

Environmental Health Liaison Meeting

11-14-2008

Present: Brad Cochran, Kay Shamblin, Lock Johnson, Jeffery Smith, Gail Harris, Susan Plum, Mike Trantham, Clarence Christian. Guest: Bill Herold

Brad Cochran Environmental Report November 14, 2008

Personnel

- PHS has completed interviews for the IMW position and is currently working on hiring an individual to fill the position vacated by Jaclyn Boylan. The position will be stationed in the Fairmont District Office.
- Sue Latorre, longtime secretary for PHS, retired at the end of October. We plan to post this position as soon as approval is received.
- The vacant Assistant Director will also be posted in the near future. This position became vacant with the departure of Nathan Douglas to Marshal University in May 2008.
- Fred Barley has finally received all approvals to become the PHS webmaster and updates to the website should be more frequent.

Training class:

Week seven of the 2008 sanitarian training class is scheduled for next week in Morgantown. We currently have 11 attendees in the class in addition to 2 employees from the Department of Corrections. Week eight will be held in Morgantown as well and is scheduled for the week of December 8-12. OJT will begin shortly after the last week of class. During week 6, we had 1 person complete the class. We also gained 3 new trainees. 4 trainees will take the comprehensive final at the end of week 8.

Upcoming Training:

Round two of the Sewage Advisory Board recommended sewage training began yesterday in Mineral County. Dates and locations are being secured in the remaining districts. This training is in regards to Class II and alternative systems.

Midyear Meeting in Cedar Lakes next may will consist of an FDA course on Plan Review as it relates to the 2005 Food code. More information will be available at a later date. Tentatively, the alternate course, the Environmental Health Training in Emergency Response (EHTER) class being conducted by OEHS through TP monies? More information will also be made available at a later date.

Linda and Jessica are also looking at plans for holding an additional PES Exam training class and possibly an additional Home Loan Evaluation course. Both of these courses are in the early planning stages.

Class II Sewage Course:

THE Class 11 installer Sewage Course was recently held at the on-site Center in Morgantown. 25 attendees sat through the 3 ½ day course exam.

Legislative Issues:

The law which governs sanitarians (Chapter 30-17) is being re-written and has passed through the Government Org. committee of the Legislature during the Interim Session. The WVBORS and PHS staffs were involved in the re-write and it took eight drafts to get a document we could all live with. Major changes include: changing the classifications as they relate to the BOR from two to three. Classifications now include Sanitarian in Training, Sanitarian, and Registered Sanitarian. Our law is now more consistent with other boards regulated by LAW. Registration fee will initially rise to \$35.00 but may end up being higher. A new rule must be promulgated and since the Board must be financially stable, the fee may need to be further increased. The Board is currently working on the new rule and updating current rules relating to the BORS. If this passes during the upcoming session, we need to have the rules ready for the process as required by LAW.

Procedures Manual Updates:

We are continuing to look at the Procedures Manual and update/repeal, etc. PHS is currently working with EED on the DW policies and continues to work on others as well. As changes are made and finalized, we will let all know by email. DW-23 not approved yet, no change to DW-9, DW-28, DW-32, repeal DW-222, and 45 Revised DW-45

Mobile Home Park Task Force Update:

The Mobile home park task force has met 3 times so far as of 11-14-08 and their next scheduled meeting was to be 12-4-08.

Most of the design standards (64CSR41) are covered either through the West Virginia Department of Labor's standards or the West Virginia Fire Marshall's Office. The labor division enforces the National Manufactured Housing Construction and Safety Standards Act (title VI of the Housing and Community Development Act of 1974) which covers federal manufactured construction standards (part 3280)

The task force has spent many hours reviewing and discussing the 64CSR40 (the mobile Home Park Rule) their main concerns were:

1. what a mobile home is
 - a. they defined "Manufactured home"
2. What a mobile home park is
 - a. they defined "manufactured home park"

3. what a mobile home stand is
 - a. they defined “manufactured home lot”

Two polls were conducted: 1) Fred Barley polled LHDS and state Sanitarians, and 2) Andy Gallagher, President of WV housing Institute polled industry. Neither poll was responded to well. The polls did show some common concerns. These included:

- increasing the number of units to make a Manufactured Home Park (currently, the task force is leaning towards recommending three units as that is what our neighbor states require)
- decrease the number of inspections required per year
- do away with the program altogether (this was discussed and dismissed by the task force)
- Why are we not inspecting apartments? Why single out this program?
- Identify manufactured Home by number on the outside (this was made by both LHDS and by owners who wanted individual units identified instead of a blanked violation)
- Increase penalties for non-compliance (discussed and considered to not be a part of the Task Forces’ assignment)
- Do not make changes. MHP owners fear change. Leave them alone!!!!

The Task Force will continue to review the existing 64CSR 40, line by line, to determine how streamlining of the Rule can occur. They will continue to keep the Liaison Committee abreast of their recommendations and ask for continued support for their efforts.

LOCK JOHNSON- Wheeling District

At Wheeling Downs, Sanitarian Chuck Fisher discovered a high bacteria count at a Hershey’s Ice cream portable unit which was greater than 2400 total coli form count on the clean water side. If you have portable ice cream units which have running dipper wells, please check the design and cleanliness of both clean and dirty water tanks.

PIC training was held, no charge, and the course work highlighted Chapter 2, HACCP training and chapter 4 and persons were also provided handouts.

Wheeling continues to have CIAR complaints and court cases. It has been discovered that ABC (commission) does not provide local health department notification when transferring LLC’s their licenses. (This has caused trouble for Wheeling and Kanawha County when enforcing the CIAR rules)
CIAR- First offense, the permit holder is called in for a meeting with the administrator.

MIKE TRANTHAM -WVU

There was a bedbug problem in an apt. bldg, leased by the university.

There has been meeting of all pool people and departments within the University on how the Virginia Graeme Baker Act will be complied with.

VIRGINIA GRAEME BAKER POOL and SPA SAFETY ACT

The Virginia Graeme Baker Pool and Spa Safety Act (VGB) will be enforced by the US Consumer Products Safety Commission since this is a Federal and not State law. The Act requires all public pools and spas to comply with the Act's requirements for suction outlet entrapment prevention by 12-19-08 or close. Brad recommended that each pool operator be informed of the rule and recommend they be told to go to the State website for information. He said the state cannot suspend or revoke pool operating permits due to non-compliance with the VGB, but the inspector must inform the pool owner of the VGB act and the need for compliance. Also State and local health department inspectors should not take the responsibility in verifying whether the pool is or is not in compliance with the Act due to the complexities of the issue, wide variation in suction outlet design, and remaining unresolved issues with the Act. Pool owners should be advised to keep extensive documentation of corrective action taken by them and/or their pool contractor in order to answer any questions from the CPSC or local health department inspectors.

Although efforts at compliance will vary widely due to the many different pool and spa designs, it is expected that older pools may have the most difficult and extensive issues to overcome. Local health departments should contact the State Health Department to determine if pool alterations exceeding simple replacement of suction outlet covers need to be reviewed and approved by the OEHS Environmental Engineering Division.

KAY SHAMBLIN- Nursing Liaison

Kay Shamblin: there appears to be a disconnect between the state and local health relating to Outlook vs. GroupWise. Some offices are using one; while others have not been integrated and may be using the other one.

The state can no longer use TP monies to help pay for computers so some agencies are trying to figure out where the funding for the computers we use will be funded and or generated

Kay also suggested the use of a program called Survey Monkey. If you have not heard of it please give her office a call. The program allows for set up a survey and results within your agency.

SUSAN PLUM- Fairmont District:

County commission has DEP's OK for a sewage project but has had it on hold due to several problems. One of which had to do with Randy Reger selling to another company.

One installer wanted to know if a repair or modification of the leach field would also require the tank to be upgraded to meet standards. It would be the right thing to do, and allow for approval of current standards for both tank and leach field. If the pipe from the tank to leach field was substandard, we could not say it now met current standards.

JEFF SMITH – TP

Plans to have 2 ETHER training sessions one in April with 40-50 people and one maybe 2nd week of June. There will be 1-12 modules for the training and he needs instructors. Registration will possibly be thru WV Train; eventually the modules themselves will be available thru WV Train

Note: one of the training's will be part of the WVAS Mid Year conference

Central office is using interoperable radios and now have around 60-70, with 24 being handheld and mobile car radios not installed yet. OEHS plans to equip their 4 wheel drive vehicles with the radios at a later date.

Jeff asked this question: Has your Health Department conducted a Readiness Vulnerability Study??? In other words can your health department be moved and fully operable at another location in less than 12 hours?? Also does your health department have a "shelter in place" policy and does each employee have a "shelter in place kit" for themselves.

GAIL HARRIS- ST. Albans District

KCHD is still in process of hiring a new Director. CIAR continues to be drug thru the courts, with some cases being dismissed due to possible misfiled rules with the Courthouse filing system and later with the Magistrate court.

One county asked that Engineering be allowed to sample a person's water when the complaint is being filed against the PSD or water company. Someone has to pay for the sample and the public is being turned away if the PSD or the complainant is not willing to pay for the sample...IF THE COMPLAINANT IS TOLD THEY HAVE TO PAY THEY USUALLY WITHDRAW THE COMPLAINT. Someone has to pay for the sample and local health had been referring water complaints on public systems to Engineering. Brad said he would check on this.

Next meeting 2-20-09 in Charleston, WV