

Health Board Minutes  
September 20, 2022  
Members present in person at the Health Department

**Members Present:**

Linda Bauer  
Michael Day  
Thomi Elmore  
Thomas Martin  
Cindy Rose  
Catherine Rountree  
James Zimmerly

**Staff Present:**

Taylor Hardesty  
Judy Hess  
John Kennard  
Seleah Settle  
Dr. Norman Oestrike, Health Officer

**Approval of Minutes from July 19th, 2022**

**ROLL CALL VOTE:** Motion to approve the minutes from the July 19<sup>th</sup> meeting passed unanimously.

**Dr. Norman Oestrike**

- a. House Bill 1245
  - I. Dr. Oestrike stated that attorney John Reames suggested that the board submit to him any questions they have regarding House Bill 1245, by letters and emails, and he will respond with his legal opinion. John Reames is concerned that if he attends a public meeting and participants in the audience start to ask questions, he would technically be providing them legal counsel by answering their questions. Therefore, all inquiries from the board should be submitted to John Reames by email or letter to avoid any legal complications.
- b. Hilltop Lot 6A
  - I. Dr. Oestrike clarified that due to the nature of the complaint filed by Steve Miller and the personnel details it contained, the complaint would need to be discussed in an executive session. It is illegal to discuss personnel matters in a public meeting. A form was provided to Mr. Miller for his complaint and an executive session will be scheduled.

**Rob & Theresa Mayer- 7127 Lion Drive**

- a. Remodel Request
  - I. Rob and Theresa Mayer appealed to the board due to them wanting to remodel their 2-bedroom residence on Lion Drive. Currently the home has a functioning septic system from 1974 but it is extremely undersized with 600 square feet of septic field. State code requires 1,000 square feet for a 2-bedroom home. The lot cannot support a new septic system or modifications to the current one. The Mayer's wanted to expand their footprint by 12 feet and add a second story to the home. The 2 bedrooms would be relocated to the second floor, meaning no additional bedrooms would be added. Due to them wanting to change the footprint and move the location of a bathroom, their remodel was denied by John Kennard as code states the system must be brought up to today's code when modifying the footprint or moving any plumbing.
  - II. The Mayer's started the process of their remodel roughly 2 years ago which included meeting with John on the site. At the time, the Mayer's stated that John told them the remodel would be approved if they installed a holding tank for the new plumbing to help protect their current system. The Mayer's said they began removing trees, hiring an architect, and moving forward in the process, costing them a large sum of money. During this 2-year timeframe, the board made a vote to no longer allow pump and haul unless under extreme situations, therefore, the Mayer's request for pump and haul was denied by John Kennard as well.

- III. After much discussion between the board and the Mayer's, Dr. Oestrike said that he felt it was unfair that the Mayer's got caught in the middle of the policy change and an approval of a holding tank would be appropriate in this circumstance. Dr. Oestrike stated that asking them to install a holding tank would protect them as homeowners, since the home would be condemnable if their nearly 50-year-old system were to fail. The board agreed that the best course of action to protect the homeowners and the environment was to allow them to continue with their remodel with the condition of installing a holding tank and providing their pumping receipts to the department.

**ROLL CALL VOTE:** Motion to approve the proposed remodel of 7127 Lion Drive with the addition of a 1,500-gallon holding tank pursuant to section 203 of the Brown County Septic Ordinance passed unanimously.

**Front Office- Judy Hess and Taylor Hardesty – Report Mailed**

**ROLL CALL VOTE:** Motion to approve the front office report passed unanimously.

**Emergency Preparedness-Corey Frost– Report Mailed**

**ROLL CALL VOTE:** Motion to approve the emergency preparedness report passed unanimously.

**Nursing- Seleah Settle – Report Mailed**

- a. Open Nursing Position
- I. Seleah stated that the full-time RN position is still open. She has had a few candidates inquire but they were no longer interested after hearing the salary. She is still working on finding applicants, and the job has been posted on the job searching website called Indeed.

**ROLL CALL VOTE:** Motion to approve the nursing report passed unanimously.

**Environmental Health –Jennifer Heller – Report Mailed**

**ROLL CALL VOTE:** Motion to approve the environmental health report passed unanimously.

**Environmental Health-John Kennard & Ernie Reed-Report Mailed**

- a. Appeals to the board
- I. John Kennard suggested that going forward whenever the EHS Department issues an order, and the homeowner does not agree, the homeowner should then have a meeting with Dr. Oestrike, and the EHS staff to see if a solution can be made. If a resolution cannot be met, the homeowner could then appeal to the board. Dr. Oestrike said he felt this was a great option to mitigate the large amount of people coming before the board, when a compromise can potentially be made prior to it reaching that point.
- II. The board agreed with the policy change regarding the appeal process.

**ROLL CALL VOTE:** Motion to approve the environmental health report passed unanimously.

**ROLL CALL VOTE:** Motion to adjourn meeting at approximately 6:15 pm passed unanimously.

Respectfully Submitted,



Norman Oestrike, MD  
Health Officer

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