A. Call meeting to order, roll call – Jim Loud, Scott Lamb, Lyn Lampert, Susan Thompson, Erin Cavit (joined late)

B. Reading and approval of minutes from September 14, 2017 – Susan motioned; Scott 2nd; passed unanimous

C. Modifications to agenda - none

D. Approval of agenda - carried

E. Citizen Comments - none

F. Discussion/Action Items

1. Wilderness Ranch Variance request – discuss and consider approval – Chris Payton with Wilderness Ranch presented documents for discussion. Scott motioned to approve the request for a variance; Susan 2nd; passed unanimous

2. Discuss Lonesome Dove RV Park situation and request to proceed with enforcement options – Situation has been happening since July. Michael has been dealing with them for a while. Violation notice sent in August. They did get a repair permit at that time, but now their tanks are full again and they are not having it pumped regularly as Michael has requested. At one point they indicated they will have limited use at the RV Park, but now they have responded that they will be operating at higher capacity rates over the holiday seasons between now and when they plan on having it fixed which is Spring 2018. Scott motioned to have Tara contact Randy Nicholson as legal counsel to this case to draft notice of a public hearing and direct that via certified mail to the owners of Lonesome Dove RV Park in Mineral County on Highway 160; Erin 2nd; passed unanimous (Board wants to look at December 4th in Mineral for hearing with regular meeting afterward)

3. Regulation 43 Update – Discuss proposed Reg 43 draft and supporting documents and consider approval – Tara began quick update on changes made since last meeting. Title Transfer section is new and Randy provided input on that part. Board felt going into effect January 1, 2019 was good. Administration of those documents (i.e. acceptance letter issued by district) would be handled by OWTS staff contracted through County. Fees would need to be incorporated into this part of the process to offset increase in administrative costs. This should be in application fees. $300-$500 range would be what an inspection from a NAWT inspector would cost.
Section 43.9 B(9) 1. When the application is denied...... the applicant may request a “review” change to read “variance”

Commissioner Whinnery wanted to address items related to privies and title transfers. (Example: Section 8 on title transfer has some items in it that would be difficult to identify such as necessary repairs needed.) Specifically, section 8: 3 (f,g,h); Can we remove “no other system is tied into it”? Whinnery’s concern is about making rules we cannot enforce. Board feels requiring transfer of title inspections is to see if the system is operational at time of sale with the understanding that it does not ensure it will not fail later. Whinnery requested Michael O’Loughlin as council for Hinsdale, not the BOH, to investigate these rules to see if they pass and will hold up as enforceable. BOH is following this directly from state Regs. Stan does not want to duplicate high developmental counties (Boulder, Gunnison, etc.). BOH needs to see if we can pick and choose which parts to include, can we pull out item #5? Federal agencies are exempt from fees. Pit privies: requested that the board figure out a way to allow for new ones.

Commissioner Dozier requested greatest flexibility for people using things reasonable in our county and terrain for both vault and pit privies. Variance requirements seem to be more than necessary. If it is not risking public health by having vault privy on property, why should we say no to that and hardships should be taken into account. She also requested that the district have an independent legal-council. Jack spoke about a prescriptive way to use these properties without cumbersome process just to make that happen. Down side to pit privies is overuse. And Jack also said, most current pit privies are better than some of these failing pipe systems.

Lyn suggested maybe some of these things we are talking about allowing under variance process don’t have to be through the variance process itself but more of a prescriptive route. Jack – a vault is a type of OWTS system. There is not a place in our county that couldn’t somehow support a full system with enough money. Who makes that determination, at what length do we go to or stop at for making that call? Grey area between costs and what is a feasible site. We don’t want to have unreasonable expectations of limited use options. What determines what can accommodate and what is considered infeasible? Board feels that should be up to OWTS staff to determine if a site can or cannot accommodate OWTS. Jack – requested adding language for vaults to include some letter of accommodation that service providers can access and will service the tanks.

We should consider adding back in new pit privies and define parameters for limited use and limited access. Limited use = no running water; Limited access = no road or no maintained road for 6 months per year. Encourage composting toilets with pit privies. Reduced permit fee for composting toilets or similar technologies.

Vaults: Interpretation of whether or not a property can accommodate an OWTS or if it is infeasible is up to OWTS Staff. As long as it is not an onerous cost above and beyond a normal cost of an OWTS, a full system would be required, otherwise a variance process is the option.

Effluent screens should be a required element for new systems. Talk to Randy and Michael in Mineral for their opinion on it.
Transfer of Title: Minimum criteria for inspections – those are the criteria of what we need to have inspected. We are not asking every system to be up to existing state regs but must comply with the following criteria in section 5. Keep it in and include the fact that this is just a visual inspection with no guarantees for future failures at any time after.

Tara continue putting together educational supplement for limited use tailored to our regs. And continue working with Jack and Michael concerning the letters. We can do this work online through email with board.

4. OWTS Timeline – Discussion of timeline to adopt updated OWTS Reg 43- Tara presented updated timeline with the goal of having adoption final by April 1st. Tara will update a readable copy and send to board.

G. Executive Session: none

H. Director’s Report
   Staffing updates, Mineral County is up to speed. Isaac Grody-Patinkin is the new Prevention Services Coordinator and Amanda Gibbons is coming back as Health Educator; HC has open position with Prevention Services.
   Financial Risk Management audit from the state went well. Good reviews.
   3 site visits. Anne-Marie Braga from OPPI went well. Helped understand Immunization contract hassle and supportive of other needs we have.
   District is now enrolled in VaxCare which allows both counties to order and administer private vaccines; company will do billing of private insurance.
   Next item to work on is to work on billing Medicaid. Recouping some administrative fees from VFC program will help restructure nurse position in HC which has too much on her plate.
   Grant submitted for new computer for Environmental Health and for new radios for EPR.
   Health Screenings at Lake City school yesterday.
   Open House at PH in Mineral went well. Open House in HC will be December 9th.
   Planning retreat for District – January 9-10. Working with OMNI.

I. Board Chairman/Directors’ Reports:
   1. Jim – need to have meetings with subjects other than septic tanks. Need to hear about community health issues.
   2. Erin - none
   3. Scott – Possible candidate for new BOH member from Mineral; define process of reporting of violations and chain of command. Jack and Michael should report to Tara and let Tara bring it to the board. They would be invited to the board as guests to present. Tara needs to look at IGA to make sure this is outlined as such in existing contract with OWTS Staff. Jim pointed out Resolutions and IGA’s are documented in a book. Motions would be captured only in minutes.
   4. Susan - none
   5. Lyn - none

J. Next Meeting – December 4th hearing in Creede. Possibly at 1:00 p.m.; Meeting afterward.

K. Adjournment