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COUNTY OF ERIE

CHRIS COLLINS

COUNTY EXECUTIVE

ANTHONY J. BILLITTIER IV, M.D., FACEP
Commissioner of Health

August 31, 2011

Dear Board of Health Member:

The next Board of Health meeting is scheduled for Thursday, September 22, 2011 at 3:30 P.M. The meeting will be held at Curly's Bar & Grill which is located at 647 Ridge Road, Lackawanna, New York 14218.

The minutes from the May 12th, 2011 meeting as well as an agenda for the September meeting are enclosed for your review.

Please make every effort to attend the meeting. If you are unable to attend, notify my office at 858-7226. Thank you.

Sincerely,

A handwritten signature in cursive script, reading "Richard Judelson M.D.", is written over a horizontal line.

Richard Judelson, M.D.
President, Erie County Board of
Health

Encl.
RJ/mac

ERIE COUNTY BOARD OF HEALTH

ROOM 904 RATH BUILDING

SEPTEMBER 22, 2011

AGENDA

1. Review of minutes from May 2011 meeting
2. Community Transformation Grant (CTG)
3. Healthy Choices
4. Hydrofracking
5. New York State Legislation

ERIE COUNTY BOARD OF HEALTH MEETING

MINUTES

MAY 12, 2011

PRESENT: Richard Judelsohn, M.D.
James Hoddick, D.D.S.
Krista Van Wagner, Curly's Bar & Grill
Matthew Dunaif, D.V.M.

EXCUSED: Dennis Galluzzo, R.P.H.
Gail Polanski, RN, BSN
Carolyn Montgomery, PhD, NP-C
John Davanzo
Nathaniel Webster, M.D.
Anthony J. Billittier, M.D., Commissioner of Health

ERIE COUNTY HEALTH DEPARTMENT

Mark Kowalski, Environmental Health
Cheryll Moore, Chronic Disease and Injury Prevention

GUESTS

Anthony Billoni, Erie-Niagara Tobacco-Free Coalition, Roswell Park
Cancer Institute
Beau Braden, Resident, Emergency Medicine, ECMC
Robert Doularumma, Resident, Emergency Medicine, ECMC

I. PRESENTATION BY ANTHONY BILLONI, ERIE NIAGARA
TOBACCO-FREE COALITION, ROSWELL PARK CANCER
INSTITUTE

Mr. Billoni gave an in-depth presentation on the tobacco industry targeting sales of tobacco products to adolescents, as well as new opportunities that communities have to limit the way tobacco products are marketed in our community. In 2009, Congress gave local communities the authority to regulate the time, place and manner in which tobacco products are promoted in the retail setting. The FDA, which recently was given the mandate to regulate tobacco products, is looking to work with local communities to limit tobacco marketing in ways that promotes the public's health by discouraging uptake of smoking by youth and encouraging cessation of tobacco products by current users.

Mr. Billoni is asking for the Board of Health's endorsement in this endeavor. Dr. Judelsohn indicated he will discuss with Dr. Billittier on the Sanitary Code being amended by the BOH to place restrictions on where and how tobacco can be sold. Dr. Judelsohn also discussed the possibility of the NYSDOH being a roadblock to enacting any such legislation.

II. FRACKING/RADIATION/OTHER ISSUES

Due to on-going gas drilling there are concerns over the safety of fracking. The Japanese earthquake and subsequent radiation from their nuclear plant damage has been in the news.

Dr. Judelsohn went on to say that in a news story waste water from fracking sites in northern Pennsylvania was being trucked or railed through Buffalo to a disposal site. The Buffalo Water Board and also the Buffalo Sewer Authority said that none of this would end up with any access to our water supply.

Dr. Dunaif mentioned that he was checking background radiation levels after the nuclear plant incident in Japan; and found no significant increases in radiation levels.

Dr. Hoddick brought up the Erie County Legislature vacancy on the BOH. He had indicated at a previous meeting that Kevin Hardwick was interested in the position. Lynn Marinelli was proposed some time ago for the position. She attended a meeting, however the County Executive did not appoint her. Dr. Hoddick reiterated that the Legislative position should be filled.

Dr. Dunaif questioned if the BOH can be sued. Dr. Judelsohn responded that the Board is covered legally by the County's law Department.

III. HEALTHY CHOICES, DRUG DROP-OFF DAY

Dr. Judelsohn commented that the BOH voted to adopt a statement in support of Healthy Choices, a joint activity with ECDOH and the WNY Restaurant Association. Dr. Judelsohn asked Cheryl Moore to update the Board on Healthy Choices.

Ms. Moore said that 64 establishments are enrolled in Healthy Choices, including the local chain of Andersons. There are also some high school culinary schools involved, those being Angola, Emerson, Amherst and Lakeshore. They have accounts set up and the students are involved

in changing recipes etc. It was also utilized for the Taste of Education, similar to iron chef in the culinary schools.

We just recently had an intern who mailed out surveys to the establishments enrolled at this point. We learned that 8 are up and running, 4 requested help based on the survey. Ms. Moore also went out to several restaurants to assist the with the Healthy Choices software. Curly's Restaurant has printed new menus indicating the Healthy Choice items. Some restaurants are using the clear overlays on their menus, some are using the acrylic table top displays, ad some put inserts in the menus. The Hispanic Health Fair being held in the city of Buffalo has adopted Healthy Choices for their menu offerings.

Ms. Moore also commented that the Board of Health endorsing Healthy Choices received an Erie County Partnership of the Year award.

We also have a new intern starting next week who will be involved with Healthy Choices. Allison Cornwall will also be working with the Taste of Buffalo to incorporate Healthy Choices. By next year's Taste of Buffalo we will have established a plan for healthy choice options. Krista Van Wagner gave the name of a colleague involved with Taste of Buffalo to Ms. Moore. Ms. Van Wagner also spoke of her many gluten free menu items at Curly's Restaurant. Ms. Moore spoke of improving nutrition in schools through the PEP grant, the federal government is requiring a local health department to promote healthy choice menu items in schools.

Dr. Judelsohn asked Cheryll Moore to update the BOH on the April 30th drug disposal drop-off. Ms. Moore said that it was huge. There were drop offs at Millard Fillmore Suburban Hospital and in Springville at Bertrand Chaffee Hospital. She did not yet have statistics on controlled substance versus non-controlled drugs.

IV. HIV SCREENING

Dr. Judelsohn asked Dr. Hoddick to update the BOH on this topic. There will be training in place in early September. The study should be ready by October. The training is for faculty that is overseeing students to perform HIV screenings. The directive for this endeavor originally came from Albany from the State Dental Society to the district dental societies. The new Dean at the Dental School is very interested in oral health. Thorough training and follow-up for referrals is very important for positive screens. Protocols have been developed and will be implemented. The highest rate per capita of undiagnosed HIV in New York State is in western New York. Dr. Hoddick said that diabetic

screenings are going to be implemented also. Dr. Hoddick commented that these screenings provide a gateway to better health.

V. NEW BUSINESS

Dennis Galluzzo asked Dr. Judelsohn to bring up this topic. A few years ago the BOH endorsed legislation that was under consideration in Albany that eventually was passed and signed by the Governor, authorizing appropriately trained pharmacists to immunize. This bill gave them permission to immunize adults against influenza, and pneumococcal infections. It was due to be reevaluated in February or March of 2012. There is currently a bill before the NYS Legislature which would remove the 2012 date, which is called the sunset provision. It would also say that pharmacists could administer any vaccine for people 18 years of age and older, that is licensed and recommended. This would include more than flu and pneumo, such as hepatitis vaccines and shingles vaccine etc. The third part of the law under consideration removes a requirement from the old law that if the patient did not walk in with an M.D. order, the pharmacist can immunize under something called a non-patient specific standing order. In the present law it is stated non -patient specific standing orders need to be signed by an M.D. or Certified Nurse Practitioner in the same County as the pharmacist, or a contiguous county if the county where the pharmacist is has less than 75,000 people. If there is a pharmacy regional medical director, county borders do not have to be looked at. The pending legislation removes this barrier. (In 2008, the thought in Albany was that the Health Commissioners could do it; Dr. Billittier surveyed his colleagues in NYSACHO, and with one or two exceptions all sixty of them refused.) Dr. Judelsohn went on to say that in 2009, pharmacists in NYS administered 450,000 influenza vaccinations. Mr. Galluzzo thought that this legislation will be difficult to have passed due to the numerous hurdles involved. Dr. Judelsohn said that the BOH's support of the previous law was more than helpful in having legislators vote for it.

Dr. Dunaif made a motion to establish a quorum to vote to support the legislation, Dr. Hoddick seconded, and it was proposed to be tabled. An e-mail will be sent out in support of the legislation to the board members for their votes.

There was no new business. The next Board of Health meeting will be held on September 22, 2011 at 3:30 P.M. at Curly's Restaurant.

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