



## Clark County Health Department

1220 MISSOURI AVENUE  
JEFFERSONVILLE, INDIANA 47130  
812-282-7521

### QUARTERLY BOARD MEETING

JANUARY 23, 1986

PRESENT: Mr. Herman Miller; Dr. Paul D. Cleeter, DDS;  
Dr. Emmitt Speith, DVM; Dr. Robert E. Lega, M.D.;  
Dr. F. S. Horlander, M.D.; and, Mr. Norman Wiggam

ABSENT: Mr. William Brummett

HEALTH DEPT. PERSONNEL: Dr. Robert K. McKechnie, M.D., Health  
Officer; Norman J. Labhart, Admn. Asst.  
Roger L. Lindsey, Esq., Legal Advisor;  
Mrs. P. J. Powell

VISITORS: Dr. Robert W. Powell, M.D., Pulmonary Disease  
Specialist; Mr. Timothy L. Loughmiller, Reporter  
for the Jeffersonville News & Journal, Inc.  
(Evening News)

A Special Quarterly Meeting of the Clark County Board of Health was held at 5:30 PM on Thursday, January 23, 1986, in accordance with legal notice published in the Jeffersonville Evening News on January 10, 1986, and January 17, 1986, in accordance with I.C. 36-2-4-8 and I.C. 5-3-1-2(b), as amended, for the purpose of conducting a public hearing to receive facts, arguments, written data or views, and to take official action upon, both a proposed Rule and Regulation #1-1986 requiring testing of all students and/or children of private, public and parochial schools, school systems, school corporations, kindergartens or daycare centers within Clark County, Indiana, and a proposed Rule and Regulation #2-1986 which would ammend Rule and Regulation #1-1983 concerning tuberculosis testing of all employees of all public or private school, school systems, school corporations, kindergartens or daycare centers located in Clark County, Indiana, who come into daily contact with students and/or children thereof.

The meeting was called to order by the Chairman of the Board, Herman Miller, and upon Motion duly made, seconded and unanimously carried, the reading of the minutes of the last regular meeting of the Clark County Board of Health, held October 31, 1985, were waived.

The Chairman then introduced the Board members and the Clark County Health Dept. personnel to the general public, however, the general public simply consisted of Mr. Timothy L. Loughmiller, newspaper reporter and Mrs. P. J. Powell, an employee of the Clark County Health Dept. and wife of Dr. Robert W. Powell, M.D., Dr. Powell having been invited to express his views as to both of the foregoing proposed Rules and Regulations.

The Chairman then stated that the first order of business would be for the Board to consider the proposed Rules and Regulations #1-1986 and #2-1986, a copy of which are attached hereto and made a part hereof, and, with a quorum of the Board of Health present, no hearing officer would be appointed but the Board would act together to hear the evidence presented and take official action thereon on both of the said proposed Rules and Regulations.

The Chairman then requested the Board's attorney, Roger L. Lindsey, Esq., to read the proposed Rules and Regulations #1-1986 and #2-1986. Thereafter, Mr. Lindsey pointed out to the Board that the Indiana Legislature has repealed the laws previously requiring testing of school personnel and other individuals who come into daily contact with students and/or children, as well as the students and/or children themselves, by obtaining an annual Mantoux Test and/or x-rays to help the control of, and exposure to, active and infectious tuberculosis.

The Chairman then introduced Dr. Robert W. Powell, M.D., a Pulmonary Disease Specialist, for his commentary. Dr. Powell stated that he had reviewed both the proposed Rules and Regulations #1-1986 and #2-1986, and stated that he feels that they are very reasonable. Dr. Powell further stated that annual checks will help to promote public health and control disease (ie. tuberculosis) by helping to find and treat open and active tuberculosis germs with positive PPD's, and annual chest x-rays would disclose and help to circumvent the spread of tuberculosis to students, children, and school personnel.

The Chairman then requested any comments from the Clark County Health Officer, Dr. Robert K. McKechnie, who stated that he fully agreed with Dr. Powell on his observations and that the school system is the only way to effectively treat everyone through a matter of time within the county. Dr. McKechnie then stated that Rule and Regulation #2-1986, amending Rule and Regulation #1-1983 was at the request of the school systems and school nurses to help them administratively.

The Health Officer then asked the general public if there was anyone present who would like to speak for or against the proposed Rules and Regulations, however, there was no one from the general public present as indicated above, even though public notice was posted as required by the Indiana Open Door Law, and the aforementioned newspaper publications of the legal notices of the hearing and special quarterly meeting concerning the proposed

Rules and Regulations. Upon no response from the audience and general public, the Board closed the hearing and turned the meeting back to the Chairman, Mr. Herman Miller.

The Chairman then asked for discussion of the Board. Upon completion of the discussion, it was unanimously carried, upon motions duly made and seconded, that the proposed Rules and Regulations #1-1986 and #2-1986, be adopted, a copy of which final Rules and Regulations are attached hereto and made a part hereof, the Board making a unanimous finding that both of the said Rules and Regulations are necessary and desirable to protect, promote and improve public health within Clark County, Indiana, by attempting to control tuberculosis, and that the laws of the State of Indiana are not inconsistent with said Rules and Regulations.

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HERMAN MILLER, CHAIRMAN, CLARK  
COUNTY BOARD OF HEALTH

ATTESTED:

*Robert K. McKechnie, M.D.*

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DR. ROBERT K. McKECHNIE, M.D.,  
CLARK COUNTY HEALTH OFFICER

MINUTES OF THE MEETING OF  
THE CLARK COUNTY BOARD OF HEALTH  
MAY 22, 1986

PRESENT: Paul Cleeter, D.D.S., Emmett Speith, D.V.M., Robert Lega, M.D., Mr. Herman Miller, F.S. Horlander, M.D., Mr. William Wiggam, Mr. William Brummett. Robert K. McKechnie, Health Officer.

OTHERS PRESENT: Norman Labhart, Administrative Assistant, Roger L. Lindsey, Legal Advisor, John Gilkey, Reporter.

The Clark County Health Department met at the Quality Inn Riverside at at 8:00 P.M. on May 22, 1986.

The minutes of the January meeting were approved.

A local TV station has been doing a report on Radon. Norman Labhart gave an outline on the states program for the Henryville area. several houses are being tested with all the results not in yet.

The subject of using a nurse practitioner in the clinic was discussed. After looking at the advantages and disadvantages no decision was made.

More and more people are requesting information from our files. The privacy act was discussed. The matter was referred to the legal advisor to write into the personnel policy the procedure for releasing information.

The budget is ready to be sent to the Auditor's office. The board voted on the budget committee's budget. It was approved unanimously.

A landfill site at the port facilities was proposed to the plan commission. The site chosen was in the flood plain just up stream of the water wells. These wells serve over one half the population of Clark County. A liner was to be placed under the landfill to catch the leachate and treat it. With only limited information, the board was against the proposal. The board would be willing to listen to a full proposal before making a final decision.

A report was made on the progress of VNA of Southeastern Indiana. The financial status was reviewed and found to be solvent. The VNA continues to provide professional and quality care to its patients.

The Wic Program is now at 900 clients with a waiting list. The number of clients now on service will necessitate the addition of part time

office help.

The STD program has been operating with out any major interruption. The state is pleased with the results.

The Environmental Section is staffed for the summer. The number of sanitarians on staff is four. Only one R.P.S. and three in training.

There being no further business to come before the board, the meeting was adjourned.

Sincerely,

  
Robert K. McKechnie, M.D.  
Health Officer

RKM:dw



MINUTES OF THE MEETING OF  
THE CLARK COUNTY BOARD OF HEALTH  
JULY 31, 1986

PRESENT: Paul Cleeter, D.D.S., Emmett Speith, D.V.M., Mr. Herman Miller, Mr. Norman Wiggam, Mr. William Brummett, Robert K. McKechnie, M.D., Health Officer.

OTHERS PRESENT: Norman Labhart, Administrative Assistant, Roger Lindsey, Legal Advisor, Reporter, Evening News.

The Clark County Health Department met at the Quality Inn Riverside at 8:00 P.M. on July 31, 1986.

The minutes of the May 22, 1986 meeting were approved.

Roger Lindsey presented the proposed legislation to the board. A Bill was introduced last year but did not get out of committee. After discussing the purposed legislation it was decided to have Roger ask Representative Wathen to present the Bill.

The method of submitting salaries to the Auditor's office was discussed. The form 144 listed the nurses and sanitarions under a one line listing. Dr. McKechnie said this had been discussed at a meeting with the Auditor. The Auditor had recommended that they be submitted that way.

Dr. McKechnie reported on a meeting of the Health Officers. There is an interim study committee to study public health legislation. The State Board of Health has issued a booklet "Legislative Objectives of the Indiana State Board of Health" Some items went way too far while others not far enough.

The contracts for Maternal Child Health, Women and Infant Children and Title XX are due to be renewed. A motion was made by Mr. Brummett and seconded by Dr. Speith to allow Dr. McKechnie to sign the contracts. Motion carried.

VNA was discussed and the financial status was found to be solvent. With 200 clients on service, the VNA continues to provide professional and quality care to its patients.

The WIC program had to readjust its list of clients. The state had a different method of counting active clients. This has been straightened out.

The STD program is proceeding very well. It is growing as the word gets around.

The Environmental Health Section lost a sanitarian. Efforts are underway to replace him. This time of year is the busy season

and everybody is very busy.

The public Health nursing is making plans for TB testing of school children this fall.

There being no further business to come before the Board, the meeting was adjourned.

Sincerely,



Robert K. McKechnie, M.D.  
Health Officer

RKM:dw

MINUTES OF THE MEETING OF  
THE CLARK COUNTY BOARD OF HEALTH  
OCTOBER 30, 1986

The Clark County Board of Health met at the Quality Inn Riverside. The meeting was called to order at 8:00/pm.

BOARD MEMBERS PRESENT:

Herman Miller, President, Robert Lega, MD, Secretary, Robert McKechnie, MD, Health Officer, Emmett Speith, DVM, Norman Wiggam, William Brummett.

HEALTH DEPARTMENT EMPLOYEES PRESENT:

Norman Labhart, Administrator, Roger Lindsey, Attorney, Harvey Mull, Mike Haddon, Mike Corrao.

VISITORS:

Kevin Guernsey, Ralph Guthrie, Leroy Guthrie, Robert Isgrigg, Pat Larr, Michelle Rajterowski.

Each member had previously received a copy of the minutes of the July 31, 1986 meeting. Motion was made by Norman Wiggam to accept the minutes as submitted. Seconded by Herman Miller. Motion passed.

The election of officers for 1987 were held. Dr. Robert Lega nominated Herman Miller for President and Paul Cleeter, DDS for Vice President. William Brummett seconded the motion. Dr. Speith, made a motion that nominations be closed. Norman Wiggam seconded the motion. Motions carried. Nominations acted upon and passed.

The dates for the 1987 Board of Health meetings were set as follows: January 29, April 23, July 30, and October 29.

The Board has two members whose term expires in January 1987. They are: Paul Cleeter, DDS and F.S. Horlander, MD. Dr. Speith made a motion that the Board recommend to the County Commissioners that they be reappointed. This was seconded by Dr. Lega. Motion carried.

Health Officer, Dr. Robert McKechnie's term will end December 31, 1986. William Brummett made a motion that Dr. McKechnie be appointed for the next four year term in accordance with I.C. 16-1-7-27 (1987 through 1990). This was seconded by Dr. Lega. Dr. Lega requested it be noted in the minutes that Dr. McKechnie has done an excellent job, and the citizens of Clark County are lucky to have such a dedicated Health Officer. The Board agreed unanimously. Motion carried.

The annual contract for the Clark County Health Department's Legal Advisor for the 1987 calendar year was then discussed. The current Legal Advisor, Roger Lindsey, Attorney, presented a contract which was the same as last years (1986), with the only change being that it would be applicable for the calendar year of 1987. Herman Miller made a motion to accept the contract as presented. This was seconded by William Brummett. The contract was subsequently signed.

Dr. McKechnie discussed a new law that would eliminate all age restrictions on employee retirement.



Two requests for leave without pay, were made to the board.

1. Melanie Evans - employed as a home health aide for VNA of Southeastern Indiana - Clark County Health Department is expecting a baby tentatively January 1, 1987, and is requesting a leave of absence, without pay, for a period not to exceed eight (8) weeks past delivery date. It is understood that she will use all vacation and sick time prior to beginning her leave without pay. When she returns to work her schedule will depend upon the number of patient visits available.
2. Arvella Rickman - employed as a home health aide for VNA of Southeastern Indiana - Clark County Health Department is expecting a baby tentatively January 18, 1987, and is requesting a leave of absence, without pay, for a period not to exceed eight (8) weeks past delivery date. It is understood that she will use all vacation and sick time prior to beginning her leave without pay and that her hourly schedule of duties upon returning to work will depend upon the number of patient visits available at that time. She has been informed of the procedure to follow to maintain her insurance coverage during her absence.

Dr. Lega made a motion to accept the requests. Seconded by William Brummett. The Board, after some discussion accepted Dr. Lega's motion and requested the legal advisor change the personnel policy to allow the Health Officer to grant the leaves of absences for the pregnancies in the future. Motion was made by Dr. Lega and seconded by Norman Wiggam. Motion carried.

Norman Labhart read the following excerpt to the Board:

Betty Meyer, RN - VNA staff nurse has been on medical leave without pay, effective October 9, 1986. There is no indication if or when she may be able to perform her assigned duties. At the present time she is not physically able to submit a signed resignation, however in order to comply with Licensure Regulations, VNA must replace her with a full time staff RN able and available to render the services required by the patients previously in Ms. Meyer's care.

In order for VNA of Southeastern Indiana - Clark County Health Department to be a licensed home health agency in the State of Indiana and certified by the state to bill Medicare and Medicaid for services rendered, they must comply with the condition of participation listed in the Interpretive Guidelines issued by HCFA (Health Care Finance Administration).

In section IV Acceptance of Patients, Plan of Treatment and Medical Supervision Reg. 405.1223 -

- A.1. Adequacy and suitability of agency personnel and resources to provide the services required by the patient.

In the event she becomes able to perform her duties, and if there is a position available full time or part time she would be considered for re-hire.

The Board, after general discussion, requested additional time to consider the motion. Dr. Speith made a motion that leave without pay be granted until the January meeting and if necessary a temporary nurse be hired until that time. William Brummett seconded the motion. Motion carried.

Roger Lindsey, Health Department attorney presented information on proposed health department legislation. (See enclosure) Because of the limited time available to the Board Members at this meeting, to evaluate this legislation, it was recommended that all Board Members review it and contact Mr. Lindsey with recommendations. He will then make the necessary revisions and if approved by Dr. McKechnie, Health Officer, Mr. Lindsey will submit the revised copy to our local Legislator, to be presented at state.

An update on the Health Department Grant Programs was given by Norman Labhart.

VNA - Their financial status was found to be solvent, and VNA continues to provide professional and quality care to its patients. Written financial reports of Title XX services provided by Visiting Nurse Association of Southeastern Indiana and Maternal Child Health - Clark County Health Department were reviewed by the Board and found to be correct.

The Board of Health reappointed Mr. Herman Miller as its representative to assist Dr. Robert McKechnie, Medical Director, Norman Labhart, Administrator and JoAnn Dome, Director of Professional Services - VNA of Southeastern Indiana in planning and preparing VNA's budget and Capital Expenditure Plan (if anticipated) for the year 1987, as well as reviewing the written by-laws, goals, policies and procedures of VNA and revising as needed.

WIC - Currently there are 900 enrollees. The new contract was signed by the Auditor, and submitted to state.

MCH - The contract was delayed by Congress's failure to sign the Federal Budget in a timely manner. It was received by the Health Department on Friday, October 24, 1986 and submitted to the Auditor on Monday, October 27, 1986 with a request that it be signed as soon as possible.

Vital Statistics and Public Health Nursing are progressing nicely.

The Environmental Section has the normal flow of complaints, with the exception of septic tank permit request which will be discussed later. Other than that the section is doing well.

A copy of the Budget was received from the Court House. The line items in the 100 category had been changed from what was originally submitted. When the Auditor was asked about the changes he stated that his office had made no changes, except what the Council requested to be changed. The Auditor was asked when the Council could possibly be questioned about the changes and he stated that the Council did not want to discuss the Budget until January 1987. The Board discussed the situation pertaining to the Auditor at length. Dr. Lega made a motion that the Board send a letter to the Auditor stating that Dr. McKechnie, Health Officer or his designee, is to represent the Board, and all business should be conducted in that manner.

Norman Labhart presented to the Board, copies of three subdivided tracts of land that were marked with soil types. With the exceptions marked, the soils were treated as severe. (enclosures 1,2,3) Mike Haddon, Sanitarian, described how the plots of land and the engineer reports were submitted together in one envelope. They were brought to the attention of Norman Labhart, because they were on severe rated soils, located at some distance from any sewers and would be high density housing. Norman Labhart stated that upon investigation he found Mike Haddon to be correct in his assessment of the situation and referred the matter to the Health Officer. Dr. McKechnie after some discussion with Roger Lindsey, Health Department Attorney, referred the matter to The State Board of Health. The State sent a soil scientist to do site surveys and report to Alan Dunn. Alan Dunn has issued reports on two of the areas with recommendations. (see enclosures)

Kevin Guernsey visitor to the meeting, addressed the Board. Kevin explained that there was no intention on their part to do anything wrong. He explained that this was the sixth (6) or seventh (7) time they had done this with no problem in the past. They had acted in "good faith" to have an engineer lay out the lots and to do systems for the lots. A large sum of money has been invested in the land at this point and that through no fault of theirs, they were being penalized.

Norman Labhart passed out soil maps of other plots of land to show that the land indicated was rated suitable for septic systems. (enclosure)

Robert Isgrigg, Engineer, addressed the Board. He stated that he had designed over 100 septic systems and to his knowledge, he has had no failures or complaints. He also explained some of the technical aspects of the system to the Board. He stated that a meeting with Al Nickles, Soil Scientist and Conservationist was held that morning. Mr. Isgrigg said that Al Nickles stated that soil rated as severe should be listed three ways:

1. Severe (light) - can be overcome.
2. Severe (moderate) - can be used with restriction.
3. Severe (severe) - cannot be used - such as flood plains.

Under these conditions, Mr. Isgrigg felt that he could design septic systems that would work on the plots of land referred to.

At this point Dr. McKechnie asked if anyone else would like to comment. Ralph Guthrie stated that he saw nothing wrong in what they had done. It had passed before, and it should now.

Dr. McKechnie then suggested that perhaps Mr. Isgrigg, Al Nickle, and Norman Labhart, could get together and come up with experimental systems that the State would approve for these lots only. Mr. Isgrigg had no objection to this. Norman Labhart requested that the owners be notified of the potential problems and that they would need to agree to make repairs if the systems, for any reason, did not work.

Dr. Lega made a motion that Mr. Isgrigg, Engineer, Mr. Nickles, Soil Scientist, and Norman Labhart work with the State to find an acceptable system for these three plots of land on a "one time" only basis. The owner of each lot must agree, in writing, that they are aware of the experimental nature of the system and will make the necessary repairs should the system not work. It will be noted that this experiment will operate for at least seven (7) years, and no more than ten (10) years. The motion was seconded by William Brummett. Motion carried.

There being no further business to come before the Board, Dr. Lega made a motion for adjournment. William Brummett seconded the motion. Motion carried. Meeting adjourned at 10:00/pm.

Respectfully submitted,

*Robert K. McKechnie, MD*

Robert McKechnie, MD  
Health Officer  
Clark County Health Department