



City of Madison
Meeting Minutes - Final
BOARD OF HEALTH FOR MADISON
AND DANE COUNTY

City of Madison
Madison, WI 53703
www.cityofmadison.com

Thursday, August 16, 2007

5:30 PM

119 E. Olin Ave., Conference Room A&B
Madison Water Utility

I. CALL TO ORDER/ROLL CALL

The meeting was called to order at 5:30 p.m.

Present: Lauren Chare, Jeff Kostelic, Susan J. Zahner, Linda D. Oakley, Lori Kay, Bill Sonzogni and Alan I. Schwartzstein

Excused: Judith M. Wilcox

OTHERS PRESENT: Jeff Golden, Doug Voegeli, Monica Everson, David Caes, Patricia Frazak, Pamela Abel, Tom Schlenker, Jim Wheeler, Alder Tim Bruer

II. PUBLIC COMMENT - 5 minute limit per speaker

None

III. APPROVAL OF MINUTES from August 2, 2007

Minutes were approved

IV. DIRECTOR REPORT - 10 minutes

The 2008 department budget will be presented tonight. Schlenker reviewed the timeline on the 2008 budget, which will be presented later in the meeting. If passed by the Board tonight, he and Dr. Schwartzstein will meet with the Mayor and County Executive on September 4. Once finalized, the budget will be presented to the legislative bodies. He reminded the Board of the two principles approved by the Board; the statements on merger success (in June) and that the Board desires the lab to continue its function as part of the department.

At a recent all-staff meeting, Travis Myren announced that meetings will be held for staff to have questions answered on wages and benefits. There are many staff questions and concerns over this final step of the merger process. Schlenker has met with union leaders outside of the grievance process and feels a good working relationship which includes communication and collaboration is essential.

Director is reviewing a sewage system permit submitted by the Heffron Company for a subdivision in Roxbury which was reviewed and rejected by Jim Clark. If he agrees with Jim, the next step would be an appeal of the Director's decision to the Board.

A dangerous animal declaration was issued on a monkey, which could also be appealed to the Board. Water Utility remains an issue with a problem of chlorination of one well and fluoridation of another.

V. CHAIR'S REPORT - 5 minutes

If there is a septic system appeal by the Heffron Corporation it will be heard by the Administrative Hearing Committee. Schwartzstein attended an orientation for Board members and may incorporate some procedures suggested there in the meeting.

VI. OLD BUSINESS - 40 minutes

A. Ordinance - City - ACTION Item

Jim Wheeler, Madison Police Captain, spoke in support of the ordinance. This ordinance will be used as a tool for the south district to stop the illegal practices of drug dealing and prostitution where owners of hotels/motels rent a room for a short period of time, again and again. The limit on room rental would be no more than once in a 12-hour period. This ordinance proposes the Health Director or designee in charge of enforcement. Doug Voegeli, the Supervisor of Licensed establishments for the department, informed the Board that part of their job now is inspecting for health and sanitation in these motels/hotels and feels the intent of the ordinance does not fit with health and sanitation. He feels it would be better provided by law enforcement. It is difficult to tell by this ordinance what exactly would be required of the department and the cost/time needed. Currently, health and safety issues are part of the annual inspection of hotels/motels. Our inspectors do not go into rented rooms. It would be time consuming for staff to look at one years' worth of registration records. Alder Tim Bruer explained that he initiated this ordinance as part of continuing efforts on south Madison neighborhood preservation to help deal with socialization problems. Some of these motels/hotels are havens for illicit activity. This is another tool is needed to remedy. If staff resources become an undue burden he will work with spending priorities but sees this as just a handful of establishments. It was suggested that other ordinances cover this issue of inspections. This new ordinance deals with issues related to rotating rooms by patrons and closes the gap in ordinances as recommended by the City Attorney's office. It is not the intent of the sponsor to do on all hotels just on an as needed basis to get owners to abate problems. It was estimated that this could generate enforcement of five establishments. Voegeli explained that currently if a health inspector sees something that violates code, a license can be pulled. The City Attorney's office feels that having the health department enforce gives greater strength to a prosecutor in a nuisance concern.

SUBSTITUTE - Creating Section 23.12 of the Madison General Ordinances to prohibit the operation of transient hotels & motels, amending Section 1.08(3)(a) of the Madison General Ordinances to establish bail amounts, and amending Section 1.08(4) of the Madison General Ordinances to establish enforcement authority for the section.

A motion was made by Oakley, seconded by Kay, to Return to Lead with the Following Recommendation(s) to the PUBLIC SAFETY REVIEW BOARD. The motion passed by the following vote:

Absent: Cnare and Kostelic
Excused: Wilcox
Aye: Oakley, Kay, Sonzogni and Schwartzstein
No: Zahner

Oakley/Kay moved to recommend adoption of the ordinance to the Common Council with the following changes, to clarify and balance the public health benefits and manpower needed from Public Health Madison Dane County to assist law enforcement:

- 1. In the title of the ordinance, strike the word "establish" and replace with "collaborate".*

Amend the ordinance to reflect the following:

2. *A one year sunset clause, with review prior to renewal regarding the number of actions taken and manpower demand on public health.*
3. *Clarify that the review of records by public health personnel would generally be taken upon request of the Madison Police Department, rather than on a regular scheduled basis; and that*
4. *The required records may be paper or electronic.*

Passed 4 -1, Zahner nay vote; friendly amendments added by Sonzongi (Wilcox absent; Cnare and Kostelic present for much of public testimony and discussion but left prior to vote due to other obligations)

The Board voted to request an internal report back to the Board from the Department within the year after enactment if adopted by the Council on the effect of this action on the Department.

B. 2008 Budget/Budget Committee Report - ACTION Item

Kostelic presents the 2008 budget approved by the committee on August 10 for action by the Board. Caes reports the target cut was 3.75% or \$391,000, which this budget meets. The Lab projection was distributed with no change from the last Board meeting. The 2008 community agency contracts are divided into fee for service contracts, which will remain in our budget. The decision was made to remove the grants from our budget although those remain with the city and county. The licensed establishment program needs to be at one location. A standardized electronic licensing system is being developed through the City Clerk's Office. There will be uniform standards for pools and licensed establishments. One additional Sanitarian is proposed in this budget. Revenue will be gained from additional license fees. A handout provided the list of eight services in the 2008 budget. Note that salary and benefits are 85% of expenses over which the department has no control. The numbers for equalized valuation has not been release so the estimated shift in tax levy is \$1,600,000, to the county. The Board again thanked Caes for his and all other staff who worked on this initial unified budget. ACTION - Budget as presented approved unanimously for presentation to the Executives.

C. Labor Negotiations - DISCUSSION Item

Travis Myren and Jon Anderson will be present at the Board meeting in September to update members on the progress. It is taking longer than anticipated and there is staff concern that they will not have sufficient time to consider moving to county employment. Schlenker distributed a new revised timeline. On behalf of the Board, chair expresses understanding of the concern staff have over their salary and benefits.

VII. NEW BUSINESS - 10 minutes

A. Resolution on TB Resources - City - ACTION Item

Resources for TB Isolation and Treatment Support.

Recommend adoption by unanimous consent

This matter was Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES. The motion passed.

B. Resolution on Double Fill - City - ACTION Item

To authorize a double-fill of 0.6 FTE for a Nutritionist from October 1, 2007

through February 29, 2008.

Recommend adoption by unanimous consent

This matter was Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES. The motion passed.

C. Resolution on STI Services - Board only - ACTION Item

Recommend adoption by unanimous consent

VIII. REPORTS OF STANDING AND SPECIAL COMMITTEES - 5 minutes

A. Executive - Schwartzstein

B. Budget - Kostelic

Presented under old business

C. Bylaws

D. Administrative Hearing - Zahner

E. Personnel - Zahner

IX. **ADJOURNMENT**

The meeting adjourned at 7:48 p.m.