

Pima County Board of Health Minutes
September 26, 2018
Abrams Building, Room 3108
3950 S. Country Club Road
Tucson, Arizona 85714

1. CALL TO ORDER:

Dr. Horwitz called the meeting to order at 3:03 P.M.

Attendance was as follows:

Board Members:

Mr. Bin An

Mr. Richard Elías

Mr. Rene Gastelum - Absent

Mr. Charles Geoffrion - Absent

Ms. Mary Lou Gonzales

Dr. Paul Horwitz, President

Mr. Mike Humphrey

Mr. Miguel Rojas

Dr. Gail Smith

Ms. Carolyn Trowbridge, Vice President

A quorum was established (8)

Non-Board Members:

Dr. Francisco García, Assistant County Administrator, Pima County

Dr. Marcy Flanagan, Pima County Health Department Director - Absent

Ms. Paula Mandel, Pima County Health Department, Deputy Director

Presenters:

Paula Perrera, Pima County Attorney's Office

2. PLEDGE OF ALLEGIANCE

Dr. Smith led the Board in the Pledge of Allegiance.

3. MINUTES ADOPTION

- Adopted Board of Health August 22, 2018 minutes.

The motion was made and seconded (Mr. Rojas / Mr. Humphrey) that the August 22, 2018, minutes be adopted as written. Motion carried 8-0.

4. DIRECTOR'S UPDATE

- Dr. García shared with the Board that Dr. Flanagan is absent today and is attending the Arizona Local Health Officers Association (ALHOA) fall retreat. Dr. García provided an update about issues of congenital syphilis and information sent to health care providers and partners alerting them to this issue in the community. The Center for Disease Control (CDC) has issued information about congenital syphilis to local Health

Department's to share with practitioners about the importance of pregnant women being tested early during the prenatal care visit and in the 3rd trimester.

- Health Department leadership attended the TUSD Board meeting where there was unanimous support for an Intergovernmental Agreement (IGA) with the Health Department to provide mobile/onsite services regarding disease prevention. and reproductive health. This IGA does not include immunizations because adolescents so not meet the age requirement for consent.. Ms. Mandel shared that in the past the Health Department has utilized the mobile clinic for vaccines at some back-to-school events and is scheduled to receive a new mobile clinic on October 1, 2018 which could be used for vaccine clinics in rural communities. Dr. Smith inquired if an adolescent woman having a baby automatically emancipates her. Dr. García said no, not in Arizona. Ms. Mandel shared with the Board that media campaigns have been effective in helping to educate parents about the importance of ensuring adolescents are vaccinated.
- Dr. García was excited to report that the Health Department has been awarded as a recipient of the CDC's Racial Ethnic Approach Community Health (REACH) grant totaling approximately \$4 Million over the next five years.
- There have been two suspect cases of wound botulism associated with black-tar heroin use. The CDC has released antitoxin for use in these patients. There is concern that local black-tar heroin may be tainted. These cases are being monitored closely and information is being provided to clients.
- Dr. García gave an update on the sewage spill that occurred in Naco Arizona. The Health Department team has reached out to our Cochise counterparts to offer assistance. There was misinformation reported by local media that raw sewage can be associated with Zika and Dengue. This is misleading and not entirely accurate because the elevation of Naco is not support high mosquito activity.
- Mr. Humphrey if there was an update regarding the status of Southwest Keys license for their center. Dr. García reported that the licensing agency for these centers is the Arizona Department of Health Services (ADHS). The centers are licensed as behavioral health care facilities and Pima County does not have a regulatory role. He further reported that ADHS determined individual centers as non-compliant with training and environmental however, the center in Tucson was not one of them.

5. STEPS TO CHANGE PIMA COUNTY CODE/ORDINANCE:

- Dr. García introduced Ms. Perrera who is the lead County Attorney for the Health Department, Behavior Health, Medical Examiner's Office, and PACC. Ms. Perrera provided an overview of their role to serve as an advisory committee to the Board of Supervisors (BOS). In terms of making changes to an ordinance, specifically to the Tobacco 21 Initiative, only the BOS can change or adopt an ordinance. This Board can make a request of the BOSs to consider a resolution related to an ordinance. It is incumbent upon Board of Health members to contact their BOS to discuss and gain support for an ordinance prior to requesting the item to be placed on the BOS Agenda. Prior to the BOS approval of a resolution, the County Attorney's office is responsible for reviewing the language to ensure it does not conflict with the Arizona Revised Statutes. Additionally, public notices are required to ensure opportunities for public comments are conducted before the BOS provides direction to County Administrator of their decision. Chairman Elías noted that the financial plan for implementation and enforcement within the T21 Initiative may negatively impact its adoption..

Dr. García explained how the cost estimates for enforcement are based on work to license combustible tobacco vendors in the City of Tucson which represents approximately 200 vendors. At this time, the County does not license tobacco vendors irrespective of the type, combustible, non-combustible, or other electronic nicotine delivery systems. In order to support licensing for rural and unincorporated areas of Pima County the BOS would need to give direction to create a licensing regime that considers enforcement for all tobacco and nicotine delivery systems which is broader than the original estimates that only reflect combustible tobacco retailers. It is important to note that:

- Whichever ordinance Pima County BOS approves it will only apply to unincorporated areas. However, should a jurisdiction choose to delegate enforcement authority to Pima County, that area would be supported as well.
- This ordinance will not apply to the Pascua Yaqui or Tohono O’odham Nations.
- The language in the Pima County ordinance should mirror the language of the City of Tucson’s tobacco ordinance.

Chairman Elías suggested that the Board be cognizant of unintended consequences that can occur with zoning, affected business owners/stakeholders, enforcement, and costs (full/partial cost recovery).

Mr. An inquired how enforcement would be implemented and conducted. Supervisor Elías shared that the implementation would begin with education and training then enforcement after a period of time.

Dr. Horwitz would like the Board members to meet with their BOS member before the next Board of Health meeting and be prepared to share a summary of those discussions. Chairman Elías would like to be updated on these discussions as well.

6. **ELECTION OF BOARD OF HEALTH OFFICERS:**

- President – Dr. Paul Horwitz (7 votes)
- Vice President – Charles Geoffrion (6 votes)

7. **TOBACCO 21 UPDATE:**

There was not an update on Tobacco 21

8. **CALL TO AUDIENCE:**

- Jenny Chadham, with Tobacco21.org (T21), a tobacco prevention foundation, provided history of this foundation and also shared their concern with the 75% increase of youth that are using products such as JUULs and other forms of nicotine delivery devices. Ms. Chadham is encouraged by this Boards’ support to advocate for the implementation of the T21 Initiative. If this effort is successful, it will be the first one adopted in Arizona that contains an enforcement component.

9. **SUMMATION OF ACTION ITEMS AND PROPOSED AGENDA ITEMS:**

Dr. Horwitz would like the T21 Initiative to be on the next agenda so Board members can share a summary of their meeting with their BOS.

10. **ADJOURNMENT:**
The meeting adjourned at 4:22 P.M.