

MALEHA Environmental Health Forum
Michigan Nature Center, Okemos, MI
May 16, 2019

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Regina Young, Barry-Eaton
Kevin Green, Calhoun
Scott Smith, DHD #4 TC
Tip MacGuire, Huron Tuscola
Cindy Merritt, Lenawee TC
Jeff Croll, Muskegon TC
Maureen Franklin, Wayne TC

Nick Margaritis, Berrien TC
Suzanne Lieurance, Chippewa TC
Tina Moore, Genesee TC
Rod McNiell, Ingham
Liz Braddock, Mid-MI TC
Claudia Terrell, Oakland TC
Tanya Rule, Western UP TC

Paul Andriacchi, Branch Hillsdale St Joe TC
Mike Snyder, Delta Menominee TC
Jim Henry, Genesee TC
Sara Simmonds, Kent TC
Greg Price, Midland
Steve Demick, St. Clair TC
Pam Reuter, U of M

Guests: (TC = teleconference)

Meghan Swain, MALPH TC
Ian Smith, MDEQ
Jordan Bailey, MDHHS

Orlando Todd, MDHHS
Steve Crider, MDHHS

Tim Slewinski, MDARD
Laura Remus, LARA

1. **Call to Order:** Meeting called to order by Kristen Schweighoefer at 9:35am
2. **Approval of Agenda:** Motion to approve by Matt Bolang, support by Chris Klawuhn. Motion carried.
3. **Approval of April 18, 2019, Minutes:** Add Scott Smith and Don Hayduk, to attendees, and remove Steve Demick. Update the motion to adjourn. Motion to approve as amended by Matt Bolang, support by Tip MacGuire. Motion carried.
4. **Officer & Affiliate Reports**
 - a. **President's Report**

Written report provided via listserv.
 - b. **Treasurer's Report**

Motion by Matt Bolang, support by Tony Drautz to approve the May Treasurer's Report.
Motion carried.

c. **MALPH**—Meghan Swain

Not a lot of movement on EH/PH specific items. Budget has not moved much at this time. Focus has been on gas tax, no fault insurance and other items that are delaying budget moving forward. There is discussion of forming a lead task force, and would report out in March of 2020. It is hoped that the budget will be moving forward this later summer.

d. **MEHA**

Annual strategic planning session will be held next week. Park Place in Traverse City will be the location for the 2020 MEHA AEC. They are hoping to obtain more nominations this year for MEHA annual awards (to be awarded at the AEC).

5. **State Department Reports**

a. **MDHHS**—Orlando Todd

\$885,000 was awarded to LHDs for lab capacity grants. Public Act 616, addition of \$10 million to ELPHS. MDHHS reviewed the language and sent to other agencies for interpretation. It was determined that these funds be spent on essential local public health services. MDHHS will be providing instruction on how funds are to be distributed to LHDs. 2019 funds would be distributed via old calculations. There will be a meeting on May 24, 2019 with the local unit stabilization authority to discuss how funds could be utilized in fiscal year 2019, and instructions will be provided to LHDs as to how funds shall be utilized. These funds will come through Treasury and the local unit stabilization authority and not through e-grants. New funding formulas will be utilized to determine funding for fiscal year 2020. \$6 million of the \$10 million available will be utilized so that no LHDs will lose funding from previous funding received.

www.michigan.gov/marihuana has information and resources available for LHDs for public education regarding recreational marihuana.

Steve Crider--Water lead sampling results will be numerous this year. The first round will be release this summer and second group will be in September 2019. Information and guidance that has been developed thus far will be shared via list serv.

b. **MDARD**—Tim Slawinski

Brief update on recreational marihuana rules—LARA stated that the rules will be similar to medical marihuana rules.

Food Law/Food Code dual licensure will be discussed at the MALEHA Food Committee meeting on Friday, May 17, 2019.

May 31, 2019, the full Food Law/Food Code Workgroup will meet to review information from the smaller workgroup meetings.

New licensing software is currently being implemented. Dairy will be the initial program utilizing and then it will be expanded to other programs. The timeline for implementation with food licenses is not yet finalized. Tim will follow-up on this item.

Tip asked for clarification regarding LHD inspection at fairs. Will MDARD be contacting fair boards to notify them of the change? Tim will follow-up on this item. Regina requested an educational piece be provided that lists the LHDs completing inspections so vendors are aware that licenses are issued via LHDs and not MDARD.

Sara—Requested an update of the dual licensure discussion from Food Law/Food Code Workgroup meeting. Also, will guidance be provided on this item regardless of Food Law changes? Tim stated that this item has to be addressed regardless of Food Law changes. This

guidance will need to be developed in partnership with MDARD and LHDs, and will be created regardless of Food Law amendments.

c. **EGLE—Ian Smith**

A written report of EGLE updates is attached.

Ian Smith—PFAS Update

Reports on quarterly sampling have recently been sent for those supplies that had middle tier results at initial sampling. There were some cases where results increased, but none moved into the > or = 70ppt PFOS + PFOA.

Other sampling events:

- Cyanotoxin sampling will commence next month—will include source water and finished water testing.
- Expanded list of non-community supplies for PFAS sampling—these have been shared with LHDs and sampling was started this week. Camps that are primarily utilized after Memorial Day, have been designated as a priority to sample first to get results prior to being open to the public.
 - Some facilities have refused sampling, if that is the case, Lois will reach out to LHDs for assistance in contacting facilities.
 - If LHDs can make sure emails and contact information for Type 2 facilities are updated in WaterTrack, as it will help with this sampling effort.

Sara—Will there be any support and resources provided to LHDs for the additional time necessary to provide the increased follow-up and support that results from PFAS sampling? As the state expands sampling and capacity around PFAS throughout the state, are there any discussions occurring to provide additional funding to LHDs? Ian will raise this issue at EGLE and Steve will also raise it at MDHHS.

Vern—As additional screening and sampling occurs at the middle tier levels, additional investigation, sampling and education is going to be necessary. Has there been any discussion around planning for this increase in sites and time required to do so? Steve—there has been discussions between agencies (EGLE and MDHHS) to determine the agency responsible for sampling and determining potential health risks. Vern—It takes a significant amount of time and resources for LHDs to respond to public questions and concerns around PFOS/PFOA. This will only increase as the health limits set for PFOS/PFOA are reduced.

Tony—Can these additional sites be added to the long-term monitoring contracts currently issued to LHDs? Steve—MDHHS is looking to continue the sampling and monitoring under MDHHS agency funding to help reduce the burden to LHDs.

The variance in health limits between agencies and various recommendations make it difficult for LHDs to adequately provide clear answers to the public. Greater cohesion between agencies regarding health limits and recommendations is necessary to provide clear guidance and direction to the public (including filtration recommendations aligning with certification of filters for compound removal).

New Maximum Contamination Level Goals (MCLGs) will be released by MDHHS July 1, 2019. The expectation for LHDs around these MCLGs need to be clarified prior to the release date. What are the actions expected? What are the talking points for the public?

Concerns were raised regarding laboratory testing and sampling methods. Is there any training or certification available? How do LHDs determine if results provided are valid? This is an issue

that the state is continuing to work on. Any results over 70ppt can be referred to MDHHS and a follow-up sample will be collected by MDHHS or AECOM to confirm results.

d. **MDHHS—PFAS Foam Update**—Dr. Jordan Bailey

Information and press release on PFAS Foam in Michigan surface waters was released today, and shared via listserv.

PFAS foam on surface water bodies have shown very high levels of PFAS. Given the high levels, accidental ingestion is a significant concern. Dermal contact for children is also a concern for the high levels found. Details of the limits as currently set are provided in the information shared via the listserv. Reports of foam can be made to Mike Jury at EGLE.

e. **LARA**—Laura Remus

DHS/Daycare Licensing and Payment Workgroup interest? Kristen will send another request via listserv to gather names of those interested and follow-up with LARA.

Kristen—An update on mobile home parks would be appreciated.

5. **Committee Reports**

- a. Food—Committee is meeting tomorrow. Food Law Workgroup will be meeting May 31, 2019.
- b. Drinking Water—Committee would like to participate with EGLE to review/discuss drinking water well construction and PFAS.
- c. On-site & Land-use—MPR Workgroup is being formed, there are six representatives from MALEHA. Initial meeting will be June 4, 2019.
- d. Legislative—no update at this time
- e. Technology & Training—Erik Foster has left MDHHS for a position at the CDC. Don will be trying to have him return for presenting at the EH Director's Conference.
- f. PFAS—Meeting was held and request was made from EGLE to review local sanitary codes and well construction. Specific guidance has not been offered from state departments at this point.

6. **Old Business**

- a. Statewide Sewage Code—Initial meeting was held May 2, 2019 to discuss the MALEHA approved core principles document. An updated core principles document was shared via listserv for review. There was general discussion regarding the document. Amended document with slight wording changes ("approve" to "determine failure or non-failure", and "certification of" to "certification for").

Motion from Matt Bolang, and support from Vern Johnson to approve document as amended.

General discussion to clarify the document is core principles only and not a response to legislation proposed. Specific responses will be drafted when legislation is proposed.

Motion carried.

Next steps—committee will meet to draft some specific criteria for framework of code.

- b. DHS/Daycare Licensing and Payment Workgroup—a request will be made via listserv for those interested in participating.
- c. Marijuana Joint Committee with State Partners

Vern—LARA is considering licensing "Social Use Facilities". It can have no other use other than the consumption of cannabis products. Meetings will continue to be held on a quarterly basis. Next meeting is August 9, 2019 at MDARD. Other items discussed:

- CBD products in food products. At this time, CBD is not an approved additive and item should be cited as an adulterated food.
- Marijuana/cannabis products added to food products—currently being considered/discussed.

Kevin—Additional item to discuss: incubator kitchens and production of edibles: what are the rules? Licensing required?

As items arise, questions can be funneled to this committee for discussion with state partners.

7. New Business

8. Items from Board

9. Items from Members

- a. Rod McNeill—spoke Elliot DeGrout from Representative Slotkins office briefly with representative regarding PFAS sampling and added burden to LHDs.
- b. Regina Young—Harmful Algal Bloom Response Plan document draft—can this be revised and final document be shared on the listserv?

10. Future Agenda/Items

Motion by Matt Bolang, support by Chris Westover to adjourn. Motion carried.

Meeting adjourned at 11:58 am

Submitted by:

Adeline Hambley 6/18/19

Approved x-xx-2019

_____, MALEHA Secretary



Michigan Association of Local Environmental Health Administrators MALEHA

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Forum Report May 2019

For May, MALEHA's top three priorities remain the statewide onsite sewage disposal code, cannabis products as they intersects local health department programs and updates to the food law/food code. There are two additional areas I want to cover, including our new meeting location and PFAS foam messaging.

Statewide Onsite Sewage Disposal Workgroup: This joint group between MALPH and MALEHA meet on May 2 and will report out at our May forum meeting. They are reviewing and finalizing the core principles document and will have it for our review and a vote on Thursday.

Cannabis Workgroup: This group, comprised of members of LARA, MDHHS, MALEHA and MDARD met in May and will continue to have quarterly meetings to discuss items and build relationships.

Food Code/Food Law: MDARD will be hosting a large group meeting for the stakeholders on Friday May 31. I'm still waiting for more information on the agenda. I plan to attend.

On Thursday May 9, MDHHS held a PFAS foam phone call. This was to address messaging around foam that is found on surface water lakes and rivers that may or may not contain PFAS. MDHHS will be putting out a press release, reorganizing the information on the MPART website and is recommending that people "avoid all foam". This is a different message than last year's "do not eat the foam". To be clear, the water under the foam is not the problem, but that the foam has been found to concentrate the PFAS.

Finally, we had positive feedback on our new meeting location at the Michigan Nature Association at 2310 Science Parkway. We will continue to meet at this new location at a significantly reduced cost to our organization.

Respectfully Submitted,
Kristen Schweighoefer, May 14, 2019



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Treasurer's Report

May 2019

Starting Checking Balance (as of April 19, 2019)	\$13,223.17
Expenses	
Description	Amount
Coffee	\$41.32
Total Expenses	\$41.32
Revenue	
Description	Amount
None	
Total Revenue	
Current Adjusted Balance Checking Acct (as of May 16, 2019)	\$13,181.85

NOTES

Submitted by:
Chris Westover, 5-16-19

Approved:

Adeline Hambley

From: DeBruyn, Dana (EGLE) <DebruynD@michigan.gov>
Sent: Wednesday, May 22, 2019 7:38 AM
To: Meghan Swain; Jodie Shaver; Adeline Hambley; schweighoferk@washtenaw.org
Cc: Hoeh, Jeremy (EGLE); Gamble, James (EGLE); Dettweiler, Dan (EGLE)
Subject: EGLE Maleha update

Follow Up Flag: Follow up
Flag Status: Flagged

All,
I am not sure how you want to distribute this update, maybe send on the list serve and an addendum to the minutes???
Please cc me.

Sorry if the formatting is bad, I am having to send from my cell.

Dana

May 2019 updates:

- The State-Local Workgroup for the **Onsite Wastewater Program Accreditation MPR review** for Cycle 8 is getting started. A couple June meeting dates scheduled to start the process. Thank you to Matt Bolang, Kevin Green, Mark Hansell, Scott Kendzierski, Joel Kwiatkowski, and Tom Reichard for being a part of the group.
- **Paper Well Record Entry into Wellogic:**
Thirty local health departments responded to our survey about well log entry into Wellogic. Twenty-eight departments expressed interest in entering the logs. LHDs proposed reimbursement varying from \$2 to \$20 per log. A review of our records shows that we paid about \$5 per log for MSU students to do the work in previous years.

It will take the state some time to get the effort woven into the recurring contract. It is our hope to have this done for the next fiscal year. In the meantime, entering the backlog of well records needs to happen quickly to benefit ongoing PFAS investigation efforts, and meet the timeline required by the funding source. Consequently, EGLE will likely contract with the Michigan Geological Survey to begin entering the records in the next few weeks.

- **Laboratory SOC analysis:**

We have heard from at least one LHD that since the state laboratory has changed protocol for pesticide and SOC analysis some samples resulted in being rejected for analysis. There are new bottle requirements. This is just a reminder that the change has taken place. Please contact the lab with any questions or concerns.

- **EPA review of the Drinking Water State Revolving Fund Set-Asides Activities FY18:**

This month EPA Region 5 staff performed their annual review, ensuring activities identified in our annual Intended Use Plan were performed. We were commended on the use of set aside

funds for training activities such as the annual Two Day Noncommunity Conference, the onsite wastewater soils trainings and well construction trainings. Also, Region 5 acknowledges how set aside funding supplements the ITIF funding for our overall IT improvements. They recognize that EGLE IT projects in conjunction with SDWIS Prime availability, is part of our Correct Action Plan. EGLE briefed Region 5 on the progress and workplans related to our three main IT projects:

1. CMDP-Compliance Monitoring Data Portal: AKA: Electronic data flow from labs.
2. Transition to SDWIS Prime. Division staff continue to work with the EPA vendors (ERG and GEC) and DTMB, to prepare for the Public Water Supply transition to the EPA hosted data systems SDWIS Prime and the Compliance Monitoring Data Portal (CMDP).
3. IT Modernization. Drinking Water and Environmental Health Interfacing Applications. The Joint Evaluation Committee is finalizing its contractor selection. The anticipated contract start date has been moved to July 2019, due to needing more time for proposal and vendor evaluation.

In addition, EPA Region 5 recognized the work that is being done at LHDs in the noncommunity, onsite wastewater, and other activities to protect public health.

- **New Videos:** Check out the new MI EnviroMinute on Water Wells on the Michigan EGLE YouTube channel. <https://www.youtube.com/watch?v=MALUGGUX384&feature=youtu.be>
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- **The NCWS Program** is initiating some changes in practice to allow for better adherence to federal reporting requirements under the Lead and Copper Rule (LCR). Within a week, LHDs will receive email guidance for issuing and reporting monitoring violations specifically for failure to collect LC samples between June and September (applies to systems on annual or 3-year monitoring). There will be a separate form for reporting these monitoring violations, because WaterTrack cannot accommodate this action. (SDWIS-State allows us to proceed with gathering and reporting these violations and associated follow-up actions.)

Later this spring, further information and guidance will be distributed to LHDs regarding issuance and reporting of several other LCR violation types related to public education, source water sampling, Water Quality Parameter sampling, and progress toward addressing corrosion issues.

- **EGLE forms and webpage update:** We are in the process of removing DEQ and DWMAD from forms and information previously identified as “critical” and time sensitive. When completed, revised forms will be published to our website and/or printed when necessary. After this first round is complete, additional work will continue to not only update to EGLE, but also our Division name to Drinking Water and Environmental Health.