



# UTAH COUNTY BOARD OF HEALTH

151 SOUTH UNIVERSITY AVENUE  
PROVO, UTAH 84601

## MINUTES

MAY 19, 2008

### Members Present:

Name	
Rulon J. Barlow, MHA	x
Joan Baldwin, DNSc, RN, HNC	x
Doris Baker, BA	excused
Dennis Hess, MD	x
Saundra M. Huff	x
Chris Sorensen	x

Name	
Viola Ramos, MRC	x
Jerry C. Washburn, Mayor	x
Steve White, Commissioner	x
Joseph K. Miner, MD, MSPH	x
Ralph L. Clegg, MPA	excused

### Others present:

Dave Johnson, Boyd Stringham, Jaycie Robinson, Patty Cross, Terry Beebe, Lance Madigan, Mark Nord - Provo City, John Hill - Utah Petroleum Marketers Association, Emily McIntyre & Dr. Carl Hanson - BYU, Ace Stryker - Daily Herald, Catherine Smith - Deseret News, Paul Wake - County Attorney

1. **Welcome / Introductions** - Rulon Barlow welcomed those in attendance.

2. **Approval of Minutes** - March 24, 2008

**MOTION:** Dr. Hess made the motion to approve the minutes, which was seconded by Mayor Washburn and passed by unanimous vote.

3. **Discussion of Underground Storage Tank Fees Concerns from Businesses** - Dr. Miner explained that 18 years ago the board adopted a regulation covering the underground storage tank program which included installation, removal of tanks, and leak inspections. Since then, fees have been charged for installation and removal of tanks. Last fall, the board adopted a fee for leak inspections. Of the 164 service stations we have, all but four have paid the \$10 per tank annual fee. One tank owner has questioned whether the fee had been properly adopted at a public hearing. The concern was discussed with Paul Wake, Utah County Attorney. He explained that Davis County passed a food inspection fee which was successfully contested by

the Restaurant Association because the regulation fee had not been adopted following a public hearing. Paul explained that the State Board of Health statute says regulations must have a public hearing. Salt Lake County was sued also in part because the food inspection fee was not adopted properly. The group discussed the necessity of holding a public hearing every time fees are adjusted. The board agreed that \$10 per tank was reasonable. Terry Beebe referred to the May 17, 1990 Board of Health minutes. A public hearing was held on June 11, 1990 prior to the regulation, and the fees being adopted on June 18, 1990 at Board of Health meeting. Fees were adopted for tank installation and removal, but not for leak inspection. Setting or adjusting fees authorized by a regulation does not change the regulation and should not require a public hearing. However, the regulation was so specific on what services would have a fee attached, we could have a public hearing for a regulation change to include a fee for leak inspection monitoring.

**MOTION:** Rulon Barlow made the motion to hold a Public Hearing at the next Board of Health, which was seconded and passed by unanimous vote.

4. **Presentation of Utah County Smoke-Free Parks: Current resident review and possible action** - Jen Tischler and the Outrage youth group

- a. Displays were set up explaining the campaign for smoke-free parks.
- b. Jen Tishler gave a power point presentation.
- c. Meghan Adams, President of Outrage, and her youth group explained the campaign to protect the community from secondhand smoke, educate the community about the dangers of tobacco, and expose the community to the lies of the tobacco industry.
- d. The group appealed to the Board for their support. Mayor Washburn explained that Orem City has smoke-free parks on their next City Council meeting agenda, to be proposed as an ordinance. Provo City and Springville City have also been approached for their support.
- e. Mayor Washburn suggested that the information be presented at the Council of Governments next week, asking the cities to consider an ordinance.

**MOTION:** Commissioner White made the motion to meet with the cities and coordinate a draft regulation with them. This was seconded by Joan Baldwin.

The Board of Health expressed their appreciation to the Outrage group for their presentation.

5. **2007 Annual Report** - Lance Madigan prepared a draft of the report for review and discussion. He hopes to have a final copy out before the next Board of Health Meeting.

6. **Review / Approve Proposed Fee Adjustments for Clinic Services** - Lynn Flinders explained the proposed fee adjustment for different services, and handouts were given for review and discussion.

**MOTION:** Saundra Huff made the motion to approve the fee adjustments, which was seconded by Joan Baldwin and passed by majority vote.

7. **New Employees** - Dr. Miner read the list of new hires.
8. **Other Business** -
  - a. **Pandemic Flu Exercise** - Dr. Miner explained that the exercise was held March 20 with the Medical Reserve Corps. which includes the Orem Family Practice Clinic, which operated as a triage clinic.
  - b. **Research collaboration between BYU and the UCHD** - Dr. Carl Hansen and Emily McIntyre from the BYU Health Sciences Department discussed collaboration between their faculty and students, and the UCHD on research projects. Dr. Miner handed out a copy of the National 10 Essential Public Health Services. He pointed out how half of these Essential Services involve research, planning, and evaluation of public health issues or programs. He explained our need to increase our attention to these services. The Board agreed that collaborating with BYU would help students accomplish more from their experience, while greatly benefitting the Health Department. This collaboration would be referred to as our Research Institute, and Emily would serve as its coordinator. The project and a draft agreement will be discussed in more detail at the next Board of Health Meeting.
9. **Next Meeting** - July 28 at 4:00 p.m.

Meeting adjourned at 4:15 p.m.

---

**Joseph K. Miner, MD**  
**Executive Director**  
**Utah County Health Department**

---

**Rulon J. Barlow, MHA, Chair**  
**Utah County Board of Health**