance thru the exchange.

There was a four (4) question quiz that was passed around for the Board Members before the Power Point Presentation to get everyone thinking about Health Insurance.

Supervisor Peer inquired if the poverty percent tax credit/subsidy is a set amount. Nursing Director Zoellner stated that is a sliding scale and varies widely. The credit is based on several family and income factors.

Presentation Summary on the following page(s).

Let's Ask 4?s

Authors:

Victor Y. Wu, MD, MPH
Sarah G. Candler, MD, MPH
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Ruth M. Parker, MD

4 Questions for Every Consumer and Provider About Health Insurance . . .

1. What are my choices for health insurance?

2. How do I get it?

3. How do I use it?

4. How much will it cost me?

What Are My Choices for Health Insurance?

Know Thyself

Who Am I?

Answers you need to know that determine your options . . .

How old
am I?

Can I get health
insurance
through my
job?

Can I get health
insurance through
my spouse,
parent/legal
guardian, or
school?

Am I a U.S.
Citizen or a
legal U.S.
resident?

How much do I
make a year and
how does it
compare to the
federal poverty
level?

What state
do I live in?

Have I served
or am I in the
U.S. armed
services?

Am I
pregnant?

Do I have one of
the following
conditions: ESRD,
ALS, receive
disability, or
legally blind?

Government Plans

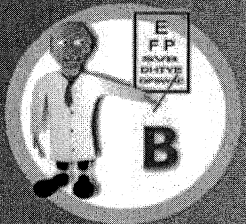
Medicare

What does it cover?



Part A – Hospital

- Inpatient hospital care
- Skilled nursing facility care
- Hospice and home health care



Part B – Outpatient

- Outpatient care
- Home health care
- Durable medical equipment
- Some preventive care



Part C – Medicare Advantage

- Coverage thru private insurers
- Covers all of Part A & B, some cover Part D
- Individuals can pay extra \$\$ for additional benefits not covered by Medicare



Part D – Prescription Drug Coverage

- Covers some cost of prescription meds
- Provided by private insurers
- Optional coverage

Traditional Medicare

Optional Enrollment and
replaces traditional
Medicare

Optional Enrollment

Medicaid

Who does it cover? (2012)

People with low-income and people with disabilities

- Federal government provides joint funding and some minimum eligibility criteria
- State sets specific eligibility criteria, provides funding, and administers program

Eligible Groups



Financial Requirements

Based on individual's income as % of Federal Poverty Level (FPL)

Each state sets final eligibility criteria & there is variability state-to-state

The federal government does stipulate eligibility minimums for the following ...

Pregnant women	185% FPL
Seniors	100% FPL
Children 0-6	133% FPL
Children 6-18	100% FPL

Enrolled into Medicaid

Individuals in eligible groups with income \leq specified % of FPL

State specific information at www.medicaid.gov



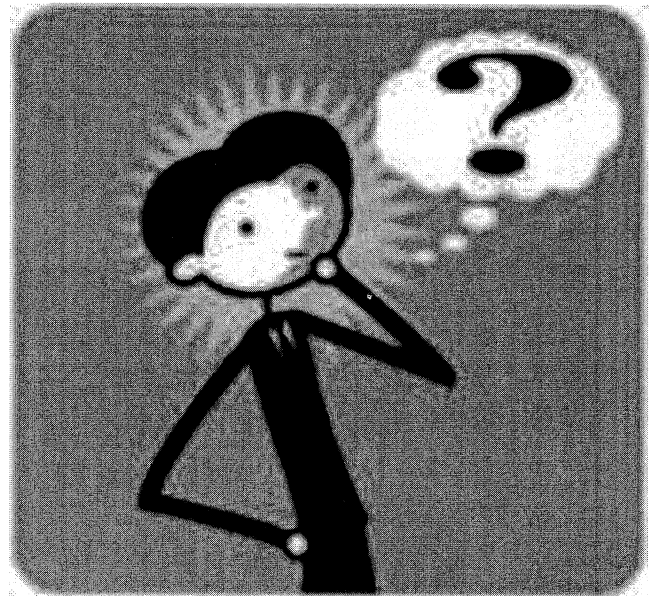
Most states do not currently cover adults without dependents

The ACA sought to expand coverage to childless adults at a minimum level up to 133% FPL

? Impact of expansion

What Else?

- CHIP Medicaid for those families with children that live considerably above the poverty line
- VA health benefits
- Indian Health Services
- TriCare (Military)



Wisconsin Medicaid

Also called:

- MA
- BadgerCare
- Medical Assistance

Medicaid Changes

- Single adults living below 100% poverty level will newly qualify
- Parents of children eligible will no longer qualify if they earn >100% poverty level
- All individual requalifying for MA (either now or at their next recertification date) will have their household size reassessed under new Modified Adjusted Gross Income “MAGI” rules and some now considered part of a “household” will be reclassified and lose coverage. MAGI is determined by tax status/deductions claimed.

January 1, 2014
How many are affected?

Wisconsin about:

100K moving off BadgerCare

100K moving on to BadgerCare

January 1, 2014
How many are affected?

Rock County:

3,000 moving off BadgerCare

4,000 moving on to BadgerCare

Additionally: How many currently uninsured will have to purchase health insurance in the federal exchange before 3/31/2014?

Rock County:

12,000 estimated uninsured, not qualifying for BadgerCare

Estimated 6,000 will purchase insurance (50%)

Environmental Health

No report given at the Board of Health meeting.

Communications and Announcements

Nursing Director Zoellner stated that the Health Department staff wishes Dr. Best the best in his next venture and thanked him for his service to the Health Department and Board of Health.

Adjournment

Supervisor Rundle and Supervisor Peer made a motion to adjourn the meeting. MOTION APPROVED.
Meeting adjourned at 7:39 p.m.

Respectfully submitted,

Elizabeth LaBelle, Recorder

Not Official Until Approved by the Board of Health