



KANAWHA CHARLESTON
BOARD OF HEALTH

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Meeting Minutes

April 21, 2009

Board Members Present

Ms. Brenda Isaac
Mr. Robert Reishman
Dr. Arthur Rubin
Ms. Shannon Snodgrass
Mr. James Strawn
Mr. Stephen Weber

Presenting Guests

Dr. Rahul Gupta
Ms. Lolita Kirk
Ms. Gail Harris
Ms. Maryanne Kraynanski

1. Call to Order – President

Ms. Isaac called the meeting to order at 7:00 p.m.

2. Discussion regarding the sale and/or closure of the Home Health Division.

The Board discussed the pros and cons of the selling and closing the Home Health Agency. The Board also discussed the Agency's Certificate of Need and the approval of Health Care Authority that is needed by the purchaser. Mr. Reishman made a motion to sell the Home Health Agency and Ms. Snodgrass seconded the motion. The Board then entered into a discussion of the selling the agency. Mr. Weber stated that Board does not have the financial means to continuing providing home health services. The Board then voted unanimously to sale and close the Health Department's Home Health Agency with a reduction-in-force of the staff.

The Board also discussed the auction process and whether or not to hire an independent accounting firm to provide them with a value of the Agency. Mr. Weber made a motion to contact Arnett and Foster and Dixon Hughes CPA to discuss the process of valuing the Home Health Agency. Dr. Rubin seconded the motion and the Board voted to approve the motion unanimously.

The Board then discussed retaining legal counsel to assist them with the sale. Ms. Snodgrass made the motion to have a committee consisting of Mr. Reishman and Mr. Weber to retain legal counsel for the Board. Mr. Strawn seconded the motion and Board voted to approve the motion unanimously. On a motion made by Mr. Reishman and seconded by Mr. Weber, the Board voted unanimously to enter into an executive session to discuss the legal issues of the sale.

The Board voted unanimously on a motion made by Mr. Reishman and seconded by Ms. Snodgrass to return to open session.

The Board then discussed with Ms. Deal some of the potential terms of the sale regarding patients and staff.

3. Discussion of the enforcement of the Clean Indoor Air Regulation.

Dr. Gupta presented two letters from Health Department staff concerning recent incidents that occurred during inspections that are a part of the Department's enforcement of the Clean Indoor Air Regulation. The Board then asked the staff involved to provide an account of the events. After the discussion of the events, the Board agreed to request assistance from the City of Charleston Police Department and the Kanawha County Sheriff's Office for officers to escort the sanitarians during nighttime compliance inspections for the Clean Indoor Air Regulation. Dr. Gupta added that a couple of hours on two nights a week should be sufficient at the beginning. The Board also discussed the possibility of charging reinspection fees to violators. Mr. Reishman added that the Board may look into beginning the process to increase the \$25.00 reinspection fee.

The Board also discussed the issues surrounding several of the legal cases and the need for better communication with the Prosecutor's Office. It was also noted that Mr. Weber and Dr. Gupta would pursue having a meeting with Mr. Plants to discuss the issues.

Ms. Isaac added that on a more positive note she wanted to acknowledge that Mr. Bill Smidi the owner of The Cold Spot was receiving recognition from the Kanawha Coalition for Community Health Improvement for his support of the Clean Indoor Air Regulation.

4. Old Business

Nothing to report

5. New Business

Nothing to report

6. Adjournment

On a motion made by Dr. Rubin, the Board voted unanimously to adjourn.

Respectfully submitted,



Rahul Gupta, MD, MPH
Health Officer

RG/lk