

AGENDA
Tompkins County Board of Health
Rice Conference Room
Tuesday, March 22, 2022
12:00 Noon
Via Zoom

Live Stream at Tompkins County YouTube Channel:

<https://www.youtube.com/channel/UCkpJNVbpLLbEbhoDbTIEgSQ>

- 12:00** I. Call to Order
- 12:01** II. Privilege of the Floor – Anyone may address the Board of Health (max. 3 mins.)
- 12:04** III. Approval of December 7, 2021, January 25, 2022 and February 22, 2022 Minutes (2 mins.)
- 12:06** IV. Financial Summary (9 mins.)
- 12:15** V. Reports (15 mins.)
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|-------------------------------|----------------------------------|
| Administration | Children with Special Care Needs |
| Health Promotion Program | County Attorney’s Report |
| Medical Director’s Report | Environmental Health |
| Division for Community Health | CSB Report |
- 12:30** VI. New Business
- 12:30** **Environmental Health** (25 mins)
Enforcement Actions:
1. Resolution #EH-ENF-22-0002 – Thai Basil, C-Ithaca, Violations Subpart 14-1 of New York State Sanitary Code (Food) (5 mins.)
 2. Resolution #EH-ENF-22-0003 -Super 8 Motel, C-Ithaca, Violations of Subpart 14-1 of the New York State Sanitary Code (Temp. Residence) (5 mins)
 3. Resolution #EH-ENF-22-0004 – Best Western University Inn, T- Ithaca, Violations of Subpart 14-1 of the New York State Sanitary Code (Temp. Residence) (5 mins.)
 4. Resolution #EH-ENF-22-0005 – C&C/Chucks, C-Ithaca, Violation of Article 13-F of New York State Public Health Law for Underage Sale of Tobacco Products (ATUPA) (5 mins.)
 5. Resolution #EH-ENF-22-0006 – Smiley’s Food Mart, T-Newfield, Violation of Article 13-F of New York State Public Health Law for Underage Sale of Tobacco Products (ATUPA) (5 mins.)

12:55 **Administration (5 mins)**
Administrative Action:

1. Merger Update

1:00 **Adjournment**

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MINUTES
Tompkins County Board of Health
December 7, 2021
12:00 Noon
Virtual Meeting via Zoom and In-Person for Members

Present: Christina Moylan, Ph.D., President; Melissa Dhundale, MD; Edward Koppel, MD; Susan Merkel; and Samara Touchton;

Staff: Brenda Grinnell-Crosby, Public Health Administrator; Liz Cameron, Director of Environmental Health; Samantha Hillson, Director of Health Promotion Program; Deb Thomas, Director of Children with Special Care Needs; Jonathan Wood, County Attorney; Claire Espey, Director of Community Health; Frank Kruppa, Public Health Director; Harmony Ayers-Friedlander and Karan Palazzo, LGU Administrative Assistant

Excused: David Evelyn, MD; Shawna Black; and Ravinder Kingra

Guests: William Troy, County Attorney

Call to Order: Dr. Moylan called the regular meeting of the Board of Health (BOH) to order at 12:00 p.m.

Privilege of the Floor: No one was present.

Approval of October 26, 2021 Minutes: Dr. Dhundale moved to approve the October 26, 2021 minutes as written, seconded by Dr. Koppel. All others in attendance voted to approve with one abstention.

Mr. Kruppa announced that Mr. William Troy was appointed as the new County Attorney. Current County Attorney, Mr. Johnathan Wood will retire the end of 2021. Mr. Troy has served as the county's deputy attorney for several years and will serve as the attorney for the BOH.

The BOH members and staff in attendance, welcomed and introduced themselves to Mr. Troy.

Financial Summary: Ms. Grinnell Crosby referred to the October 2021 financial summary report included in the packet. She said they continue to juggle all COVID related expenses including sampling costs; the modified ELC School Grant was submitted which will pay BOCES for COVID testing at the schools; and they anticipate approval on a public health fellow grant to hire six undergraduate level fellows, one graduate fellow and a coordinator for two years.

Administration Report: Mr. Kruppa shared a few kind words and thoughts on retiring County Attorney, Johnathan Wood. Mr. Kruppa said that he is thankful and appreciative for Mr. Wood's help and guidance through some challenging situations and enjoyed his monthly reports. He thanked him for his many years of service and will miss his presence.

VACCINE: Mr. Kruppa reported that twenty-three-hundred, five to eleven year old's have been successfully fully vaccinated with two doses at vaccine clinics; current county numbers for first doses are at 47% and second doses are at 36% with the state average for first dose at 20%. TCHD is working to get numbers to 70 - 80% for children in that age group. They are working with some school districts for first dose clinics in the next week and beginning in January 2022 offering to the rest of the school

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districts. A large-scale booster clinic is scheduled for this Saturday for 1,000 appointments. A press release will go out today with registration links. Mr. Kruppa hopes the booster clinic will help with the scarcity of appointments in the county and notes that surrounding counties have available appointments. The staff will take a two-week hiatus during the holiday season to re-group while the students are not in school and will restart in January.

Budget: Mr. Kruppa reported that the county budget was fully approved by the legislature with all included OTRs fully funded for 2022. Implementation of the OTRs will begin January 1, 2022.

Health Promotion Program Report: Ms. Hillson reported that the NYS grant funded Healthy Neighborhoods Program (HNP) was extended for 5 years, starting in April 2022, which will allow more home visits and the purchase of more home safety products. They anticipate hiring a budget approved health educator, who will work part-time in the HNP program and part-time in the advancement of tobacco-free communities grant.

Strategic Plan: Ms. Hillson reported that the strategic plan is underway. The Cross Functional Team submitted a Request for Proposals (RFP) to hire a branding development consultant to assist in the creation of a new logo and name for the integrated mental and public health departments. All proposals are due the end of the week.

Medical Director's Report and Discussion: Dr. Klepack referred to his report included in the packet and added that since his report was submitted, there has been a rise in cases. Causation factors may include such factors as crowding and moving indoors.

Dr. Klepack discussed an announcement in New York City of two supervised injection (consumption) facilities for the prevention of opioid overdose, for the provision of harm reduction and for the ability to establish long-term relationships with individuals who have substance use disorder, to help move them into treatment when they desire it. The facilities will be able to provide and identify those who need various types of social services. The global data has been positive regarding these types of facilities.

Dr. Klepack discussed Tetrahydrocannabinol (THC) which the NYS legislature has legalized for recreational use in the last legislative session creating the Cannabis Control Board which has become constituted by the governor. Rules and regulations have been put out regarding hemp cannabinoids which is different from THC but seeks to achieve safety and uniformity in the production and marketing of these products. THC regulations and rules will follow. Of note is that municipalities, villages and cities must decide by December 31st to opt-in or opt-out of retail sales and consumption locations. If they initially choose to opt-out, they can opt-in later, but if they decide to initially opt-in, they can't choose to opt-out later.

Dr. Klepack discussed the new Omicron variant and encouraged all **not** to panic. Data is being collected and studied and much is preliminary. He urged all to continue wearing masks, social distancing and hand washing hygiene, staying home if you are sick and testing if you think you have an exposure or symptomatic. Dr. Klepack reported that there has been no Omicron variant detected within our region as of the end of last week. He noted that regardless of the variant, it does not have an impact on the treatment. Dr. Klepack noted that hospitalizations remain low in Tompkins County likely due to the high level of vaccination in the County.

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Dr. Klepack discussed the data on the high levels of influenza in Tompkins County and concluded that the vast majority of state reported cases are a subset of all influenza cases and that our numbers were particularly high due to clusters in higher education. He encourages all to get the influenza vaccination.

Dr. Dhundale asked about indoor mask mandates. Dr. Klepack replied that the TCHD has not changed advice on mask wearing indoors. Mr. Kruppa added that Tompkins County has the authority to mandate, but the county's current situation does not reflect the need to be more restrictive. He said that increased public messaging will get out about mask wearing, vaccinations, gatherings and protecting the most vulnerable. He noted that revised/different language will be used about COVID symptoms.

Dr. Koppel asked about other diseases such as Lyme disease, and other tick-borne diseases such as anaplasmosis etc.. Dr. Klepack referred to the section of his report on the diseases anaplasmosis and babesiosis. Those ticks that are infected with a pathogen are most frequently infected with Lyme, anaplasmosis, or babesiosis in that order. The period between tick bite and the tick infecting you varies and can be short in the case of anaplasmosis. It is important for the public to check for ticks daily, and consider wearing tick repellent when out and take other precautions recommended on our website.

Division for Community Health (DCH) Report: Ms. Espey referred to her report included in the packet and had nothing to add. She reported that cases are fluctuating around 40 to 80 cases a day with a high of 100 over this past weekend; the total number of people currently in isolation is 340 which is mostly from gatherings and local travel over the holidays; household and higher education (Cornell University and Ithaca College) exposures have increased; additional staffing is from both NYS Department of Health's Virtual Call Center and Tompkins County employees.

Ms. Espey reported that TCHD is working with leaders in the community and how to act, which enables a quicker response time and act preemptively on a positive result, even before the health department can reach them. She asked that people who are experiencing symptoms of COVID or if they're exposed to get tested with a PCR test. If one is symptomatic, stay home and away from others in the household as they wait for their results. Ms. Espey said that home tests should be followed up with a PCR test. TCHD can assist in getting appointments for those with positive home test results. Cases with a known exposure, symptomatic and more than 48 hours since testing positive allows TCHD to begin the investigation sooner.

Ms. Espey reported that Mom's Plus is taking clients; posting soon for a community health nurse as one will retire the end of the year; the WIC program is steadily increasing with clientele and enrollment; DCH will be working on the 2023 RFA five-year proposal for two months.

Children with Special Care Needs Report: Ms. Thomas had nothing to add to her written report.

County Attorney's Report: Mr. Wood had nothing to report. With this being Mr. Wood's last meeting, he said that it has been a pleasure to be involved and thanked the members for this opportunity Dr. Moylan thanked Mr. Wood for all his support he has provided the BOH and TCHD over the years and welcomed Mr. Troy. Mr. Troy added to the discussion on cannabis that municipalities automatically opt-in if they do nothing, it's only if they want to opt-out and there are two parts (selling or consuming on site.)

Environmental Health Report: Ms. Cameron had nothing to add to her written report.

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Community Mental Health Services Board (CSB) Report: Mr. Kruppa reported that the CSB meeting discussed pay increases to \$15 for some occupations supported by the state. CSB member, Ms. Ellice Switzer who works in that field at Cornell gave a presentation on the subject and the minor impact it will have in Tompkins County as most doing that work already make those wages. Other surrounding counties will benefit. The CSB discussed vacancies on the board and subcommittees as they begin recruiting and will again utilize recruitment strategies with Ms. Hillson.

Resolution #EH-ENF-21-0017 – Casablanca Pizzeria, C- Ithaca, Violations of Subpart 14-1 of the New York State Sanitary Code (Food) (5 mins.) Dr. Koppel moved to accept the resolutions as written; seconded by Dr. Dhundale.

Ms. Cameron explained that this is a case of food being out of temperature in a prep cooler. EH proposes a fine of \$200. She noted that is a new owner as of August 4th, 2020 and not 2021 as noted in the case summary.

The vote to approve the resolution as written was unanimous.

Resolution #EH-ENF-21-0018 – AGAVA, T-Ithaca, Violations Subpart 14-1 of New York State Sanitary Code (Food) (5 mins.) Dr. Koppel moved to accept the resolutions as written; seconded by Ms. Merkel.

No discussion.

The vote to approve the resolution as written was unanimous.

Resolution #EH-ENF-21-0019 – Ithaca Bakery, V-Lansing, Violations of BOH Orders #EH-ENF-10-001 Subpart 14-1 of the New York State Sanitary Code (Food) (5 mins.) Ms. Touchton moved to accept the resolutions as written; seconded by Ms. Merkel.

Ms. Cameron explained that this violation used the penalty calculation method brought to the board in 2020. EH proposes a \$200 penalty taking into consideration of the risk factors of the violation and any previous enforcement actions due to critical violations. Credits or reductions in the proposed penalty was based on how many inspections were had since the last enforcement action that did not have critical violations. Ithaca Bakery had two inspections in 2019 without critical violations and one in 2021.

The vote to approve the resolution as written was unanimous.

Administration: Mr. Kruppa reported that BOH members Dr. Koppel and Ms. Merkel terms will end December 31st of this year. Both members are eligible and interested in reappointment. Mr. Kruppa proposed to the BOH to make a recommendation for the legislature to reappoint Dr. Koppel. Dr. Dhundale moved to recommend reappointment of Dr. Koppel for the legislature; seconded by Ms. Merkel.

All members were in favor of the proposal to recommend Dr. Koppel for reappointment.

Mr. Kruppa proposed to the BOH to make a recommendation for the legislature to reappoint Ms. Merkel. Ms. Touchton moved to recommend reappointment of Ms. Merkel for the legislature; seconded by Dr. Koppel.

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All members were in favor of the proposal to recommend Ms. Koppel for reappointment.

The next meeting is Tuesday, January 25th, 2022 @ Noon.

Adjournment: Adjourned at 12: 53 p.m.

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MINUTES
Tompkins County Board of Health
January 25, 2022
12:00 Noon
Virtual Meeting via Zoom

Present: Christina Moylan, Ph.D., President; Melissa Dhundale, MD; Edward Koppel, MD; Susan Merkel; and Samara Touchton; Shawna Black; and Ravinder Kingra

Staff: Brenda Grinnell-Crosby, Public Health Administrator; Liz Cameron, Director of Environmental Health; Samantha Hillson, Director of Health Promotion Program; Deb Thomas, Director of Children with Special Care Needs; Claire Espey, Director of Community Health; Frank Kruppa, Public Health Director; Harmony Ayers-Friedlander and Karan Palazzo, LGU Administrative Assistant

Excused: David Evelyn, MD; William Troy, County Attorney

Guests:

Call to Order: Dr. Moylan called the regular meeting of the Board of Health (BOH) to order at 12:00 p.m.

Privilege of the Floor: No one was present.

Approval of December 7, 2021 Minutes: The December 7, 2021 could not be approved as a quorum was not met.

Financial Summary: Ms. Grinnell Crosby referred to the December 2022 financial summary report included in the packet. She said they continue to juggle and balance out all COVID related expenses with potential reimbursements which will continue through the end of the year. The medical examiner program may exceed budget due to additional bills coming in; fourth quarter claims are held up due to a new payroll system, lack of payroll reports and the splitting of payrolls to post; the administration staff are busy with year-end closing and working on required grant and financial documents. Ms. Grinnell Crosby will provide an update shortly of where public health stands at the end of 2021, but a lot depends on the transfers and adjustments.

Administration Report:

COVID: Mr. Kruppa reported that contact tracing operations have been suspended and case investigations were scaled back and turned over to NYS for follow-up on positive cases. TCHD is shifting resources to be more effective in vaccines and education.

VACCINE: Mr. Kruppa reported that the booster clinics have vaccinated over 3,000 people since December. On-site vaccination clinics are being set up for children 5-11 year old in all school districts and will finish up second dose clinics into February. He shared that 50% of 5-11 year old's in Tompkins County have received a second dose with the state average at 22%. With fewer children being seen and the demand being met, Saturday clinics will wind down after this coming Saturday. TCHD is moving to a new website platform as we reorganize and improve upon COVID related information and updates. Test kits will be

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handed out to local food banks, some municipalities and libraries but schools will receive directly from the state.

Mr. Kruppa reported that a Nassau County judge struck down the governor's mask mandate for school children. An appeal has been filed by NYS and NYSED has sent a notice to all school districts that they must continue to implement the mask mandate while the court process continues to unfold. TCSD will continue the mask requirement as they have been directed.

Ms. Merkel asked about college students getting boosters. Mr. Kruppa said college students can get boosters either here or their permanent residences.

Merger Update: Mr. Kruppa reported that there have been promotions, new hires and recruitment in the reorganization and restructuring of the departments. In conversations with county administration discussing the chart of accounts, meetings have been scheduled with finance and the county attorney as plans need to be set for the 2023 budget and must be in place no later than May or June of this year.

The bylaws and county charter are under review for both the Board of Health and the Community Services Board.

The cross-functional team (CFT), responsible for a new identity and logo put out an RFP to get professional support from branding consultants. The CFT reviewed applications, consulted with senior leadership, and interviews are scheduled with the top four finalists in the next few weeks. The BOH, the CSB and the legislature will be engaged to participate, but ultimately the legislature will have the final say in the new name of the department as established in the charter.

Health Promotion Program Report: Ms. Hillson reported that the health educator position was closed but plans to reopen to attract more applicants; the position for the community health worker initiative will be posted shortly; she thanked the health and environmental health department teams for work on the website migration. The content transfer should be complete in the next few weeks to go live on the new platform.

Medical Director's Report and Discussion: Dr. Klepack discussed expectations for 2022:

- Other variants will arise
- Fewer case reports and less data in New York State - home tests will play a factor
- No change in breakdown of people being admitted with respect to vaccine status
- Unvaccinated are at higher risk for severe disease
- Vaccinating will continue to be an extremely important protective against infection in general
- Fundamentals will continue to include appropriate masking, prudence regarding gatherings, social distancing, travel and hand hygiene

Dr. Klepack will address the future point of transitioning from being a pandemic to an endemic illness of relatively lesser importance in his next bulletin. Getting to an endemic level is going to require global progress in vaccination and with treatments. We need treatments that will be useful in situations where one is exposed to prevent illness and to prevent serious disease.

Dr. Klepack emphasized that the five-day isolation rule only applies to healthy individuals at relatively low risk and does not apply to the immune-compromised individuals and those who have had very severe disease. TCHD continues to look at those discharged from the hospital to determine whether they need a longer isolation and review those who must often interact with their healthcare practitioners.

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Vaccine: Dr. Klepack reported that Pfizer is working on an Omicron specific vaccine. It is uncertain if it will play a significant role.

Tetrahydrocannabinol (THC)/Adult Use Cannabis: Dr. Klepack shared that the Office of Cannabis Management (OCM) and the Cannabis Control Board are conducting webinars to inform the public about the ins-and-outs of the cannabis law. Covered topics include measures to regulate the cannabis industry including protecting the health, and safety of the public. The law also attempts to foster social and economic justice to mitigate the harms of the decades-long prohibition of cannabis. Dr. Klepack recently met with OCM not in his role as Medical Director but as a family physician. He was pleased with the expertise of staff and their interest in a public education campaign. The marketing of THC raises concerns regarding the potential for overdoses, traffic issues and other problems such as children accidentally ingesting THC edible products. The rules and regulations are expected to take 18-24 months to be created and put into effect. There is still time to comment and weigh in on issues.

Regarding Kid enticing packaging – Dr. Klepack responded that it is not legal to market THC at this time. It is legal to market Hemp/CBD at this time. New regulations regarding hemp/CBD have been created and the enticing packaging and labeling should stop.

THC content limits – Dr. Klepack responded that new regulations limit the THC content to no more than .3 % in CDB products.

Questions:

Retail selling of stickers with free gifts of THC - Ms. Cameron responded that there was a report of stores selling a sticker and providing marijuana along with the sticker. NYS had reported earlier that was determined to be illegal. Mr. Kruppa added that both The Voice and Ithaca Journal had articles of lake event tickets being sold with a sampling inside; they weren't selling the product but selling the event which was their way of working around directly selling it.

Division for Community Health (DCH) Report: Ms. Espey reported that COVID dominated much of the department's time and resources in November and December. There was much needed and appreciated support from several other divisions within the health department as the phase winds down this month. DCH is working with the state as we address our case investigations and support people needing to safely isolate or quarantine. DCH is working more on quality control, messaging, fielding questions, inquiries from the public and developing an approach to engage stakeholders that are managing or operating in higher risk setting.

There is open position for a community health nurse to focus on communicable disease work.

Children with Special Care Needs Report: Ms. Thomas reported that there is a shortage of speech therapist in Tompkins County. There are more than 50 children on a waitlist for speech therapy and has reached out to agencies and the state. It seems to be a nationwide problem.

County Attorney's Report: NA

Environmental Health Report: Ms. Cameron had nothing to add to her written report.

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Community Mental Health Services Board (CSB) Report: Ms. Ayers-Friedlander reported that Ms. Maria Morog was appointed chairperson of the CSB. They discussed how to improve the election process for subcommittees; and discussed 2022 agenda topics.

Resolution #EH-ENF-21-0015 – Gaggle Company Inc., T-Ithaca, Violation of Article VI of the Tompkins County Sanitary Code: Dr. Dhundale moved to accept the resolutions as written; seconded by Mr. Kingra.

Ms. Cameron explained that this is a case that went to administrative hearing. The hearing officer found that the sewage system was installed without a permit and crossed property lines. EH proposes a fine of \$500.

No discussion

The vote to approve the resolution as written was unanimous.

Resolution #EH-ENF-21-0020 – Cactus Head, C-, Throughout Tompkins County, Violations of Subpart 14-1 of the New York State Sanitary Code: Ms. Black moved to accept the resolutions as written; seconded by Ms. Touchton.

Ms. Cameron explained that this is a case where milk and dairy products were out of temperature during two inspections. EH proposes a penalty of \$200.

No discussion.

The vote to approve the resolution as written was unanimous.

Resolution #EH-ENF-21-0021 – Macro Mamas, Throughout Tompkins County, Violations Subpart 14-1 of New York State Sanitary Code: Dr. Dhundale moved to accept the resolutions as written; seconded by Ms. Black.

Ms. Cameron explained that this is a case where hot foods were out of temperature.

No discussion.

The vote to approve the resolution as written was unanimous.

Resolution #EH-ENF-21-0022 – Old Mexico, C-Ithaca, Violations of BOH Orders #EH-ENF-21-0006 and Subpart 14-1 of the New York State Sanitary Code: Ms. Black moved to accept the resolutions as written; seconded by Dr. Dhundale.

Ms. Cameron explained that this facility had a previous case previously brought before the Board for malfunctioning equipment which was fixed. Currently a malfunctioning food preparation cooler has resulted in food out of temperature causing a higher fine. EH proposes a penalty of \$800.

No discussion.

The vote to approve the resolution as written was unanimous.

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Resolution #EH-ENF-22-0001 – Taste of Thai Express, C-Ithaca, Violations of BOH Orders #EH-ENF-19-0024 and Subpart 14-1 of the New York State Sanitary Code: Ms. Black moved to accept the resolutions as written; seconded by Ms. Touchton.

Ms. Cameron explained that Taste of Thai Express has been brought to the Board multiple times. There have been consultations in addition to education during inspections. Taste of Thai Express has recently requested another consultation. Interpretations services are offered by staff to address any communication issues.

Discussion of communication issues. Ms. Cameron explained that EH addresses communication issues by providing materials in various languages and providing interpretive services if needed. She does not believe it is a communication issue with Taste of Thai Express.

The vote to approve the resolution as written was unanimous.

Administration: Mr. Kruppa recommended reappointment of Dr. Klepack as Medical Director of the Tompkins County Health Department to the Board for another two years. Dr. Dhundale moved to reappointment of Dr. Klepack; seconded by Mr. Kingra.

All members were in favor to reappoint Dr. Klepack for another two years as Medical Director of the Tompkins County Health Department.

BOH bylaw discussion: Dr. Moylan opened a discussion to recruit interested members to work on the process, language and adjustments needed on both BOH and CSB bylaws as they work in conjunction with the CSB. Ms. Merkel volunteered. Others that might be interested, please contact Dr. Moylan.

The next meeting is Tuesday, February 22nd, 2022 @ Noon.

Adjournment: Adjourned at 1:03 p.m.

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MINUTES
Tompkins County Board of Health
February 22, 2022
12:00 Noon
Virtual Meeting via Zoom

Present: Christina Moylan, Ph.D., President; Edward Koppel, MD; Susan Merkel; and Ravinder Kingra

Staff: Brenda Grinnell-Crosby, Public Health Administrator; Samantha Hillson, Director of Health Promotion Program; Deb Thomas, Director of Children with Special Care Needs; William Klepack, MD, Medical Director; Claire Espey, Director of Community Health; Harmony Ayers-Friedlander and Skip Parr, Environmental Health.

Excused: Melissa Dhundale, MD; Shawna Black; Samara Touchton; Frank Kruppa, Public Health Director; David Evelyn, MD; Liz Cameron, Director of Environmental Health; William Troy, County Attorney and Karan Palazzo, LGU Administrative Assistant

Guests:

Call to Order: Dr. Moylan called the regular meeting of the Board of Health (BOH) to order at 12:00 p.m.

Privilege of the Floor: No one was present.

Approval of December 7, 2021 and January 25, 2022 Minutes: A quorum was not met as approval is need from the legislature of two members.

Financial Summary: Ms. Grinnell Crosby reported that a financial report was not included in the packet this month as the fourth quarter state aid claim was revised to include the imminent threat (when the associated lines exceed the projected expenditures, and there is a declared imminent threat, we become eligible for 50% reimbursement on those expenditures versus 36%). The department continues to work on a variety of COVID related grants to balance out books from 2021 and 2022. The 2021 closing report should be available next month.

Administration Report: Mr. Kruppa was not present.

Health Promotion Program Report: Ms. Hillson had nothing to add to her written report included in the packet. She reported that interviews for the health educator position (a combination position between healthy neighborhoods and tobacco-free communities grant programs) start today.

Strategic Plan Update: Ms. Hillson and Mr. Kruppa updated the BOH Chair, Dr. Moylan and CSB, Chair Dr. Morog on the strategic plan.

The Integration Team interviewed branding agencies to assist with the development of a new logo and name for the combined mental and public health departments that reflects the new identity. A vendor was selected from four finalists and after finalizing a contract, the name of the branding agency will be announced publicly. There was a discussion of engagement and involvement in the process with both Board chairs. The process will take three to five months and anticipates starting in March 2022.

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The Services Team focuses on the internal understanding of services and programs across the organization to better communicate to the larger public and update staff directory. Ms. Espey will update.

Dr. Moylan added that Mr. Kruppa emailed a summary integration update to all board members. She asked that those with any concerns in the process to please contact her via email.

Medical Director's Report and Discussion: Dr. Klepack shared his screen of current COVID data for Tompkins County:

- Hospitalizations are in the single digits
- Mandatory boosters for healthcare workers
- Seven-day average trend of new positive cases is down
- Community transmission is above 200
- Less than 2% positive tests
- Seasonal influenza is on a downtick
- Boosters enhance the diversity and also create a broader spectrum of antibodies
- NYS data shows only the omicron variant circulating
- Reinfections tend to be less common if one is fully vaccinated
- COVID-19 is still a pandemic not yet endemic
- TCHD advises one to continue to mask in, public spaces, inside businesses if one's risk makes it advisable to do so even though NYS has removed the public mask mandate.

Tetrahydrocannabinol (THC)/Adult Use Cannabis: Dr. Klepack shared that the Office of Cannabis Management (OCM) continues to staff itself and recruit. Rules and regulations are expected to be available in the spring to inform growers and producers of cannabis how to submit applications. Rules and regulations for retail sales and consumption may take up to 12-18 months with a 60-day comment period that will follow.

Dr. Klepack referred to a previous discussion of "THC sticker sales". Selling stickers which lead to a gift of THC at the register is illegal. Cease and desist orders have been issued to businesses involved in this type of activity.

OCM must consider how to deal with retail sales at festivals by caterers and regarding edibles at restaurants. What other products can be sold at retail and consumption locations will also need to be addressed.

Ms. Merkel referred to Dr. Klepack's report regarding the increase of Opioid deaths. She asked about the status of the creation of consumption facilities in NYS. Dr. Klepack responded that a consumption facility in Ithaca is not likely in the near future, but that two are underway in NYC.

Dr. Koppel asked about criteria for removing mandates in the county. Dr. Klepack stated that he believes that Frank Kruppa, Public Health Director, has said he would consider removing mandates based on the seven-day new positive case total should it fall to a low enough level.

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Division for Community Health (DCH) Report: Ms. Espey reported that COVID cases have slowed down. All case investigations were transitioned to the NYSHD virtual call center on January 28th. Tompkins County's temporary COVID response team has phased out and the remaining staff will work to monitor quality, and provide support and oversight to NYSHD as needed. Public Health fellows, Shuai Yuan and Dorota Kossowska will support the division approach shifting our focus to higher risk congregate settings and support organizations and companies when needed. They will also support the TCHD in building a new public health workforce inclusive of a mentorship component.

Ms. Espey referred to her report included in the packet on the updates of the non-COVID-related services. She congratulated the team on the WIC RFP application submitted but the funding agency is requiring all applicants to resubmit.

Dr. Moylan asked a question regarding non-COVID-related public health issues, state advisories and social determinants of health. Ms. Espey responded that NYSHD issued an advisory regarding the increasing rates of primary and secondary congenital syphilis statewide but there are no cases at this time in Tompkins County. She said they will integrate with provider offices to ensure support is available for preventable diseases.

Dr. Klepack added that most of syphilis cases reported by NYSHD was not for upstate NY. The rates over the last three to four years in Tompkins County are not remarkable but it is an opportunity for case review. He will include the data in his practitioner bulletin to prompt people to remain sensitive to it moving forward. There are focus groups of facilities and practitioners around the county who focus on syphilis and STDs when upticks arise. An anonymous app is used and are unable to trace cases.

Ms. Hillson added that there is a coalition to address STDs and will follow up with the public health nurses who coordinate the meetings because the meetings may not have been scheduled during COVID.

Dr. Koppel asked about the demographics of syphilis cases. Dr. Klepack responded that the demographics covers a broad range of ages which includes higher education aged individuals and 40-50 year old. Ms. Hillson will provide updated data of demographics for the next meeting.

Ms. Espey will follow up on the lime disease data.

Children with Special Care Needs Report: Ms. Thomas reported two more therapists are in the process of applying to the state to help with the shortage of speech therapists in Tompkins County, but there remains 30 plus children on the waitlist. Advocacy work is going on from the Children's Agenda Group and Common Ground out of Rochester at the state level.

County Attorney's Report: NA

Environmental Health Report: Ms. Cameron was not present, but Mr. Parr was available to answer questions.

Dr. Moylan asked about the status of the Grassroots Festival. Mr. Parr said they are waiting for updated maps. So far, Grassroots has generally met, all the dealines outlined in the BOH Order.

DRAFT

Community Mental Health Services Board (CSB) Report: Ms. Ayers-Friedlander reported:

- CSB continues work on the bylaws and looking at merger activities
- CSB's March agenda includes community provider representation and family members speaking on fentanyl-laced drugs and overdoses in the community
- In the next few weeks, a decision will be made on the specialized onsite pharmacy to serve the mental health needs of the TCMH clinic and PROS clients

The next meeting is Tuesday, March 22nd, 2022 @ Noon.

Adjournment: Adjourned at 1:00 p.m.

Board of Health
March 22, 2022
Financial Report

2021 / 13th Period

Final expenses and revenue for 20202 have been submitted. Grant claims for the period ending 12/31 and 4th quarter state aid claim have been completed and are posted. There is \$3M+ in sampling costs not reimbursed as of 2/28. Public Health and Finance are reviewing reports and will be doing clean up where needed for pandemic related expenses.

Board of Health
March 22, 2022
Financial Report

February 2022 / Month 2

COVID sampling costs (\$430,800) not budgeted inflate expenditures in functional unit 4010. The County is seeking FEMA reimbursement on these expenses. Of additional note, fringe has not been charged as of 2/28/22. As stated above, work will continue with County Administration and County Finance to adjust the books for pandemic-related expenses.

Tompkins County Financial Report for Public Health

Percentage of Year 100.00%

	Expenditures			Revenues			Local Share		
	Budget	Paid YTD	%	Budget	YTD	%	Budget	TD	%
4010 PH ADMINISTRATION	2,742,286	5,687,512	207.40%	304,674	132,472	43.48%	2,437,612	5,555,039	228.19%
4011 EMERGING LEADERS IN PH	48,986	43,197	88.18%	48,986	0	0.00%		43,197	
4012 WOMEN, INFANTS & CHILDREN	526,561	511,719	97.18%	526,561	513,150	97.45%		-1,431	
4013 OCCUPATIONAL HLTH.& SFTY.	98,435	96,283	97.81%	0	0	0.00%	98,435	96,283	97.81%
4015 VITAL RECORDS	77,825	72,726	93.45%	108,000	122,589	113.51%	-30,175	-49,863	165.25%
4016 COMMUNITY HEALTH	1,780,492	2,116,547	118.87%	651,101	740,767	113.77%	1,129,391	1,375,780	121.90%
4018 HEALTHY NEIGHBORHOOD PROG	173,713	129,873	74.76%	173,713	41,823	24.08%		88,050	
4047 PLNG. & COORD. OF C.S.N.	1,404,966	1,478,120	105.21%	396,690	446,950	112.67%	1,008,276	1,031,169	102.27%
4090 ENVIRONMENTAL HEALTH	1,761,219	1,748,375	99.27%	597,013	528,197	88.47%	1,164,206	1,220,178	104.81%
4095 PUBLIC HEALTH STATE AID	0	0	0.00%	1,235,837	1,327,797	107.44%	-1,235,837	-1,327,797	107.44%
Total Non-Mandate	8,614,482	11,884,352	137.96%	4,042,574	3,853,746	95.33%	4,571,908	8,030,607	175.65%
2960 PRESCHOOL SPECIAL EDUCATI	5,860,000	4,541,855	77.51%	3,823,000	2,496,387	65.30%	2,037,000	2,045,468	100.42%
4017 MEDICAL EXAMINER PROGRAM	288,226	304,324	105.59%	0	3,042	0.00%	288,226	301,282	104.53%
4054 EARLY INTERV (BIRTH-3)	653,000	330,466	50.61%	319,970	108,383	33.87%	333,030	222,082	66.69%
Total Mandate	6,801,226	5,176,644	76.11%	4,142,970	2,607,812	62.95%	2,658,256	2,568,832	96.64%
Total Public Health	15,415,708	17,060,997	110.67%	8,185,544	6,461,558	78.94%	7,230,164	0,599,439	146.60%

BALANCES (Includes Encumbrances)

	Available Budget	Revenues Needed		Available Budget	Revenues Needed
NON-MANDATE			MANDATE		
4010 Administration	-2,952,630	172,202	2960 Preschool	1,318,145	1,326,613
4012 WIC	14,842	13,411	4054 Early Intervention	322,534	211,587
4013 Health & Safety	2,152	0	4017 Medical Examiner	-16,098	-3,042
4014 Medical Examiner	0	0		<u>1,624,582</u>	<u>1,535,158</u>
4015 Vitals	5,099	-14,589			
4016 Community Health	-337,037	-89,666			
4018 Healthy Neighborhood	43,840	131,890			
4047 CSCN	-73,153	-50,260			
4048 PHCP	0	0			
4090 Environmental Health	12,844	68,816			
4095 State Aid	0	-91,960			
	<u>-3,284,043</u>	<u>139,843</u>			

Total Public Health Balances	
Available Budget	Revenues Needed
<u>-1,659,461</u>	<u>1,675,001</u>

Tompkins County Financial Report for Public Health

Percentage of Year 16.67%

	Expenditures			Revenues			Local Share		
	Budget	Paid YTD	%	Budget	YTD	%	Budget	TD	%
4010 PH ADMINISTRATION	2,321,440	556,906	23.99%	886,062	20	0.00%	1,435,378	556,886	40.83%
4011 EMERGING LEADERS IN PH	0	788	0.00%	0	0	0.00%		788	
4012 WOMEN, INFANTS & CHILDREN	508,520	40,515	7.97%	508,520	0	0.00%		40,515	
4013 OCCUPATIONAL HLTH.& SFTY.	100,376	8,136	8.11%	0	0	0.00%	100,376	8,136	8.11%
4015 VITAL RECORDS	78,674	6,411	8.15%	108,000	11,557	10.70%	-29,326	-5,146	17.55%
4016 COMMUNITY HEALTH	1,671,038	258,264	15.46%	513,361	916	0.18%	1,157,677	257,347	25.38%
4018 HEALTHY NEIGHBORHOOD PROG	172,368	9,509	5.52%	172,368	0	0.00%		9,509	
4047 PLNG. & COORD. OF C.S.N.	1,429,374	124,429	8.71%	406,690	0	0.00%	1,022,684	124,429	12.17%
4090 ENVIRONMENTAL HEALTH	2,046,965	163,289	7.98%	625,195	7,247	1.16%	1,421,770	156,042	11.27%
4095 PUBLIC HEALTH STATE AID	0	0	0.00%	1,458,348	0	0.00%	-1,458,348	0	
Total Non-Mandate	8,328,755	1,168,247	14.03%	4,678,544	19,740	0.42%	3,650,211	1,148,507	31.46%
2960 PRESCHOOL SPECIAL EDUCATI	6,122,407	232,106	3.79%	3,992,177	654	0.02%	2,130,230	231,453	10.87%
4017 MEDICAL EXAMINER PROGRAM	329,516	26,895	8.16%	0	0	0.00%	329,516	26,895	8.16%
4054 EARLY INTERV (BIRTH-3)	578,000	66,046	11.43%	283,220	0	0.00%	294,780	66,046	22.41%
Total Mandate	7,029,923	325,048	4.62%	4,275,397	654	0.02%	2,754,526	324,394	11.78%
Total Public Health	15,358,678	1,493,295	9.72%	8,953,941	20,394	0.23%	6,404,737	1,472,901	23.00%

BALANCES (Includes Encumbrances)

	Available Budget	Revenues Needed		Available Budget	Revenues Needed
NON-MANDATE			MANDATE		
4010 Administration	1,735,313	886,042	2960 Preschool	5,890,301	3,991,523
4012 WIC	448,949	508,520	4054 Early Intervention	511,954	283,220
4013 Health & Safety	92,240	0	4017 Medical Examiner	133,287	0
4014 Medical Examiner	0	0		<u>6,535,541</u>	<u>4,274,743</u>
4015 Vitals	72,263	96,443			
4016 Community Health	1,376,293	512,445			
4018 Healthy Neighborhood	162,859	172,368			
4047 CSCN	1,304,945	406,690			
4048 PHCP	0	0			
4090 Environmental Health	1,879,460	617,948			
4095 State Aid	0	1,458,348			
	<u>7,072,322</u>	<u>4,658,804</u>			
Total Public Health Balances					
	Available Budget			Revenues Needed	
	<u>13,607,863</u>			<u>8,933,547</u>	

HEALTH PROMOTION PROGRAM – March 2022

Samantha Hillson, Director, PIO
Ted Schiele, Planner/ Evaluator
Diana Crouch, Healthy Neighborhoods Education Coordinator
Shannon Alvord, Communications Coordinator

HPP staff strive to promote health equity and address underlying determinants of health, including but not limited to, health care access, health literacy, housing quality and environmental conditions, and food insecurity. We do this through education and outreach, community partnerships, home visits, public communication and marketing, and policy change.

Highlights

- TCHD website migration went live to new Drupal 8 platform on 2/8/22.
- Strategic Plan implementation: branding agency selected and will begin work at the end of March.
- Community Health Worker job posting (due 3/20).
<https://www.tompkinscivilservice.org/civilservice/vacancies>
- New jobs web page brings all TCHD vacancy announcements together,
tompkinscountyny.gov/health/jobs.

Community Outreach

We worked with these community groups, programs, and organizations during the month

Groups, Programs, Organizations	Activity/Purpose	Date
Childhood Nutrition Collaborative	Collective Impact, Healthiest Cities and Counties Challenge, Steering Committee and Monthly meeting	monthly
CHIP Steering Committee	Support CHIP working groups to guide process and progress through the plan	monthly
Long Term Care Committee	Planning and sharing resources for long-term care in the community.	quarterly
Health Planning Council	Advisory Board and Executive Committee, Hillson reappointed as Secretary and Co-Chair of Community Health and Access Committee	Bi-monthly
COFA Advisory Board	Updates and Age Friendly	quarterly
Suicide Prevention Coalition	Revival of this coalition, new leadership, strategic planning process	monthly

Immunization Coalition	Quarterly meeting, updates about COVID-19 vaccine and discussion/feedback, youth vaccination promotion	quarterly
Lead Poisoning Prevention Network	Quarterly meeting, review lead cases, prevention, new regulation	quarterly
Cayuga Health Women’s Service Line	Re-launch of this service line and discussion. Collaboration with community partners	quarterly
Aging Services Network	Regular meeting	
Homeless & Housing Taskforce	Regular meeting	

COVID-19

- Outreach, promotion, and distribution of KN95 masks and self-test kits.
- In collaboration with COVID Communications team, develop and disseminate public information on guidance updates. Update website and social media.
- Ongoing website updates related to COVID-19 developments (see Media, Website section below).
- Ongoing review, analysis, and updates of COVID-related data. Regularly updated data is available on the COVID [Data Page](#).
- Bi-weekly Communications Team meetings – planning for larger vaccination/booster and masking campaign with funding from NYS.

Community Health Assessment (CHA) & Community Health Improvement Plan (CHIP)

- The CHIP Steering Committee meets monthly (first Thursday):
 - The intended purpose of the Steering Committee is to support the workgroups both individually and collectively through consultation, feedback, and community networking.
 - 2022 focus on collecting data for health equity.
 - Collaborating with Youth Services to explore an interactive dashboard for the County.
- Cancer screening intervention monthly meeting.
- Social Determinants of Health (SdoH) intervention monthly meeting.
- School-based health (on hold)
- Maternal and Child Health
- CHIP Update to NYS was submitted in December 2021.
- Awaiting State guidance on the next round of the Community Health Assessment.

Healthy Neighborhoods Program

- HNP staff continues to receive calls requesting information regard indoor air quality, radon, mold and mildew, bed bug infestations, etc.
- HNP staff are continuing to assist with COVID work, including daily operations at vaccination PODs.

February 2022

HEALTHY NEIGHBORHOODS PROGRAM	MONTH	YTD 2022	February 2021	TOTAL 2021*
# of Initial Home Visits (including asthma visits)	15	28	6	100
# of Revisits	1	1	0	0
# of Asthma Homes (initial)	2	3	2	19
# of Homes Approached	1	3	1	448

- *Covers the calendar year (January - December); the HNP grant year is April-March.

Health Promotion

- Developing and planning for our Community Health Worker initiative, with plans to hire two CHWs. Working with community partners who have similar roles, or plans for similar roles, including Cayuga Health, CCE, REACH Medical, and HSC.
- HPP strategic planning: outlining the main goals of the program, compiling a list of all board and committee meetings we attend, delegating workflow.
- Performance Reviews underway.
- Website Migration: Edits and re-organization will continue on the new platform.
 - Assisting with updates and organization of the Mental Health website.
- Development of "Text-to-Sign-Up" campaign for Tompkins County WIC to increase participation in rural neighborhoods

Tobacco Free Tompkins

- Tobacco Free Zone for Cortland-Tompkins-Chenango grant staff call.
- Tompkins coordinator continued their assignment with the COVID communications team.
- Planning for hiring of a Health Educator in 2022 to serve half-time in Tobacco and half-time in HNP is on hold. The position will be reposted this summer.

Media, Website, Social Media

- Health Department website fully transitioned to the new Drupal 8 platform, 2/8. Many thanks to everyone who helped make it happen! tompkinscountyny.gov/health. See also press release in the section below.
- Health Department's [COVID-19 web pages](#) updated regularly
- COVID-19 Press Releases in February 2022:
 - [COVID-19 Update: Tompkins County Mask Advisory Suspended 2/28, NYS School Mask Mandate Ends 3/2](#), Monday, February 28, 2022

- [COVID19 2022-02-25 Update: Mask Advisory Continues to be in Effect](#), Friday, February 25, 2022
- [COVID19 2022-10-09 Update: KN95 Mask Distribution Event Today, Feb 10 on the Ithaca Commons, 2:30pm–4:15pm](#), Thursday, February 10, 2022
- [COVID19 2022-02-09 Update: KN95 Masks Available Free of Charge, Self-Test Distribution Continues](#), Wednesday, February 9, 2022
- [COVID19 2022-02-09 Update: Tompkins County Mask Advisory Still in Effect, Citing High Rate of Community Transmission](#), Wednesday, February 9, 2022
- [COVID19 2022-02-02 Update: Over 41,000 Tompkins Residents Boosted, Clinic Planning Update](#), Wednesday, February 2, 2022
- Other Health Department press releases
 - [Health Department Announces Website Update](#), Tuesday, February 8, 2022
- Ongoing work with Mental Health to update/ upgrade the [TCMH website](#).

PH-MH Strategic Planning with Batiste Leadership

- Cross-Functional Integration Team – on hold until branding agency comes on, representatives will participate in core team with agency.
- Services Team restarted their meetings in January 2022. Will be meeting monthly, current plans involve working to update Staff Directory that was created end of 2019. An internal connectivity/social network survey was disseminated, and staff will respond by mid-March.

Training/Professional Development

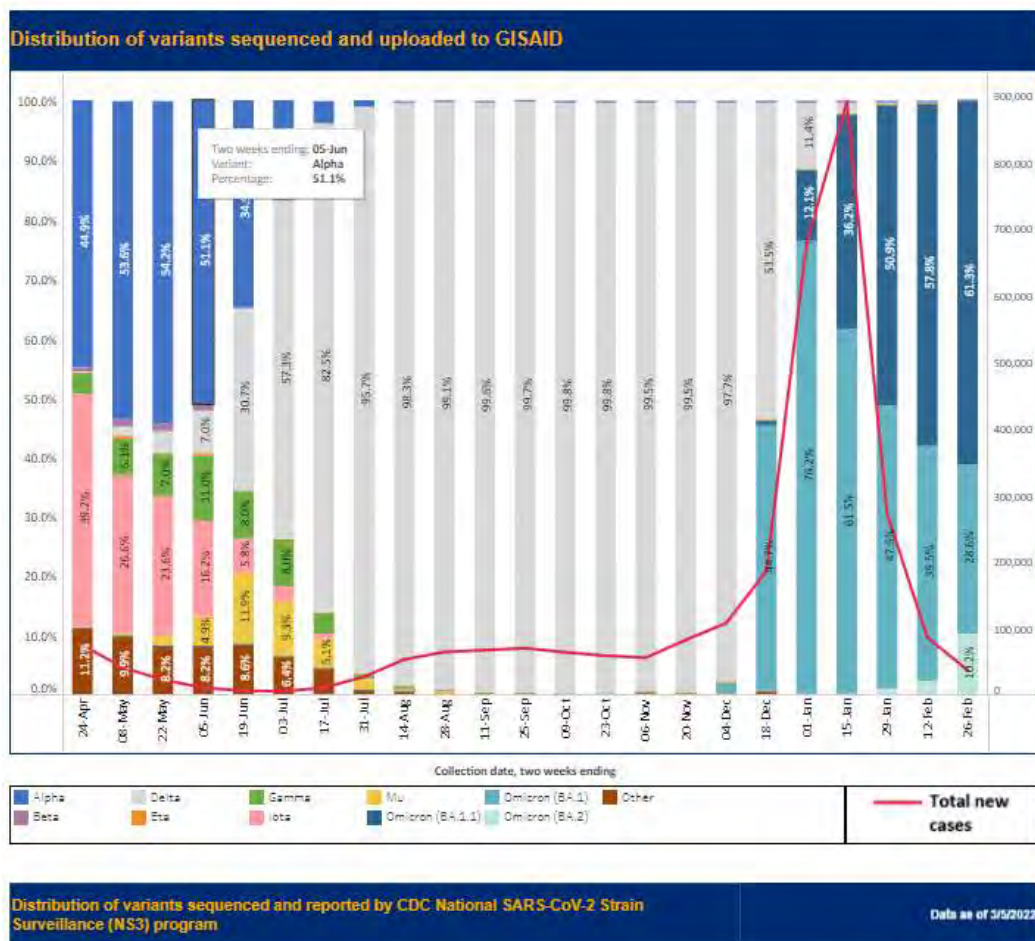
- JEDI: General Meeting and subcommittees (Shannon – Communications, Samantha – Data and Analysis, Diana – Recognition)
- Introducing the 2021 Core Competencies for Public Health Professionals.

Medical Director's Report
Board of Health
March 2022

I regret that I will miss our Board meeting for March as I will be going out of town the morning of the meeting. When you review your packet please email me with any questions and I will try to get back to you before I leave.

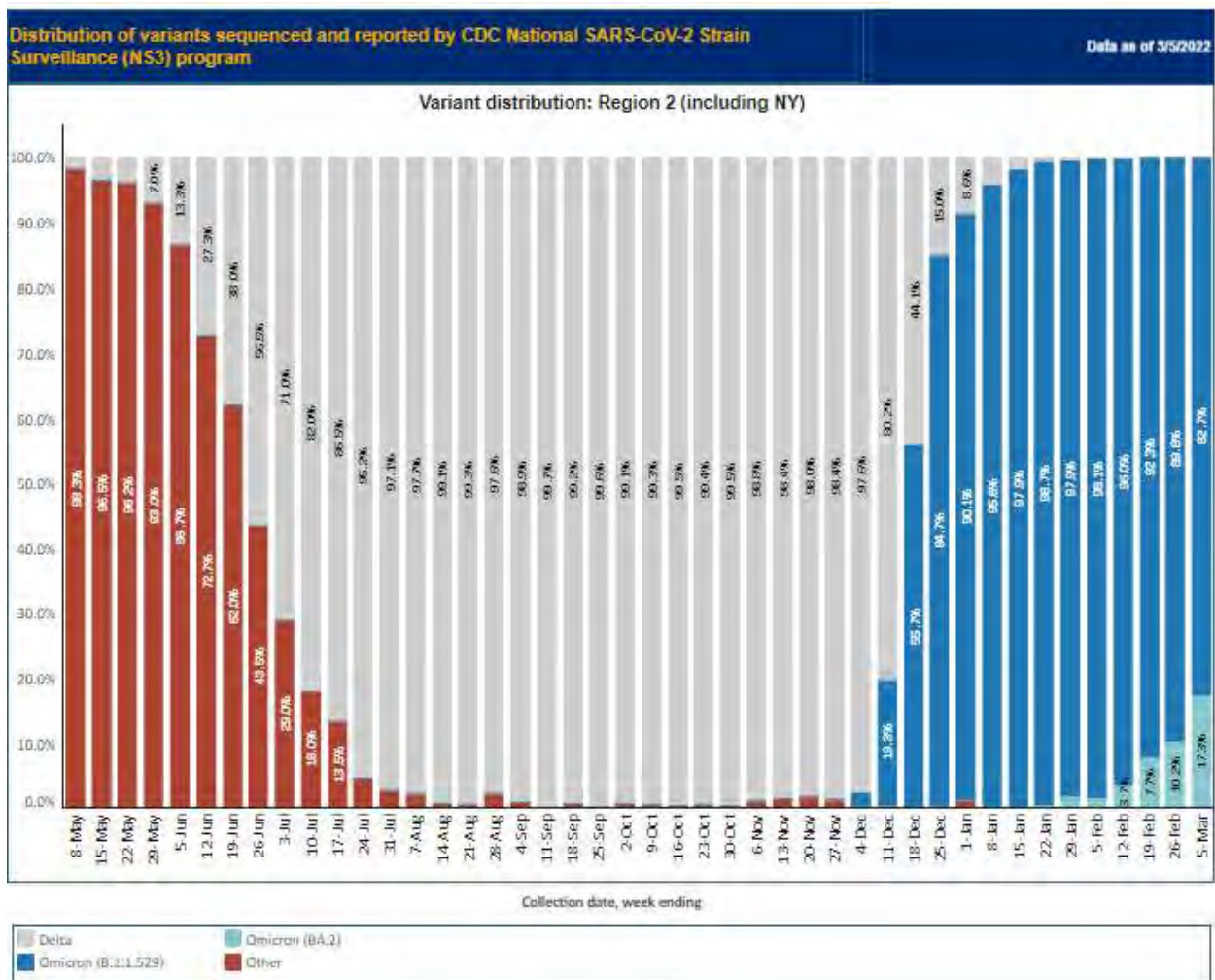
Covid

As of the date that I am writing this (03/15/22) we continue to see a decline in cases in NYS. (note the line "Total new cases". Take into consideration the factors I mention below when thinking about this line).



The number of cases is continuing to decrease even though the percent of omicron variant BA2 is increasing. Neither the CDC nor NYSDOH has raised concern about BA2 causing a surge. The cases graphed above are PCR positive persons and do not include home antigen tests. NYSDOH has determined that such data from home tests would be a problem since such tests are unverified and the denominator is not known (i.e. the number of negative antigen tests). Thus, we are using only PCR tested cases - a number significantly less than the actual total cases. NYSDOH presumes we have passed the tipping point re home tests and that they may comprise more than 50% of all tests now. Broome County estimates 2/3rds of their tests are home antigen tests.

Here we can see that by the end of 3 weeks the original omicron had comprised more than 80% of our cases while it has taken six weeks for the variant BA2 to rise to only 7.3%.



On testing results:

Current antigen and PCR testing does pick up BA2 – no special test is required to determine if a person is positive for Covid, but, of course, the tests do not identify which variant they are infected with.

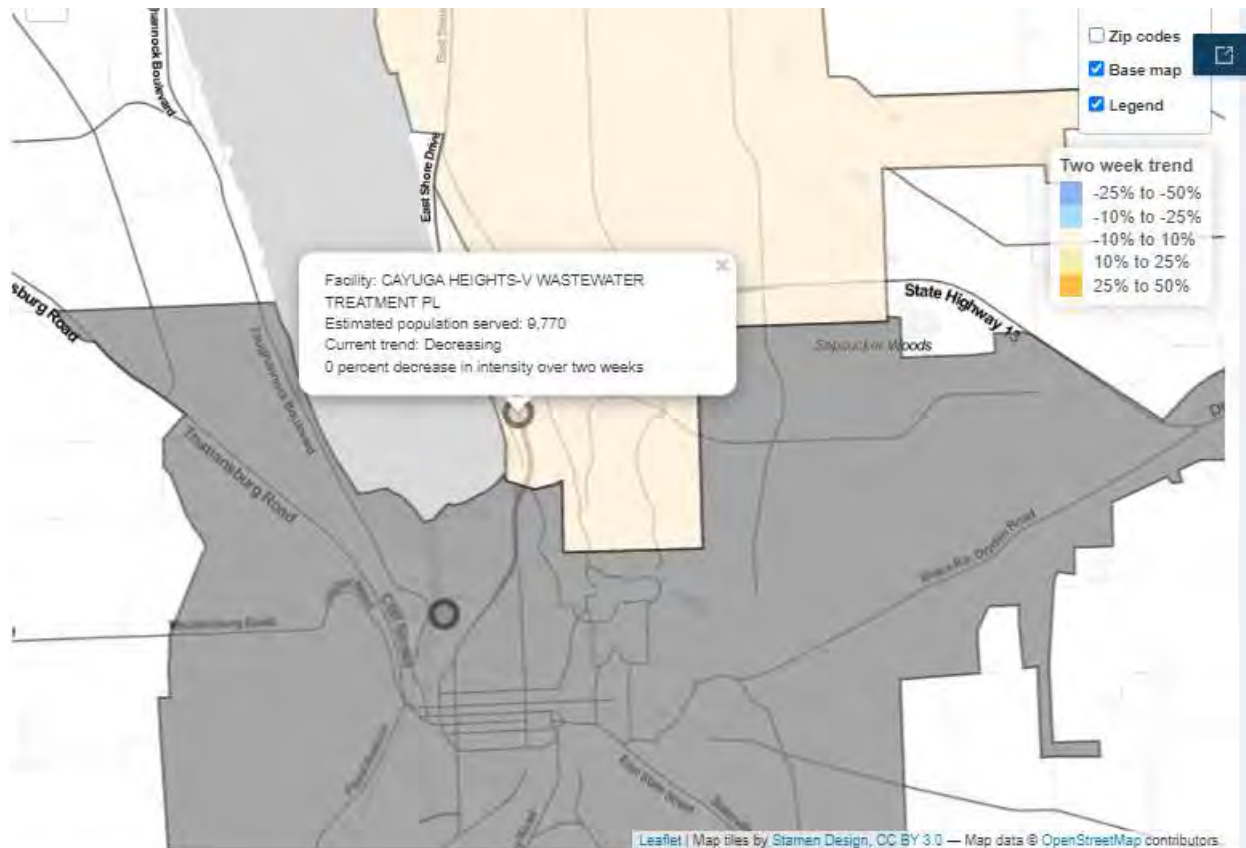
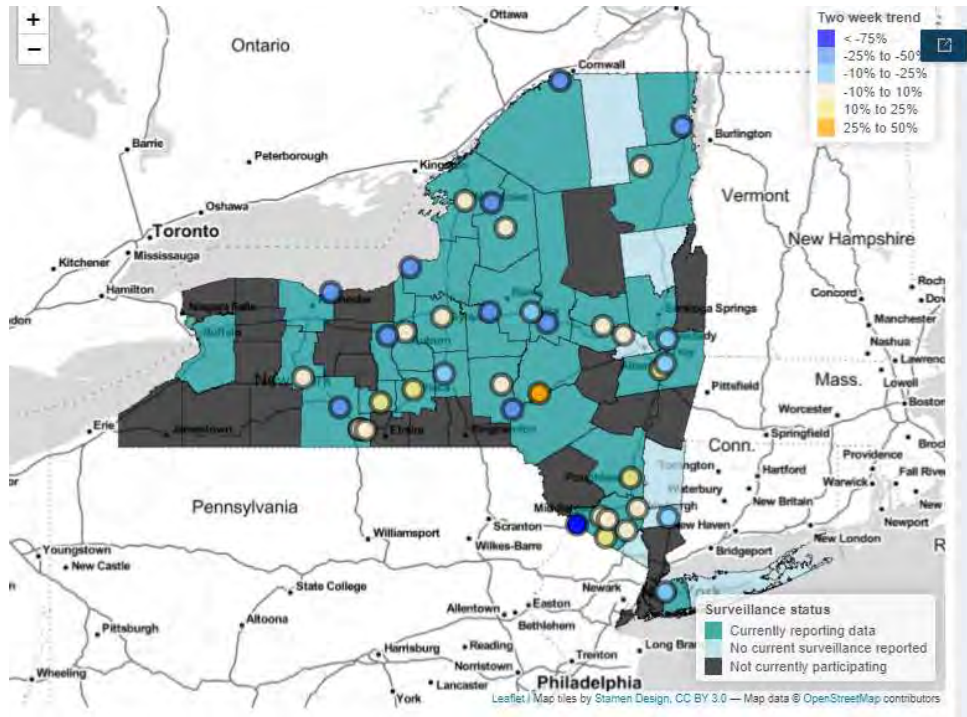
CDC is no longer recommending universal case investigation. NYSDOH *is* currently interviewing all cases, but this is subject to change and the presumption is that in a month or two NYSDOH will cease doing case investigations also. This will be yet another step in the transition to treating Covid as we do other communicable disease such as influenza. TCHD and NYSDOH do investigate some communicable diseases like n. meningitidis and hepatitis A in order to treat contacts and prevent spread. So not all communicable disease is treated the same. The difference being that we have hope of preventing spread for some diseases but the yield for contact investigation for others is low. Covid is now in that latter category according to epidemiologists for CDC and NYSDOH.

We don't know how much testing done by individuals we are missing – largely home antigen testing – so one must use these numbers with increasing caution.

This leads to a mention of **wastewater testing** which does not require individuals to test or to report their tests. NYS is displaying some continuing interest in expanding in this direction. There are two plants that are currently testing in TC - Cayuga Heights and Ithaca Wastewater Plant. In the graphic below you can see the distribution of the 40 plants in 32 counties that are participating and the pop up data for the Cayuga Heights plant for the most recent sample submitted. For some reason the data for the Ithaca plant is listed as N/A. NYS is recommending the following:

Note: Twice weekly sampling is recommended to provide actionable and timely data regarding changes in COVID-19 transmission, with once weekly sampling being the minimum if resources are limited. While a single sample can confirm the presence of SARS-CoV-2 in an area, only a series of multiple samples taken from the same point can reveal trends in viral transmission.

The NYS dashboard for this testing is at
<https://storymaps.arcgis.com/stories/b30ca571e00b42779875e3eaf7577b1b>



Map description show / hide



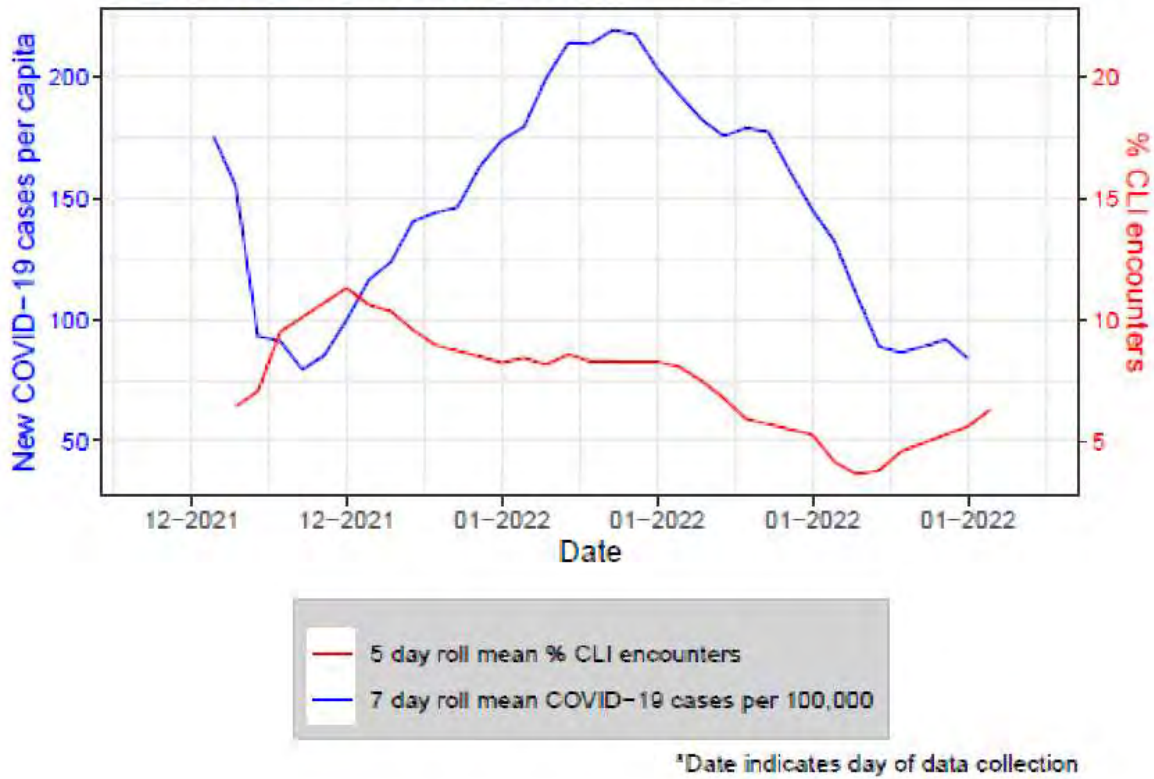
Perhaps (as we lose the ability to monitor the pandemic through individual testing) wastewater testing will be our most reliable testing strategy.

Which leads me to update you on the Covid Like Illness (CLI) primary care surveillance project which I initiated early in the pandemic. I have been fortunate to have the expertise of *Casey Cazer, DVM PhD* Assistant Professor Department of Population Medicine & Diagnostic Sciences College of Veterinary Medicine Cornell University and her Master of Public Health Students to help analyze the data we have gathered.

You may recall that this system asks primary care practitioners in Tompkins County to report daily the number of persons they interact with who have symptoms consistent with Covid. We have been fortunate that influenza these last couple of years has not been prevalent to confuse matters.

Here is the latest analysis of the data. While there is a lot of noise in the % of CLI, an increase in %CLI did occur before the Omicron outbreak. In preliminary statistical analysis, we found that %CLI is correlated with % positive tests. The % CLI may predict the % positive cases about 10 days out. Further data collection this year and additional analysis is required. A pertinent graph follows:

% CLI encounters and new COVID-19 cases per capita
 Omicron dominant period in NYS 12/18/2021 – present



Case counts – almost half of positives at Cornell are coming from individuals reporting self tests. These are not reported to anyone other than CU. CU individuals who are positive but who live out of county are reported in the other county. Case counts are not a priority for TCHD anymore due to difficulty of deduplication and collecting relevant data. And since TC hospital metrics are so good even an increase in case counts do not matter regarding the ranking of the county v a v CDC metrics.

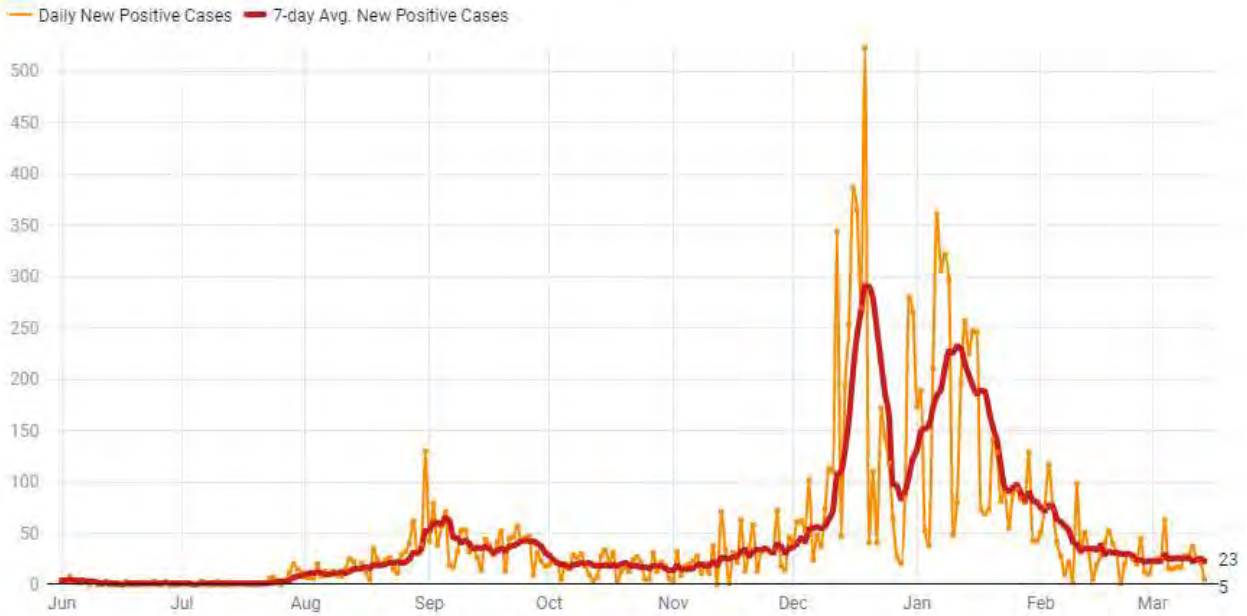
As of the date of this writing CU is continuing to experience about 30 cases/d – reinfections are being documented consistent with the national experience. IC is on break and so no current data is available.

Note in the following graph that the 30 cases/d CU sees reported from self testing are not reflected. These graphs only depict PCR positive individuals Note also, that this limited data implies a plateau. It is uncertain if we really are plateaued.

The current NYSDOH take on case investigation, contact tracing, and isolation and quarantine is at <https://coronavirus.health.ny.gov/new-york-state-contact-tracing>

Daily New Cases + 7-Day Avg. New Cases

From June 1, 2021. COVID-19, Tompkins County, N.Y.



Updates may lag. See <http://bit.ly/dwgraphsref> for data prior to 6/1/21.

Chart: TCHD • Source: TCHD • [Get the data](#) • Created with [Datawrapper](#)

This uptick in positive tests bears watching ...again these are only PCR tests...

Percent Positive Tests, 7-day Average (from 6/1/21)

COVID-19, Tompkins County, N.Y. Rate calculation is 7-day average cases/ 7-day average tests. From 6/1/21 to the present.

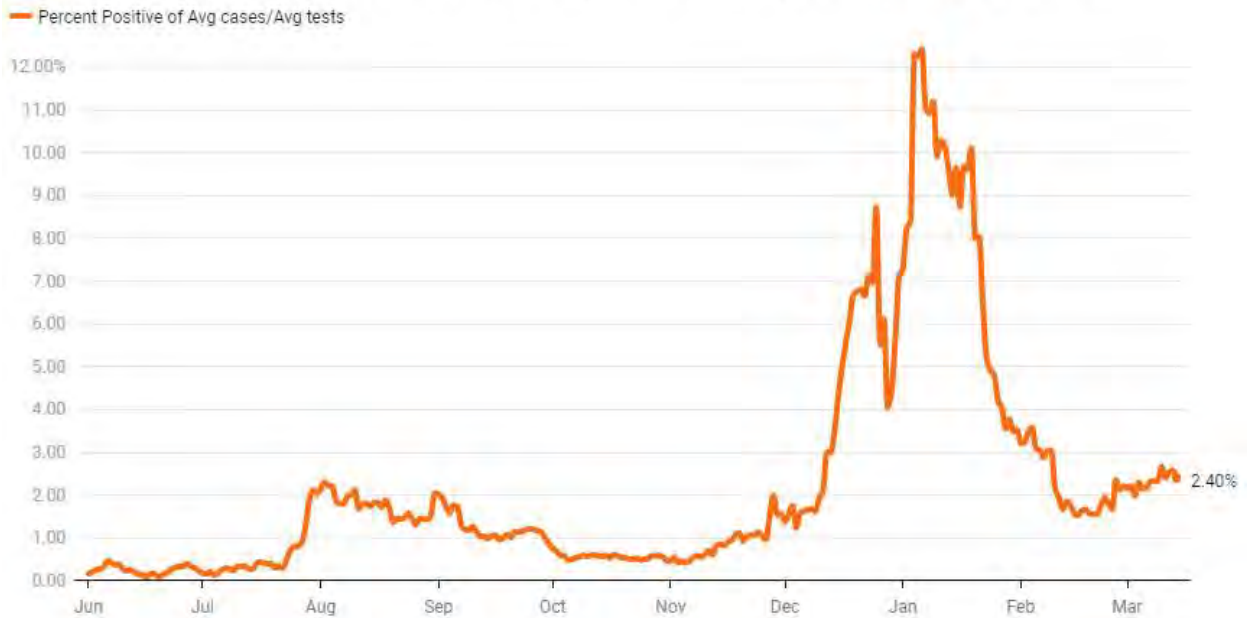


Chart: TCHD • Source: TCHD & Electronic Clinical Laboratory Report System (ECLRS) at NYSDOH • [Get the data](#) • Created with [Datawrapper](#)

Therapeutics

Recently our local chapter of MSSNY hosted a presentation by Pfizer – here are two links that may be helpful (thanks to Dr McAllister for posting these):

1) Paxlovid local availability: With distribution determined at the federal level, Paxlovid availability should be improving locally and can be found via this Locator:

<https://covid-19-therapeutics-locator-dhhs.hub.arcgis.com/>

(as of this date CVS and Kinneys were pharmacies listed as having a limited supply of the medication)

2) Selected text follow taken from <https://www.covid19oralrx-hcp.com/drug-interactions> regarding drug interactions:

“PAXLOVID™ (nirmatrelvir tablets; ritonavir tablets) has not been approved, but has been authorized for emergency use by FDA under an EUA, for the treatment of mild-to-moderate COVID-19 in adults and pediatric patients (12 years of age and older weighing at least 40 kg) with positive results of direct SARS CoV-2 viral testing, and who are at high risk for progression to severe COVID-19, including hospitalization or death.

“The emergency use of PAXLOVID is only authorized for the duration of the declaration that circumstances exist justifying the authorization of the emergency use of drugs and biological products during the COVID-19 pandemic under Section 564(b)(1) of the Act, 21 U.S.C. § 360bbb-3(b)(1), unless the declaration is terminated or authorization revoked sooner.”

I received the following question: “Are COVID-19 oral medications going to be available through pharmacies without a doctor’s appointment? I heard that the federal plan is a “test and treat” approach with oral antivirals prescribed and dispensed at pharmacies after positive testing. This could complicate syndromic surveillance if people just go to pharmacies vs a doctor’s appointment.”

I, too, heard this. In fact, I believe Pres. Biden said so much in his recent address – but, for now at least, that is not what is happening.

Here is the statement from Pfizer:

“PAXLOVID may only be prescribed for an individual patient by physicians, advanced practice registered nurses, and physician assistants that are licensed or authorized under state law to prescribe drugs in the therapeutic class to which PAXLOVID belongs (i.e., anti-infectives). <https://www.pfizer.com/news/press-release/press-release-detail/pfizer-receives-us-fda-emergency-use-authorization-novel>”

In general, public health is taking the following approach:

Official Summary:

- Don't delay. Test soon and treat early to improve outcomes from COVID-19.
- [COVID-19 treatment options](#) are available and there are no current shortages. *[not actually true – oral meds are in limited supply and antibody injection treatments are limited in who may get them and how much we have regionally to give]*

“As we continue to combat COVID-19 infections throughout the state, we want to remind you that there are treatment options available. Each of these treatments have proven to be effective against COVID-19 and are available throughout New York State. Treatments can be organized into three categories which are outline below.

- **Pre-exposure Prophylaxis.** To be given to those who are immunocompromised or otherwise unable to get the COVID-19 vaccine prior to being diagnosed. Product: [Evusheld](#).
- **Monoclonal Antibody Treatment.** Provided via IV soon after diagnosis (within 7 days of symptom onset). Currently authorized products include: [sotrovimab](#) & [bebtelovimab](#) (**ONLY** if none of the preferred therapies are available, feasible to deliver, or clinically appropriate)
- **Antivirals.** Administered soon after diagnosis either via IV (within 7 days of symptom onset) or orally (within 5 days of symptom onset). Products include: [remdesivir](#) (IV), [Paxlovid](#) (oral) & [molnupiravir](#) (oral).

“Since treatment options are now widely available and there are no current shortages in supply *[see my comment above]* if a person tests positive for SARS-CoV-2 we encourage you to evaluate all treatment options as early as possible. *[it is impossible for an individual to evaluate their options – they are best advised to immediately consult their practitioner]* Availability of these medications (*all except remdesivir*) can be found using the [COVID-19 Therapeutics Locator](#).

“Starting the week of March 7th, we anticipate new sites will open in New York State through President Biden's Test to Treat program. These Test to Treat sites will provide increased availability of immediate testing and early treatment and will also be displayed on the [COVID-19 Therapeutics Locator](#).”

Local Hospitalization update

This local data clearly shows the value of being vaccinated and, further, being boosted. (data is for all admissions – not limited to just TC residents)

Inpatient COVID

	Total	ICU	Death
Boosted	6%	7%	7%
Vaccinated	30%	28%	14%
Unvaccinated	64%	65%	79%



Note that Cayuga Medical Center data is not limited to reporting only TC residents. Thus, the numbers and age spread will not match TC resident data.

Inpatient COVID

- Expired patients
 - Median age 79 (39-87)
 - Female 58%
 - Multiple comorbidities
 - Comfort care: 11



Of those that die many have comorbidities that put them at risk of severe Covid or complicate their care.

Looking only at TC residents:

TOMPKINS COUNTY COVID-19 DATA

As of 03/11/2022 at 7:30 a.m.

Active COVID-19 Hospitalizations (1)	4
Total TC Resident Deaths	59

Total Tests (2)	1,839,196
Daily Tests	1,795
New Positive Cases	37
Total Positive Cases	18,043

Daily Positive Self-Tests Reported (3)	7
Total Positive Self-Tests Reported	1,761

NYS Vaccine Tracker 1st Dose (4)	84,040
NYS Vaccine Tracker Completed	76,647

Sources: (1) Cayuga Health System and TCHD; (2) TCHD and NYS DOH ECLRS; (3) TCHD; (4) NYS Vaccine Tracker.

What about the CDC color coded County risk system?

I spoke on WHCU this past week about CDC metrics and emphasized that they do *not* speak to what an individual should do but, rather, are more useful for healthcare planners dealing with policy re the pandemic.

Individuals should realize we still have many more cases than we did last July and that they should continue to use masks and other measures in a prudent manner - especially if they are highly vulnerable.

They also should stay even more in touch with their practitioners because of the availability of medications that can prevent Covid in persons who are highly vulnerable (an injectable antibody medication), modify Covid if a person is infected (a pill and an injectable). They should test as frequently as necessary but especially if symptomatic and seek care immediately by contacting their practitioner if positive.

People should not use the CDC metric to determine *what* they should do since the only thing that matters to those of us living in the community is the number of cases that are occurring. **That** parameter determines our risk of exposure. Combining that with our personal risk factors and whether we are vaccinated should tell us what we should do – not whether the county is a particular color. Nothing about the revised metrics should limit the use of masks and distancing by individuals. And the metrics do not affect masking in isolation or quarantine periods.

That being said, I am more optimistic now since medication is more available and will be even more once we have a liberal supply of medication and more people vaccinated.

Further on “Green” what does it mean? – the new CDC metric system

To be complete I should provide the details on how The [CDC changed the metrics](#) used to calculate the level of community transmission in a determined area. Instead of using just the *number of new cases per 100,000 population in the past 7 days*, they now consider the *number of new COVID admissions per 100,000 population in the past 7 days*, and the *percentage of staffed hospital beds occupied by COVID patients*. New COVID admissions and the percentage of occupied beds gives us an idea about the current strain in the hospital system and a measure of the severity of the virus, while the number of new cases serves as an early warning of potential strain in the healthcare system in case of a surge.

Note that the cases being used in this system DO NOT include home antigen tests. Thus, we are using a number significantly less that the actual total cases.

With those metrics, we now have three categories (green, yellow, and orange), and the public health preventative measures recommended include:

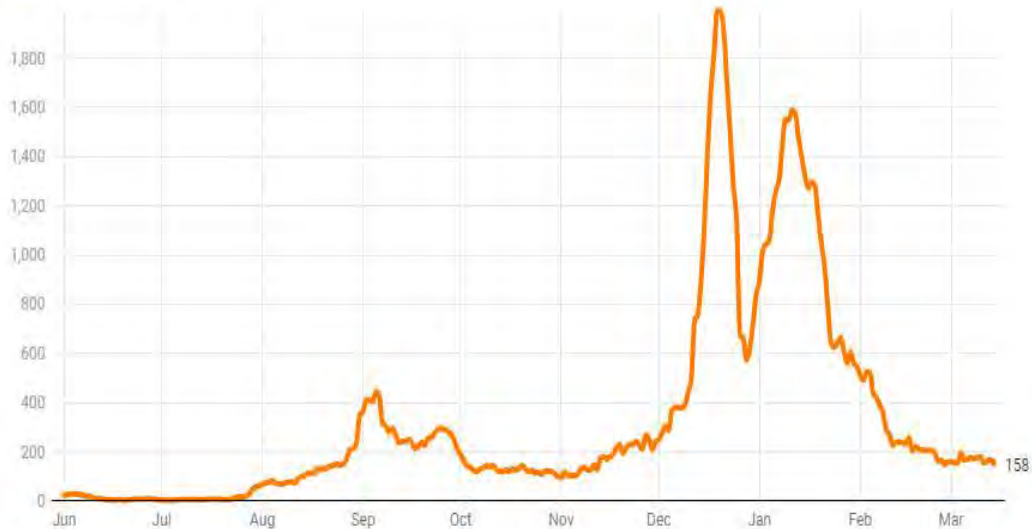
- **Green**
 - Stay [up to date](#) with COVID-19 vaccines
 - [Get tested](#) if you have symptoms
- **Yellow**
 - If you are [at high risk for severe illness](#), talk to your healthcare provider about whether you need to wear a mask and take other precautions
 - Stay [up to date](#) with COVID-19 vaccines
 - [Get tested](#) if you have symptoms
- **Orange**
 - Wear a [mask](#) indoors in public
 - Stay [up to date](#) with COVID-19 vaccines
 - [Get tested](#) if you have symptoms
 - Additional precautions may be needed for people [at high risk for severe illness](#)

New COVID-19 Cases (7-day total per 100K)	Community Level Indicators	Low	Medium	High
Fewer than 200 new cases total over the last 7 days per 100K population.	New COVID-19 admissions per 100,000 population (7-day total)	<10.0	10.0-19.9	≥20.0
	Percent of staffed inpatient beds occupied by COVID-19 patients (7-day average)	<10.0%	10.0-14.9%	≥15.0%
More than 200 new cases	New COVID-19 admissions per 100,000 population (7-day total)	NA	<10.0	≥10.0
	Percent of staffed inpatient beds occupied by COVID-19 patients (7-day average)	NA	<10.0%	≥10.0%

Transmission Level

COVID-19, Tompkins County, N.Y. 7-day total cases per 100,000 population. (6/1/21 to the present.)

— Level of Community Transmission



TRANSMISSION LEVEL (Level of Community Transmission): defined by the CDC as the "total number of new cases per 100,000 persons within the last 7 days." Low=<10, Moderate=10-49, Substantial=50-99, High=100+. County pop. 102,180 (2019 US Census pop. estimate).

Chart: Tompkins County Health Department, Ithaca, N.Y. • Source: TCHD • Get the data • Created with Datawrapper

Using the new criteria, **Tompkins County is now “green”**, and many of the community COVID restrictions have been lifted. We had a mild increase in the number of new cases with the return of Cornell students, but the number of COVID patients in the hospital remains stable under 10. (As I mention above) citizens are not so much concerned with hospital based numbers. They are concerned with how likely they are to become infected and, if infected, will it be severe. The prevalence and the trend of infections in our region is a key factor. Decisions about what an individual should do come down to an individual risk assessment for each person and will often be best done with a conversation with their practitioner.

So being “green” is a designation more useful to public health planners and managers of facilities, I believe, than it is for individuals – especially those at higher risk.

As a reminder, the **NYS DOH mask requirement for hospitals and other health care facilities remains unchanged**. If a patient presents to an outpatient site for a lab test, a CT, physical therapy, they’ll be expected to wear a mask. This can be a source of confusion and frustration for patients.

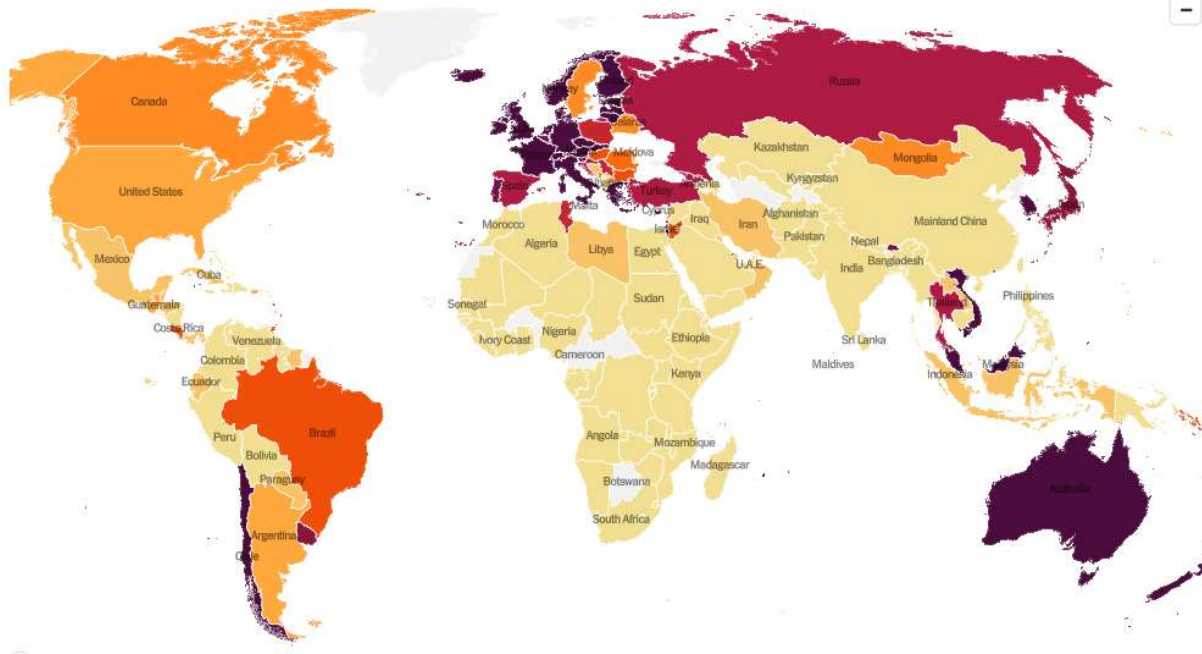
Globally

Of special note are New Zealand, Hong Kong, S. Korea all of China is rising. What we will see due to the war in Ukraine is probably not going to be good.

Hot spots

AVERAGE DAILY CASES PER 100,000 PEOPLE IN PAST WEEK

4 12 20 28 40 56 FEW OR MISSING NO CASES DATA



Vaccinations:

The CDC recently updated some of its vaccination recommendations including an **8-week interval for some people ages 12 years and older, especially for males ages 12 to 39 years** as some studies have shown a decrease in the small risk of myocarditis associated with mRNA COVID-19 vaccines. Additionally, peak antibody responses and vaccine effectiveness may be increased with an interval longer than 4 weeks. Note: A shorter interval (3 weeks for Pfizer-BioNTech; 4 weeks for Moderna) between the first and second doses remains the recommended interval for people who are moderately or severely immunocompromised, adults ages 65 years and older, and others who need rapid protection due to increased concern about community transmission or risk of severe disease.

18 million children under the age of 5 – which vaccine and when?

<https://www.nytimes.com/live/2022/03/14/world/covid-19-mandates-cases-vaccine?name=stylIn-coronavirus®ion=hub&block=storyline live updates block recirc&action=click&pgty>

[pe=LegacyCollection#moderna-is-going-head-to-head-with-pfizer-biontech-for-the-opportunity-to-vaccinate-the-youngest-children](#)

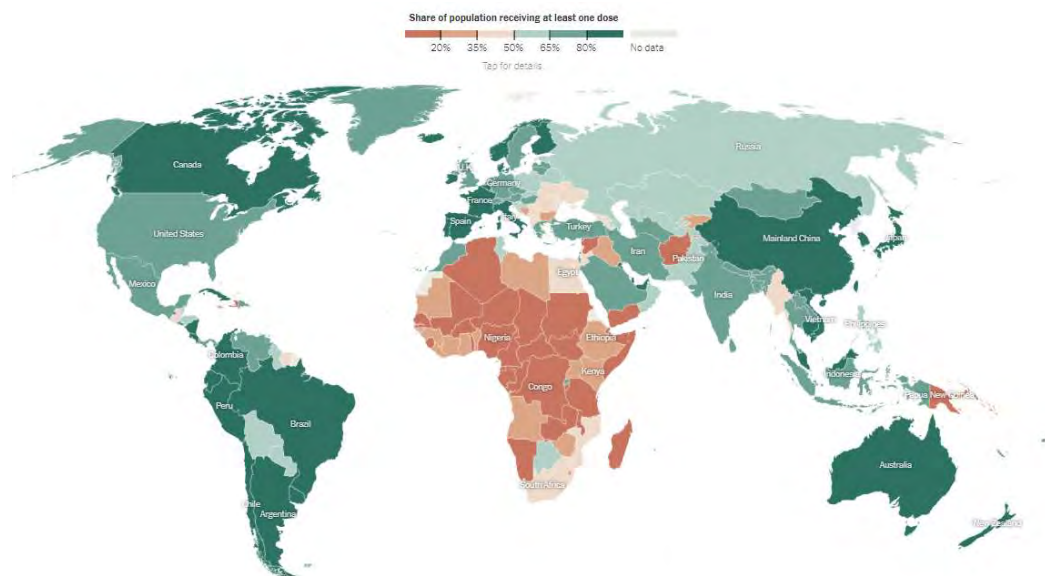
“**Moderna** may now be poised for a comeback at a critical juncture in the U.S. vaccination campaign. The company is expected to send federal officials initial data this week on how well its coronavirus vaccine works for the nation’s youngest children. - opted for a regimen of two doses at a quarter the strength of its adult dose for children under 6. Pfizer is expected to seek authorization next month for a three-shot regimen for children under 5, with doses one-tenth as strong as those for people aged 12 and up.

“About 18 million children under the age of 5 are the only Americans not yet eligible for vaccination. And while uptake for older children has been slow, many parents are still anxiously awaiting the chance to protect their babies, toddlers and preschoolers.

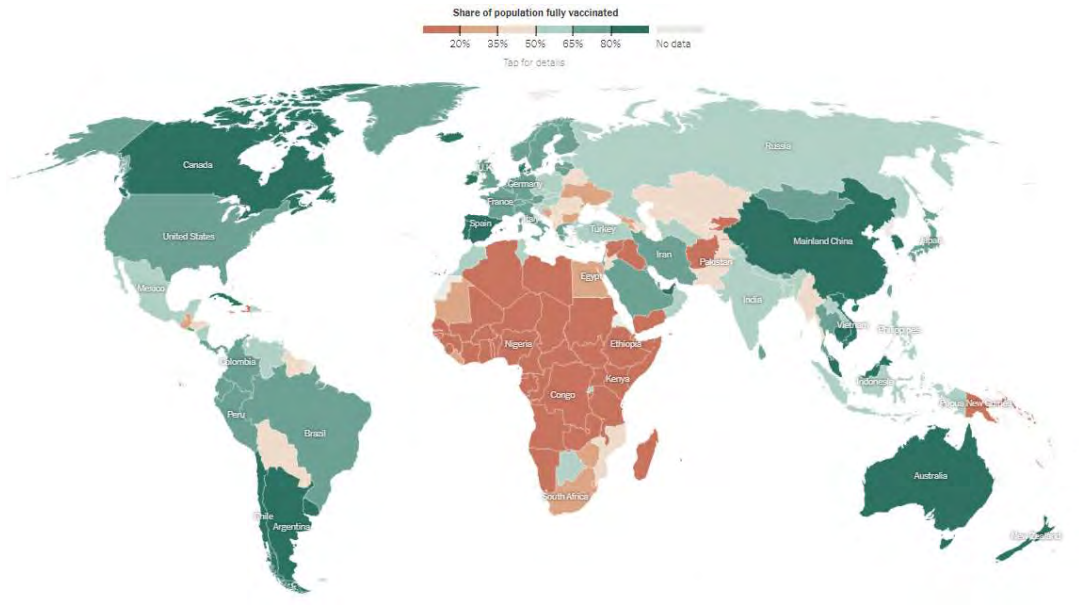
“Moderna is going head-to-head with Pfizer-BioNTech for the opportunity to vaccinate this group, hoping it has found what some scientists are calling the “Goldilocks” dose: strong enough to offer lasting protection, but not so strong that it causes widespread worrisome side effects, such as high fevers.”

Where we need to get it done in the world...

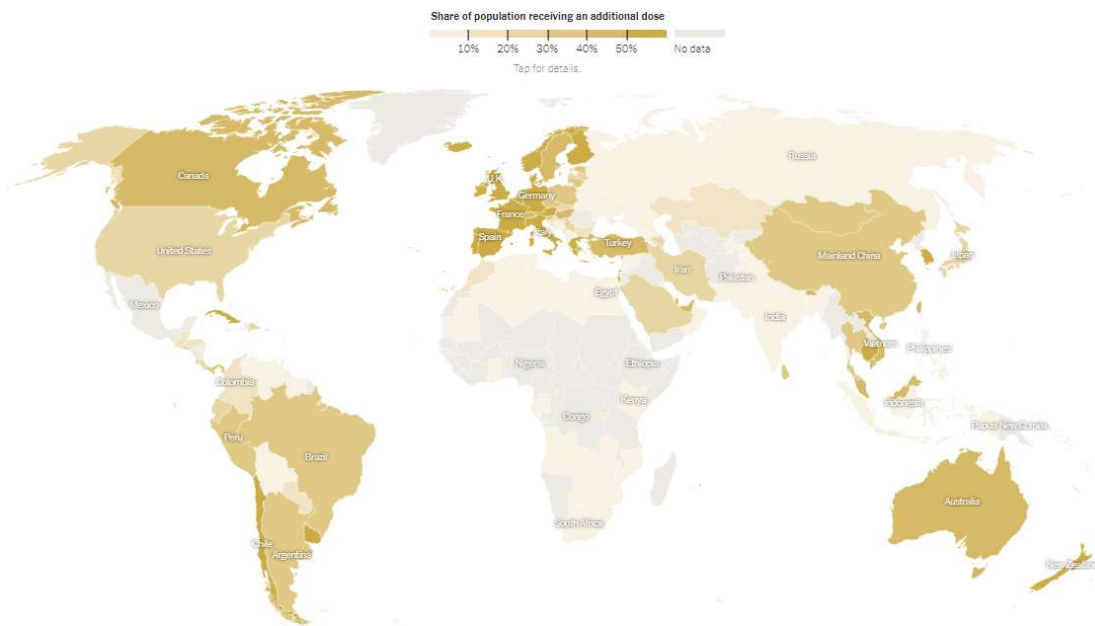
Got one dose at lease



” fully” vaccinated



Got boosted as well



Pregnancy

This new poster gets across the importance of vaccination for expectant mothers and their babies. (and need we have to also mention the father and family members and friends around them?)



**Protect Yourself,
Your Family,
and Your Baby:**

Get the COVID-19 Vaccine!

The COVID-19 vaccine is safe before, during, and after pregnancy. If you're thinking about getting pregnant, trying to get pregnant, are pregnant or breastfeeding, get vaccinated now!

Why Get Vaccinated?

If you're pregnant

- Your risk is higher for serious illness, pregnancy complications, and death from COVID-19 than people who are not pregnant.
- COVID-19 vaccines do not cause infection in pregnant people or their babies.
- You are not at higher risk of pregnancy loss (miscarriage) or other problems with pregnancy.

If you're trying to get pregnant

- COVID-19 vaccines do not affect your ability to get pregnant, even if you're going through fertility treatments.
- Studies have not linked COVID-19 vaccines with problems related to pregnancy, monthly periods, erectile performance, sperm quality, or infertility.

For more information:
[coronavirus.health.ny.gov/
pregnancy-covid-19](https://coronavirus.health.ny.gov/pregnancy-covid-19)



19656



1/22

Available at <https://health.ny.gov/publications/19656.pdf>

I am often asked what the **data is for mask efficacy**. This is the CDC's take:

<https://www.cdc.gov/coronavirus/2019-ncov/science/science-briefs/masking-science-sars-cov2.html>

Unfortunately, each new variant demands a restudy of the question. So far, I have seen no specific data for omicron.

The following is NSYDOH Commissioner's Determination on masking in certain environments such as healthcare and Adult Care Facilities, or hospitals, or homeless and other shelters, and correctional facilities and public transportation

https://coronavirus.health.ny.gov/system/files/documents/2022/03/2.60-determination-5.0_3.2.22.pdf

Public schools P-12

NYS Department of Health guidance continues to require:

- Individuals who test positive for COVID-19 must isolate at home and away from others for at least 5 days. For more information on isolation and quarantine, see the [TCHD website](#).
- Students, staff, and teachers must wear masks on return to school during Days 6 – 10 of their isolation period (if you have tested positive for COVID-19)

NYSDOH recommends students, staff, and teachers wear masks when:

- They feel more comfortable wearing a mask for personal reasons.
- They were in the same room within the school as someone diagnosed with COVID-19 for 15 minutes or longer and were exposed or potentially exposed.
- They are known to have been exposed to COVID-19 in any setting within the previous 10 days.
- They are moderately-to-severely immunocompromised and have discussed the need to mask with their healthcare provider.

Masks should be well-fitted and appropriately worn (to cover nose and mouth) and should conform to [guidelines for masks and respirators](#).

Masking is no longer required on school buses or vans. Individuals who are required to wear masks in school, based on the guidelines of the specific district, should wear masks on school transport.

COVID-19 testing remains an important strategy for identifying positive cases and preventing the spread of disease. Testing in schools, self-tests, and the mall sampling site continue to be available options in our community.

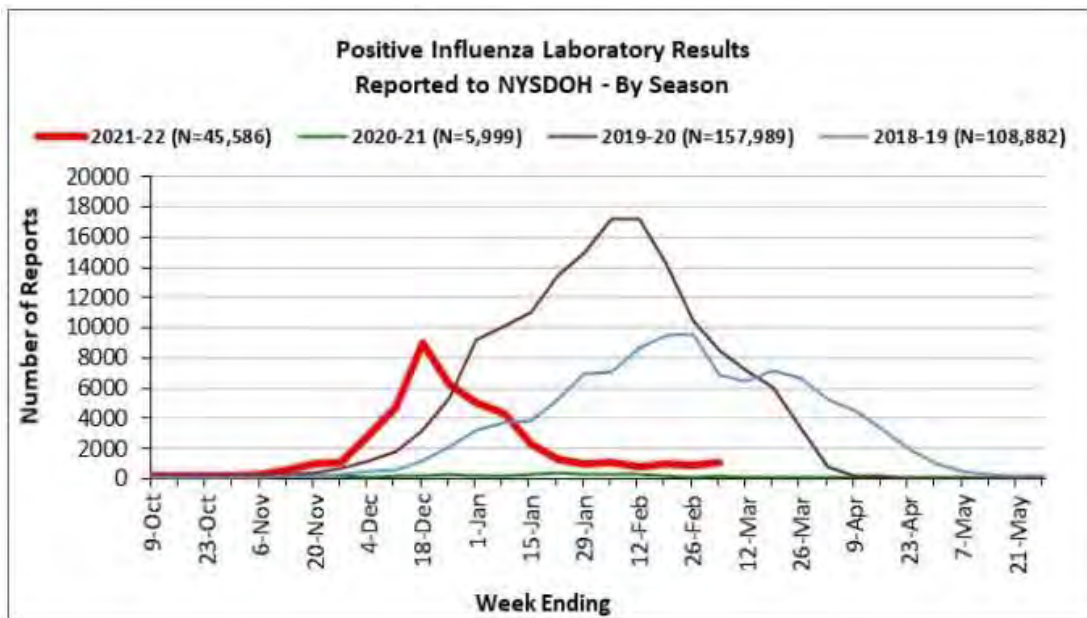
NYS guidance documents, including an FAQ are available on the [Health Department website](#) for additional information. Parents should follow the specific guidelines from the school district their child attends.

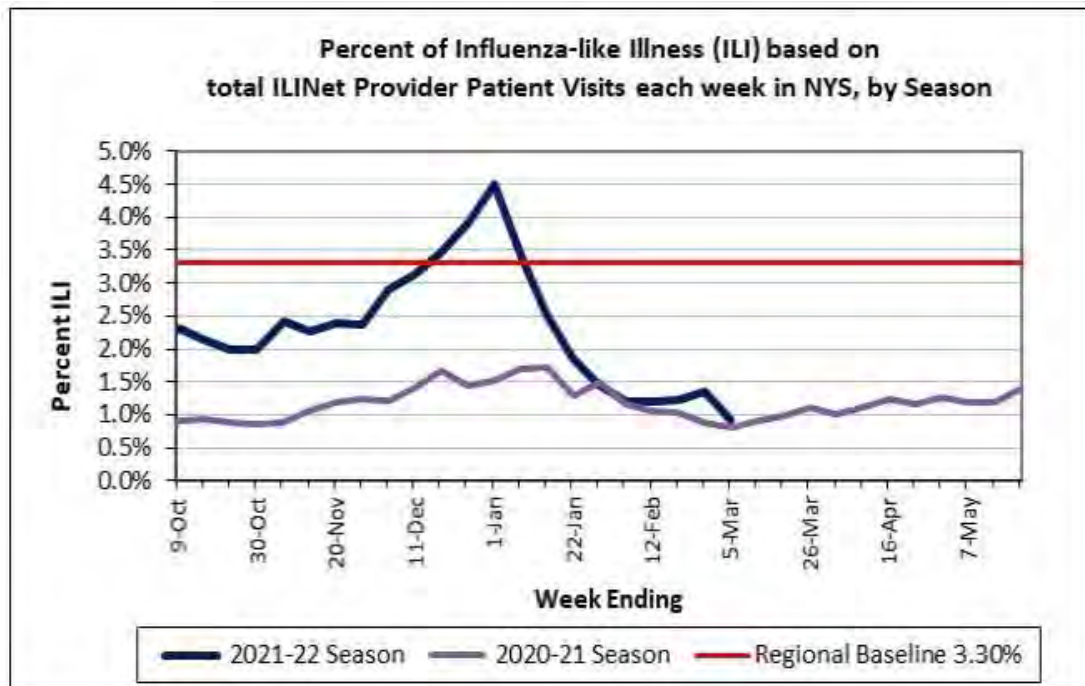
Ukraine and refugees

As in the past with Afghan refugees NYSDOH is expected to play a role with **Ukrainian refugees** – so far most have settled in Monroe and Onondaga counties, but some do go to other counties. Health screening of refugees may follow what we have done in the past.

Influenza

Continued good news:





Lyme Disease – case definition changed to improve surveillance – no change in the clinical diagnosis of Lyme

The only times in the year when we can relax and expect we are not at risk of being infected by a tick are the very cold days (about mid 30s and below). The rest of the time those ticks may be active.

Recently the CDC has changed the criteria for reporting Lyme disease for *surveillance* purposes. Because NYS is a high prevalence region we are likely to see an increase in reported cases due to the change in criteria **not** primarily due to a change in the number of people infected. It will be important for you to understand this when you hear members of the public expressing alarm about the numbers in future years.

The salient points are:

- In 2022 and successive years, the differences between surveillance approaches in high-incidence states versus low-incidence states will be.
 - High-incidence states: Cases with positive laboratory test results will be considered a “probable” case and will not require any health department follow-up. This will reduce the burden on local health departments.
 - Low-incidence states: Will continue to collect patient information to accompany positive laboratory reports to classify cases as either *confirmed or probable cases*.
- Reduced surveillance burden in high-incidence states allows for more public health resources to be used for outreach and prevention efforts.

- Improves the ability to accurately track the emergence of Lyme disease in low-incidence states.
- Surveillance goals are different in high-incidence and low-incidence states.
 - In high-incidence states, where Lyme disease is a known and well-characterized problem, the goal is to monitor long-term trends in a sustainable way.
 - In low-incidence states, the goal is to determine if Lyme disease is increasing or expanding geographically. This requires getting as much detail as possible about a potential case of Lyme disease.

Case Definitions and Surveillance. A case definition is a set of standard criteria used to define a disease for public health surveillance. Case definitions allow public health departments to classify and count cases consistently. They should not be used by healthcare providers to determine how to meet an individual patient's health needs.

Public health surveillance systems, especially those for common diseases treated in an outpatient setting, do not capture every case of disease. The goal of these systems is to identify *general* trends in disease occurrence.

What benefit does the public get from this change? The public and clinicians will benefit by having more resources in their health departments devoted to activities more likely to benefit public health, including tick bite and tickborne disease prevention, and better surveillance for emerging tickborne diseases such as anaplasmosis, babesiosis, and *Borrelia miyamotoi* disease.

What are the high- vs. low-incidence states?

- High-incidence states and the District of Columbia are areas that have had an average Lyme disease incidence of ≥ 10 confirmed cases per 100,000 people for a period of three consecutive years.
- Right now, the high-incidence jurisdictions are Connecticut, Delaware, Maine, Maryland, Massachusetts, Minnesota, New Hampshire, New Jersey, **New York**, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia.

Why isn't there a "confirmed" case definition for high-incidence states?

Without public health investigation, it won't be possible to ascertain whether clinical criteria are present, so it's not appropriate to include a 'confirmed' case definition. (For example, by relying on serologic testing, the new definition may end up counting as cases some people with past infection whose illness is not due to acute Lyme disease.)

Case status	High-incidence jurisdictions (lab only)	Low-incidence jurisdictions (lab + clinical)
Confirmed	N/A	Confirmatory lab + Compatible illness
Probable	Confirmatory lab	Presumptive lab + Compatible illness
Suspect	Presumptive lab	Any lab with no clinical available OR EM rash with no lab available

Why are the clinical criteria in the case definition so limited? Some common symptoms (fever, chills, headache, fatigue, muscle and joint aches, and swollen lymph nodes) are not mentioned, and the full spectrum of neurologic disease is missing.

- ***Remember that this is a surveillance case definition and is not intended as a tool for clinical diagnosis.***
- High-incidence jurisdictions will not be attempting to obtain clinical information under the new case definition.
- In low-incidence jurisdictions, the goal of surveillance is to characterize the risk of Lyme disease in areas where it has previously been poorly documented or absent. Including a broad list of symptoms decreases the specificity of the case definition. This makes it harder to be confident that reported cases are truly Lyme disease.

But I thought that Lyme disease was a clinical diagnosis.

- ***Remember that this is a surveillance case definition and is not intended as a tool for clinical diagnosis.***

During the localized (early) stage of illness, Lyme disease may be diagnosed clinically in patients in areas with a high-incidence of Lyme disease who present with an EM rash without testing, because serologic tests are relatively insensitive early in illness. During disseminated disease, after the human immune system has had enough time to mount a specific response against *B. burgdorferi*, serologic tests should be positive.

What specific changes were made to the laboratory criteria? [quite a bit into the weeds – sorry]

- Added *Borrelia mayonii* to culture.

- Added PCR for *B. burgdorferi* or *B. mayonii*. While not generally useful in detecting *B. burgdorferi*, it can be in certain specimens, e.g., synovial fluid, and is helpful to detect *B. mayonii*.
- Added new modified two-tiered approach to serologic testing that was approved by the FDA in 2019, allowing for an enzyme immunoassay (EIA) rather than immunoblot as the second test in a Lyme disease testing algorithm, applicable only to EIAs that have been submitted and approved by FDA as a second-tier test.
- Added direct detection of *B. burgdorferi* spirochetes in biopsy and autopsy tissues as this has also been useful in establishing a diagnosis in Lyme disease-associated carditis deaths.
- Single-tier IgG immunoblots are no longer considered confirmatory laboratory evidence, but rather presumptive laboratory evidence.

I’ve heard that Lyme disease testing is not very good. I don’t believe that the Lyme disease tests can be trusted.

As with serologic tests for other infectious diseases, the accuracy of the test depends upon how long you’ve been infected. During the first few weeks of infection, such as when a patient has an EM rash, the test is expected to be negative because antibodies have not yet developed in response to infection. Several weeks after infection and in cases where patients experience an infection that has spread from the skin to other parts of their body (disseminated), FDA-cleared testing algorithms are very accurate.

Remember that the *clinical* criteria for a practitioner to treat a person for Lyme disease are not the same as those used for *surveillance* purposes.

Communicable Disease Reports

Below I have copied the reports that seem most notable.

Disease	2022		2021		2020		2019		Ave (2019-2021)	
	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate
ANAPLASMOSIS**	0	0	100	0	31	0	11	0	47	0
BABESIOSIS**	0	0	20	0	8	0	3	0	10	0
INFLUENZA A, LAB CONFIRMED	10	0	265	0	526	0	772	0	521	0
INFLUENZA B, LAB CONFIRMED	1	0	6	0	738	0	62	0	269	0
INFLUENZA UNSPECIFIED, LAB CONFIRMED	0	0	1	0	0	0	1	0	1	0

LYME DISEASE** ****	30	0	60	0	37	0	55	0	51	0
TUBERCULOSIS***	0	0	1	0	2	0	3	0	2	0
SYPHILIS TOTAL.....	4	0	24	0	20	0	22	0	22	0
- P&S SYPHILIS	3	0	7	0	8	0	8	0	8	0
- EARLY LATENT	1	0	11	0	8	0	9	0	9	0
- LATE LATENT	0	0	6	0	4	0	5	0	5	0

Anaplasmosis and Babesiosis are tick borne and tend to be warmer weather infections – their rise in the past two years is significant.

Our local influenza reports mirror the statewide data.

The Lyme cases attest to our frequent thaws this winter.

Tuberculosis seems to be on a steady course.

Most of the Syphilis cases occurred in February. My bulletin of the week of March 7th addressed congenital syphilis and the various screening suggestions that exist.

Division for Community Health

March 22nd, 2022 Board of Health meeting

February 2022 monthly report

By Rachel Buckwalter and Celeste Rakovich, Senior Community Health Nurses and Michelle Hall, WIC Director

Communicable Disease:

- **COVID-19:** The month of February marked another shift in Covid response. New York State lifted the mask mandate for public spaces on February 10th. However Tompkins County continued to be a high transmission area per CDC guidance so masking was recommended by TCHD for most of February. On February 25th CDC announced new Community Levels for Covid based on three metrics, looking at these three categories over the last 7 days: number of new cases, Covid related hospital admissions, and percentage of hospital beds occupied by Covid patients. Under this new framework, Tompkins County is considered low transmission so the mask advisory was suspended (with a few exceptions—masking is required on public transit, in healthcare settings, and in high risk congregate settings). However we continue to recommend that people take into consideration their own personal risk and the risk of those around them when making the decision to mask or not to mask. Covid case investigation is being done by the VCC and case numbers overall are trending down. Covid hospitalizations at CMC remained steady in February, ranging from 4 to 17 Covid positive hospitalized patients reported on a daily basis. There were 5 Covid deaths reported in February. CHS continues to provide guidance to local organizations as Covid guidance can be difficult to navigate.
- **Lyme:** As of January 1, 2022, NYSDOH changed the case definition for Lyme disease. Health departments are no longer required to investigate Lyme cases. See attached document from NYSDOH describing the change to case definition and the decision-

making process surrounding that change. This is resulting in higher case numbers being reported as the case is created based only on a positive lab result.

- **Syphilis:** Senior Community Health Nurse Rachel Buckwalter is working on convening the Peace of Mind Community Partnership for a meeting this summer. This group has not met for the past few years due to the Covid response. The mission of this group is to bring together providers who diagnose and treat sexually transmitted infections to have a coordinated response, resulting in decreased rates of STIs locally. We plan to discuss the rise in syphilis rates and discuss best practices to reduce these rates. The NYSDOH regional office does case investigations with all confirmed syphilis cases in Tompkins County.

Maternal Child Program:

- Community Health Nurses have completed the Survivor Moms companion training. CHS to meet with Mental Health in the upcoming months to discuss the referral process and implementation of the psycho educational modules. Moms PLUS + has a case load of 22 clients and continues enrollment to the program. Promotional brochures are being distributed to local maternal child health stakeholders. Work plan continues for a hard launch of the Moms PLUS + program in late spring 2022.

SafeCare Program:

- Discussion is ongoing with DSS as to when to resume SafeCare. Current staff need refresher training and three new staff will need full training. Once this training is completed we can resume this program.

Immunization Clinics:

- TCHD continues to provide small Covid vaccine pop-up clinics around the county on an as-needed basis. During the month of February CHS staff provided second-dose clinics at

the following elementary schools (for the 5-11 year old population): Dryden, Enfield, BJM, Groton, and Trumansburg. We also provided booster clinics at New Roots school Lakeview Mental Health.

- CHS nurses continue to provide Covid booster vaccine to homebound county residents weekly. During the month of February we boosted 19 homebound county residents. County residents can sign up for this program on our website.
- Our regular weekly on-site immunization clinic is not open currently but we are hoping to resume this clinic in the next few months now that the demand for Covid vaccination is decreasing.

Lead Poisoning Prevention

- New work plan and budget contracts in review for the newly formed CLPPP. The intervention (LPPP) and primary prevention (CLPPPP) programs have merged to form the new Childhood Lead Poisoning Prevention Program (CLPPP). The contracts will be effective 10/1/21-9/30/2026.

Tuberculosis

- TCHD nurses continue to case manage one TB case which includes daily DOT and collaboration with TB medical director Dr. MacQueen.

HIV

- TCHD continues to offer Anonymous HIV testing onsite and now in the TC Jail every other Monday. More testing to be offered in the community in the coming months.

Rabies

- Collaboration continues between CHS and EH to resume pre-covid post exposure services on site. CHS continues to oversee the correct treatment for Tompkins County

residents who have had exposure to rabies and have been authorized for post exposure prophylaxis.

Staffing

- We are in process of hiring a new Communicable Disease nurse and hope to have that position filled shortly. The interview process has been completed.

WIC Program:

Caseload Data:

January Final caseload data:

Enrollment: 1140
Participation: 1052
Participation/Enrollment %: 92.28%
91.47%
Participation/Caseload %: 70.13
70.73%

Total participants seen in December: 466

December: 479

Appointment show rate: 91%

Preliminary February

Enrollment: 1160
Participation: 1061
Participation/Enrollment %:

Participation/Caseload %:

Total participants seen in

Appointment show rate: 92%

Program Highlights

1. As mentioned last month in the February report, Tompkins County Health Department submitted a Request for Application (RFA) to continue and secure funding for the WIC program over the next 5 years. On February 18th all applicants received an email and memo from the NYSDOH WIC Director stating that the Department encountered issues during the course of procurement. Therefore, the NYSDOH will be re-issuing the RFA. Applicants' original submissions will be withdrawn. As of March 10th, we have not received any notification for the new RFA.
2. The WIC Clerk vacant position was posted to the HR site and ends March 25th. WIC Director hopes to have the position filled by the end of April.
3. On Wednesday March 9th we celebrated Registered Dietitians Nutritionist Day. This annual event was created by the Academy of Nutrition and Dietetics and is aimed to increase the awareness of Registered Dietitian Nutritionists (RDNs) as the advocates for improving nutritional status nationwide. Did you know that Tompkins County WIC program employs 3 Registered Dietitians? A big Thank you Kelsie Fitch, RDN, CLC;

Cecilia Hagen-Revelins, RDN, CDN; and Cindy Mallery MS, RDN, CLC for their dedication to the WIC Program.

Disease	2022		2021		2020		2019		Ave (2019-2021)	
	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate
SYPHILIS TOTAL.....	3	0	1	0	5	0	2	0	3	0
- P&S SYPHILIS	2	0	1	0	3	0	1	0	2	0
- EARLY LATENT	1	0	0	0	2	0	1	0	1	0
GONORRHEA TOTAL.....	16	0	13	0	11	0	13	0	12	0
- GONORRHEA	16	0	13	0	11	0	13	0	12	0
CHLAMYDIA	43	0	31	0	40	0	38	0	36	0
OTHER VD	0	0	0	0	0	0	1	0	0	0

*Based on month case created, or December for cases created in Jan/Feb of following year

**Confirmed and Probable cases counted

***Not official number

**** In 2017, 27 counties investigated a sample of positive laboratory results; in 2018, 30 counties sampled; in 2019, 33 counties sampled; in 2020, 36 counties sampled.

N.Y.S. Department of Health
Division of Epidemiology
Communicable Disease Monthly Report*, DATE: 03MAR22
Through February
Rates are defined as: Cases/100,000 population/Month

County=TOMPKINS

Disease	2022		2021		2020		2019		Ave (2019-2021)	
	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate
ANAPLASMOSIS**	0	0	100	0	31	0	11	0	47	0
BABESIOSIS**	0	0	20	0	8	0	3	0	10	0
CAMPYLOBACTERIOSIS**	3	0	19	0	17	0	27	0	21	0
CHIKUNGUNYA**	0	0	0	0	0	0	1	0	0	0
COVID-19	6600	0	9502	0	2451	0	0	0	0	0
CRYPTOSPORIDIOSIS**	1	0	14	0	14	0	11	0	13	0
ECOLI SHIGA TOXIN**	0	0	6	0	5	0	4	0	5	0
EHRlichiosis (CHAFEENSIS)**	0	0	0	0	0	0	1	0	0	0
EHRlichiosis (UNDETERMINED)**	0	0	0	0	0	0	1	0	0	0
ENCEPHALITIS, OTHER	0	0	1	0	2	0	1	0	1	0
ENCEPHALITIS, POST	0	0	0	0	1	0	0	0	0	0
GIARDIASIS	0	0	13	0	7	0	26	0	15	0
HAEMOPHILUS INFLUENZAE, NOT TYPE B	1	0	0	0	2	0	4	0	2	0
HEPATITIS A	0	0	7	0	12	0	0	0	6	0
HEPATITIS B,CHRONIC**	5	0	17	0	9	0	7	0	11	0
HEPATITIS C,ACUTE**	1	0	1	0	5	0	6	0	4	0
HEPATITIS C,CHRONIC**	2	0	33	0	36	0	39	0	36	0
INFLUENZA A, LAB CONFIRMED	10	0	265	0	526	0	772	0	521	0
INFLUENZA B, LAB CONFIRMED	1	0	6	0	738	0	62	0	269	0
INFLUENZA UNSPECIFIED, LAB CONFIRMED	0	0	1	0	0	0	1	0	1	0

	2022		2021		2020		2019		Ave (2019-2021)	
Disease	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate
LEGIONELLOSIS	0	0	3	0	0	0	3	0	2	0
LYME DISEASE** ****	30	0	60	0	37	0	55	0	51	0
MALARIA	0	0	0	0	2	0	0	0	1	0
MENINGITIS, ASEPTIC	0	0	0	0	1	0	1	0	1	0
MUMPS**	0	0	0	0	0	0	1	0	0	0
PERTUSSIS**	0	0	0	0	1	0	6	0	2	0
SALMONELLOSIS**	2	0	13	0	8	0	7	0	9	0
SHIGELLOSIS**	0	0	1	0	0	0	0	0	0	0
STREP,GROUP A INVASIVE	2	0	3	0	2	0	5	0	3	0
STREP,GROUP B INVASIVE	0	0	10	0	6	0	9	0	8	0
STREP,GROUP B INV,EARLY/LATE ONSET	0	0	0	0	1	0	0	0	0	0
STREP PNEUMONIAE,INVASIVE**	0	0	4	0	6	0	4	0	5	0
TUBERCULOSIS***	0	0	1	0	2	0	3	0	2	0
VIBRIO - NON 01 CHOLERA**	1	0	1	0	0	0	0	0	0	0
YERSINIOSIS**	0	0	1	0	0	0	2	0	1	0
SYPHILIS TOTAL.....	4	0	24	0	20	0	22	0	22	0
- P&S SYPHILIS	3	0	7	0	8	0	8	0	8	0
- EARLY LATENT	1	0	11	0	8	0	9	0	9	0
- LATE LATENT	0	0	6	0	4	0	5	0	5	0
GONORRHEA TOTAL.....	19	0	142	0	97	0	118	0	119	0
- GONORRHEA	19	0	142	0	96	0	117	0	118	0
- P.I.D.	0	0	0	0	0	0	1	0	0	0
- GONORRHEA,DISSEMINATED	0	0	0	0	1	0	0	0	0	0
CHLAMYDIA	61	0	337	0	396	0	513	0	415	0
CHLAMYDIA PID	0	0	0	0	0	0	2	0	1	0
OTHER VD	0	0	0	0	0	0	1	0	0	0

*Based on month case created, or December for cases created in Jan/Feb of following year

**Confirmed and Probable cases counted; Campylobacter confirmed and suspect

***Not official number

**** In 2017, 27 counties investigated a sample of positive laboratory results; in 2018, 30 counties sampled; in 2019, 33 counties sampled; in 2020, 36 counties sampled.

Children with Special Care Needs Division — (607) 274-6644

Children with Special Care Needs Highlights
February 2022

Staff Activities

General overview of COVID/Program Work

- All CSCN nursing staff attend a weekly meeting for COVID updates. CSCN staff no longer doing Covid work

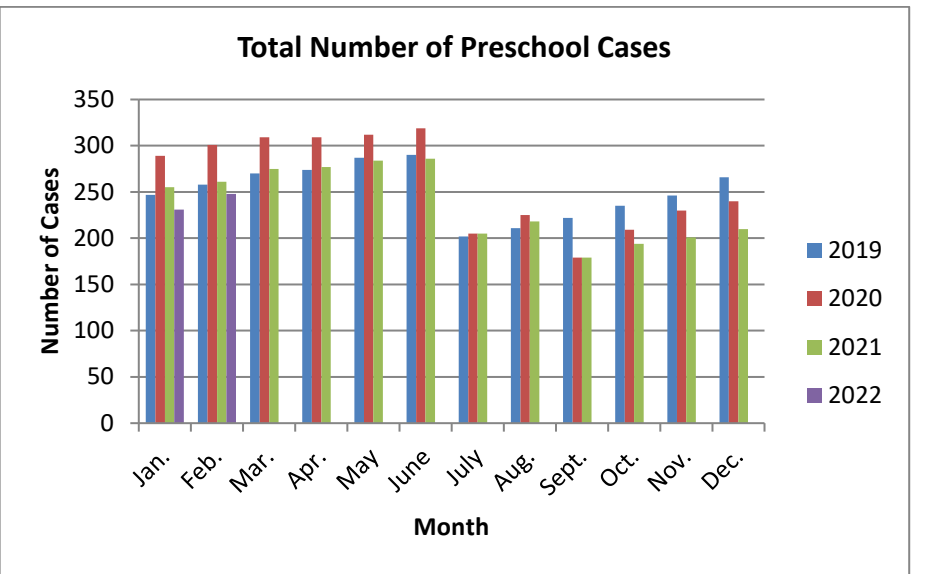
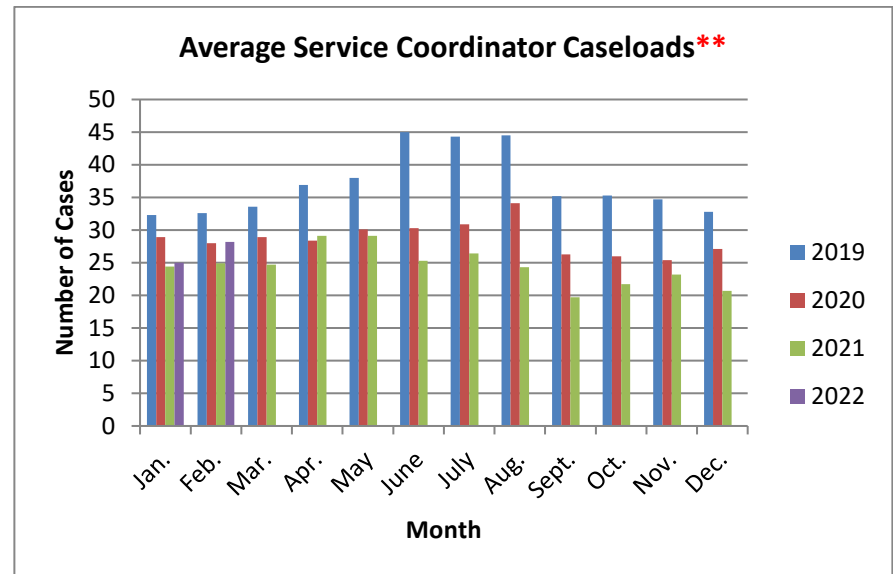
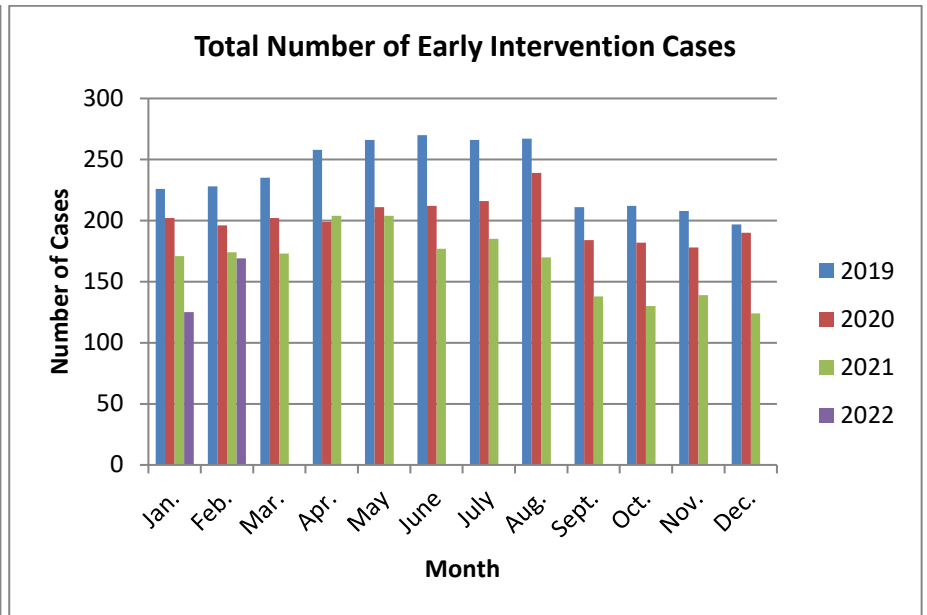
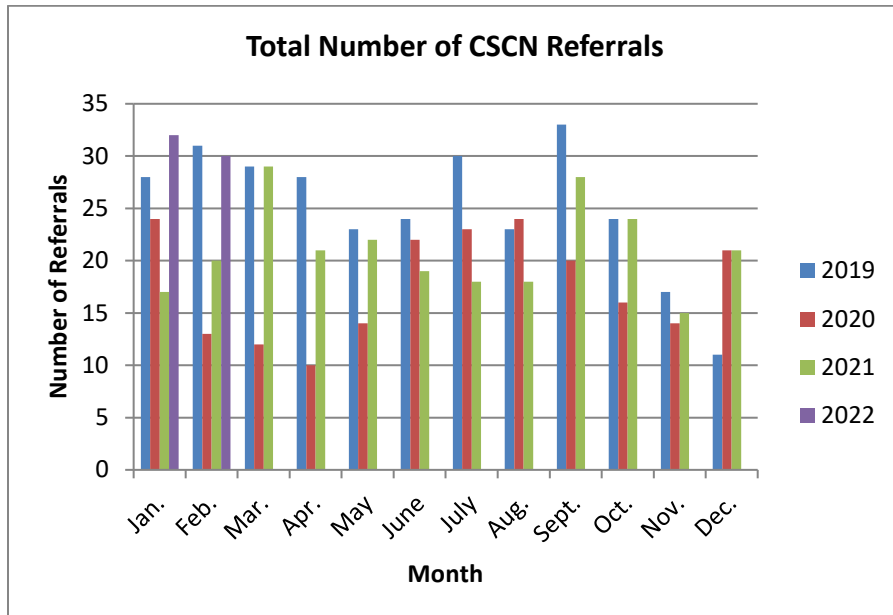
Committees/Meetings

- CSCN Staff attended the Staff meeting 2/15/22

Division Manager—Deb Thomas:

- Senior Leadership Meetings-Debrief meetings every Thursday to review current COVID 19 work and Program work.
- Covid update meetings every Thursday morning
- Preschool McGuinness software demo 2/22/22
- Birnie Bus meetings for contract and billing 2/8/22
- BOH meeting 2/22/22
- Software forms update meeting 2/1/22
- Early Childhood Collaborative meeting 2/7/22
- Systems of Care meetings 2/3/22, 2/10/22,
- Biweekly strategic planning meeting with Sr Leadership 1/21/22
- Cross Functional Team meeting for Strategic Plan 2/16/22
- Meeting with DSS for EI referral process 2/7/22
- PH Core Competency Training 2/1/22
- EI Hub training 2/2/22, 2/16/22
- CYSHCN Project mtg 2/3/22
- Regional Public Health Fellows meeting 2/4/22
- Interviews of new speech providers 2/7/22, 2/16/22
- Interviews for Sr Acct Clerk Typists position 2/22/22, 2/18/22
- CYSHCN mtg re Resource Library 2/11/22
- Initial Service Coordinator monthly meeting 2/8/22

Statistics Based on Calendar Year



****Average Service Coordinator Caseloads showing decrease due to increase in fully oriented Ongoing Service Coordinators, until June 2019 when we experienced staff retirement and leave.**

ENVIRONMENTAL HEALTH DIVISION
<http://www.tompkinscountyny.gov>

Ph: (607) 274-6688
Fx: (607) 274-6695

ENVIRONMENTAL HEALTH HIGHLIGHTS February 2022

Outreach and Division News:

ATUPA Update: After almost a two-year absence due to COVID, Environmental Health (EH) has returned to routine inspection of tobacco retailers for compliance with the Adolescent Tobacco Use Prevention Act (ATUPA). Right around the time the pandemic started, the New York State implemented a new requirement for retailers that banned the in-person sale of all flavored vapor products that contain nicotine. Possibly due to the lack of EH education and routine inspections during the pandemic, over the past two months, we have had two sales of tobacco products to underage individuals and EH staff have seen multiple facilities offering hundreds of banned flavored vapor products for sale.

In response to community concerns about the availability of vaping products and what has been observed in the field, EH has had begun talking with partners including Ithaca Police Department (IPD) and Reality Check to address the availability and use of vaping products by underage youth. IPD will begin providing complaint referrals to EH, and Reality Check is trying to work with the school districts to provide education to the school community. The return to inspections by EH will result in an increase in the number of enforcement actions related to underage sales and for the availability of flavored vapor products with nicotine for sale. The hope is that EH's return to monitoring and enforcement of regulations will curb the availability of banned vape product in the community.

CDBG Septic Upgrade Program: Environmental Health has been awarded a \$855,000 grant request submitted earlier this year that will fund replacement Onsite Wastewater Treatment Systems (OWTS) for low-moderate income households in Tompkins County. The funds come from the NYS Office of Homes and Community Renewal (HCR) Community Development Block Grant (CDBG) program for New York State. The grant will fund 100% of the replacement cost of septic systems for qualifying homeowners over a two-year period. It is estimated that 51 systems will be funded through this program. Average cost of OWTS repairs is more than \$13,000. To qualify, household income must be at or below 80% of Area Median Income (AMI) based on household size - \$61,680 for a family of three - and the existing OWTS must be either failed, impacting a drinking water well, have no records, or be otherwise in need of replacement.

Thoma Development Consultants are managing the administrative and program delivery parts of this grant. In coordination with EH staff, Thoma prepared the required Environmental Review Record (ERR) for the project. A legal notice was placed in the Ithaca Journal in February. The public comment period ended on February 28 with no comments being received. Thoma then submitted the Request for Release of Funds, which was approved by the NYS Office of Community Renewal (OCR) on March 3. Thoma is currently developing the required Administrative Plan and program brochure. Once those documents are completed, Thoma will begin to accept applications for funding. We plan to work initially from the list of potentially interested parties that was developed from the survey conducted during the grant application process.

GrassRoots: GrassRoots had several submittals due in late January and February under Resolution #EH-ENF-21-0011:

- Draft site maps for Onsite and Across the Way (ATW) were due on 1/31/22
- Approvable water plans for Onsite were due on 2/21/22
- Final site plans for Onsite and ATW were due on 2/21/22
- The draft mass gathering application and the campsite size waiver request were due on 3/1/22

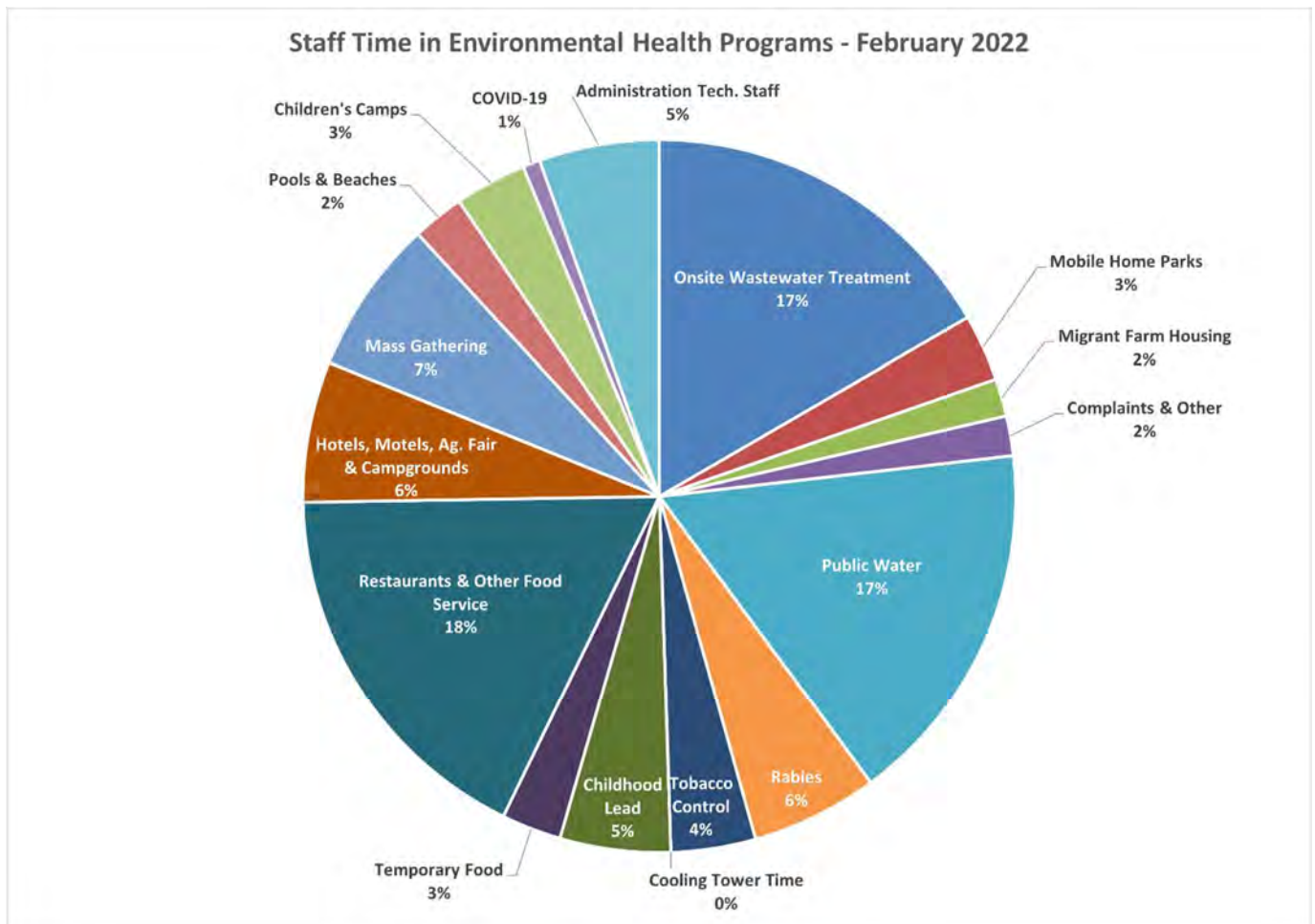
EH staff provided comments on the draft site plans/maps and are in the process of reviewing the other documents that were submitted. GrassRoots has also submitted the required proof of financial resources, which has been forwarded to Tompkins County Finance for review. The final mass gathering application is due on May 16, 2022.

Many camping sites for the festival were previously reserved by attendees before GrassRoots cancelled the 2020 festival due to COVID. GrassRoots has requested to put the remaining camping sites (mainly tent sites) on sale but needs to have acceptable maps and camping language for their website approved before EH will approve additional campsite sales.

Coordination with CHS: EH staff continue to meet with CHS as CHS transitions out of COVID work and develops plans with many new staff for getting back into their pre-COVID involvement in the rabies and communicable disease programs.

Source Water Protection Meetings: Liz Cameron continues to participate in monthly meetings for the City of Ithaca Drinking Water Source Protection Plan (DWSP2), the Auburn DWSP2, and the Interagency Agreement Subcommittee of the Tompkins County Drought Planning and Coordination Committee.

EH Programs Overview:



Division of Environmental Health
Summary of Activity (2022)

	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	YTD	2021 Totals
ON-SITE WASTEWATER TREATMENT SYSTEMS (OWTS)														
Permits Issued	6	3	0	0	0	0	0	0	0	0	0	0	9	220
New Construction/Conversions	4	2											6	105
Replacements	2	1											3	115
Completion Certificates Issued	7	1	0	0	0	0	0	0	0	0	0	0	8	185
New Construction/Conversions	6	1											7	90
Replacements	1	0											1	95
ENGINEERING PLAN REVIEWS														
Realty Subdivisions	0	0											0	0
OWTS	1	2											3	29
Collector Sewer	0	0											0	0
Public Water Systems	0	0											0	7
Water Main Extension	0	0											0	5
Cross-Connection Control Devices	3	1											4	7
Other Water System Modification	0	0											0	3
Other Engineering Reviews	0	0											0	0
RABIES CONTROL PROGRAM														
Potential Human Exposure Investigations	22	19											41	472
Human Post-X Treatments	3	2											5	115
Animal Specimens Tested	8	9											17	172
Animals Testing Positive	1	1											2	4
Rabies Clinics Offered	0	0											0	4
Dogs Vaccinated	0	0											0	398
Cats Vaccinated	0	0											0	258
Ferrets Vaccinated	0	0											0	2
Pet Quarantine	0	0											0	0
CHILDHOOD LEAD PROGRAM														
Children with Elevated Blood Lead Levels	1	1											2	10
Sites Inspected	0	3											3	6
Abatement Completed	0	0											0	1
Lead Assessments Sent	0	0											0	2
FOIL REQUESTS														
Total Received	2	6											8	45
ADOLESCENT TOBACCO USE PREVENTION ACT (ATUPA) (65 Operations *) & CLEAN INDOOR AIR ACT (CIAA)														
ATUPA (Adult & Minor) Compliance Checks	13	47											60	28
Violations	0	0											0	2
CIAA Complaints	0	0											0	5
COMPLAINTS - General/Nuisance														
Complaint Investigations Opened	2	1											3	44
ENFORCEMENT ACTIONS														
Total Cases	5	0											5	17
Cases Related to FSE	4	0											4	6
BOH Penalties Assessed	\$4,900	\$0											\$4,900	\$8,450
BOH Penalties Collected	\$200	\$200											\$400	\$8,000
CUSTOMER SERVICE/SUPPORT														
Calls Received	579	462											1041	11156
Walk-In Customers	15	35											50	440
TCEH Emails Received	424	374											798	6415
Applications Processed	41	167											208	1500
Payment Receipts Processed	18	150											168	1269
Renewals/Billings Sent	107	152											259	872

* As of 1/1/2022

** Includes Pre-op, Inspection, Re-inspection, HAACP, Sanitary Surveys (Doesn't include Co-Inspector/Field Visits)

Food Program Detailed Report:

The results of food service establishment inspections conducted in Tompkins County can be viewed directly on the Environmental Health website (<https://www2.tompkinscountyny.gov/health/eh/food#fsetable>). Inspections can be sorted to meet the needs of the viewer (by facility, date, etc.) by clicking on the column heading of interest.

The following plans were approved this period:

- No plan reviews in February.

New permits were issued for the following facilities:

- Ithaca Beer - Collegetown, C-Ithaca
- Kentucky Fried Chicken, C-Ithaca

Boil Water Orders (BWOs):

New:

- On February 8, 2022, a BWO was issued to the Dollar General store located in North Lansing. The water system has not been approved or inspected by the Tompkins County Health Department. The BWO will remain in effect until plans are approved and the system is inspected by TCHD.

Summary of Open BOH Enforcement Actions:

Date of BOH Action	Facility	Owner/ Operator	Basis for Action	Penalty Assessed	Next BOH Order Deadline	Status
1/25/22	Macro Mamas	Peggy Aker	Food Service Establishment – Repeat Critical Violations	\$200	Payment due 3/15/22	Monitoring Compliance
1/25/22	Taste of Thai Express	Taste of Thai Express Inc.	Food Service Establishment – Violation of Board of Health Orders	\$3200	Payment due 3/15/22	Monitoring Compliance



Frank Kruppa
Public Health Director
55 Brown Road
Ithaca, NY 14850-1247

ENVIRONMENTAL HEALTH DIVISION
www.tompkinscountyny.gov/health/eh

Ph: (607) 274-6688
Fx: (607) 274-6695

CERTIFIED, REGULAR, & ELECTRONIC MAIL

March 9, 2022

Bonner Herren
Thai Basil
118 West State St.
Ithaca, NY 14850

**Re: Tompkins County Board of Health Draft Resolution # EH-ENF-22-0002
Thai Basil, Food Service Establishment, C-Ithaca**

Dear Bonner Herren:

Thank you for signing the Stipulation Agreement on March 2, 2022, for Thai Basil. Enclosed is a copy of the Draft Resolution that the Tompkins County Board of Health will consider at its meeting on **Tuesday, March 22, 2022.**

You or a representative has the right to speak to the Board for a few minutes prior to them taking action. If you wish to speak to the Board, please contact Skip Parr or me at (607) 274-6688 by Friday, March 18, 2022, so that we can coordinate access to the Zoom Meeting.

In lieu of joining the Zoom Meeting, you can submit a written statement for the Board of Health to consider by sending it to: tceh@tompkins-co.org by March 18, 2022. The meeting will also be broadcast through the Tompkins County YouTube Channel, which can be accessed through the following web address: <https://www.youtube.com/channel/UckpJNVbpLLbEbhoDbTIEgSQ> .

Sincerely,

C. Elizabeth Cameron, P.E.
Director of Environmental Health

Enclosure (s) – Draft Resolution, Stipulation Agreement and Orders, and Case Summary

pc: F:\EH\FOOD (SF)\FSE (SF)\Facilities (SF-4)\Thai Basil\Enforcement\Draft Res 22-0002.docx
ec: Tompkins County Board of Health (via; Karan Palazzo, TCHD)
Ithaca Building Department; Mayor Laura Lewis; Travis Brooks, TC Legislature; TCHD: Elizabeth Cameron, P.E.,
Director of Environmental Health; Frank Kruppa, Public Health Director; Kristee Morgan; Skip Parr; Brenda Coyle
scan: Signed copy to Accela

ENVIRONMENTAL HEALTH DIVISION
www.tompkinscountyny.gov/health/eh

Ph: (607) 274-6688
Fx: (607) 274-6695

DRAFT RESOLUTION # EH-ENF-22-0002 FOR

Thai Basil
Sirilux Pensiri USA LLC., Owner; Bonner Herren, Operator
357 Elmira Road
Ithaca, NY 14850

Whereas, the owner/operator of a Food Service Establishment must comply with the regulations established under Subpart 14-1 of the New York State Sanitary Code; **and**

Whereas, it is a critical violation of Part 14-1 of NYSSC to fail to store potentially hazardous under refrigeration; **and**

Whereas, on November 23, 2021, and December 10, 2021, the Tompkins County Health Department (TCHD) observed containers of approximately ten pounds of noodles on the counter at temperatures between 56°F and 60°F; **and**

Whereas, Bonner Herren, Operator, signed a Stipulation Agreement with Public Health Director's Orders on March 2, 2022, agreeing that Thai Basil violated these provisions of the New York State Sanitary Code; **now therefore be it**

Resolved, on recommendation of the Tompkins County Board of Health,
That Sirilux Pensiri USA LLC., Owner, is ordered to:

1. Pay a penalty of \$200 for these violations, due by May 13, 2022. (**Do Not** submit penalty payment until notified by the Tompkins County Health Department.); **and**
2. Store Potentially Hazardous Foods under refrigeration except during necessary preparation (small quantities for short periods of time); **and**
3. Comply with all the requirements of Subpart 14-1 of the New York State Code for Food Service Establishments.



Your Partner for a Healthy Community

Frank Kruppa
Public Health Director
55 Brown Road
Ithaca, NY 14850-1247

ENVIRONMENTAL HEALTH DIVISION
www.tompkinscountyny.gov/health/eh

Ph: (607) 274-6688
Fx: (607) 274-6695

STIPULATION AGREEMENT AND ORDERS # EH-ENF-22-0002

Thai Basil
Sirilux Pensiri USA LLC., Owner; Bonner Herren, Operator
357 Elmira Road
Ithaca, NY 14850

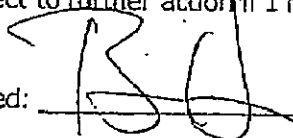
I, Bonner Herren, as a representative for Sirilux Pensiri USA LLC., agree that on November 23, 2021, and December 10, 2021, Thai Basil was in violation of Subpart 14-1 of New York State Sanitary Code for failure to store potentially hazardous foods under refrigeration.

I agree to pay a penalty not to exceed \$200 for these violations following adoption of a resolution by the Board of Health. *(Do not submit penalty payment until notified by the Tompkins County Health Department.)*

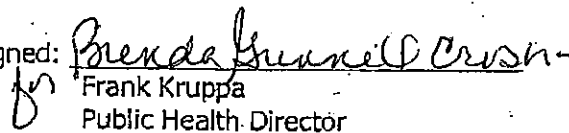
I also agree to comply with the following Orders when signed by the Tompkins County Public Health Director:

1. Store Potentially Hazardous Foods under refrigeration except during necessary preparation (small quantities for short periods of time); and
2. Comply with all the requirements of Subpart 14-1 of the New York State Code for Food Service Establishments.

I understand this agreement is offered as an alternative to a formal administrative hearing and that I am subject to further action if I fail to comply with the orders.

Signed:  Date: 3/2/22

Sirilux Pensiri USA LLC, is hereby ordered to comply with these Orders of the Public Health Director.

Signed:  Date: 3/4/2022
Frank Kruppa
Public Health Director



Frank Kruppa
Public Health Director
55 Brown Road
Ithaca, NY 14850-1247

ENVIRONMENTAL HEALTH DIVISION
www.tompkinscountyny.gov/health/eh

Ph: (607) 274-6688
Fx: (607) 274-6695

CASE SUMMARY – FOR RESOLUTION # EH-ENF-22-0002

Thai Basil
Sirilux Pensiri USA LLC., Owner; Bonner Herren, Operator
118 West State St.
Ithaca, NY 14850

March 2022

Date	Action
03/03/2022	Signed stipulation agreement received by TCHD.
02/15/2022	Stipulation agreement sent by TCHD.
12/10/2021	Re-inspection by TCHD. Violation: See attached inspection report.
11/23/2021	Inspection by TCHD. Violation: See attached inspection report.
11/05/2021	Re-inspection by TCHD. Violations cited on 09/16/2021 were corrected. No violations were observed.
09/16/2021	Re-inspection by TCHD. Violation: Potentially hazardous foods were not kept at or below 45°F during cold holding. Products in refrigerated storage were observed to be at 58°F.
08/06/2021	Inspection by TCHD. Violations: Potentially hazardous foods were not stored under refrigeration. Product on a counter was observed to be at 74°F.
10/09/2020	Inspection by TCHD. No critical violations were observed.
02/28/2020	Inspection by TCHD. Violations: Potentially hazardous foods were not stored under refrigeration. Products in three locations were observed to be at 54°F, 55°F and 62°F. Potentially hazardous foods were not kept at or above 140°F during hot holding. Product in hot holding was observed to be at 112-114°F.
12/10/2019	Re-inspection by TCHD. Violations cited on 11/19/2019 were corrected. No violations were observed.
11/19/2019	Inspection by TCHD. Violations: Potentially hazardous foods were not kept at or below 45°F during cold holding. Products in refrigerated storage were observed to be at 49°F. Potentially hazardous foods were not stored under refrigeration. Products in three locations were observed to be at 61°F, 62°F and 47-49°F.
03/28/2019	Re-inspection by TCHD. Violations cited on 02/20/2019 were corrected. No critical violations were observed.
02/20/2019	Re-inspection by TCHD. Violation: Potentially hazardous foods were not kept at or below 45°F during cold holding. Products in refrigerated storage were observed to be at 49-53°F.
01/08/2019	Inspection by TCHD. Violations: Potentially hazardous foods were not stored under refrigeration. Product on a counter during the inspection was observed to be at 57°F.
10/04/2018	Re-inspection by TCHD. Violation cited on 08/31/2018 was corrected. No violations observed.
08/31/2018	Inspection by TCHD. Violations: Potentially hazardous foods were not kept at or below 45°F during cold holding. Products in refrigerated storage were observed to be at 55-69°F. Potentially hazardous foods were not cooled by an approved method.

Inclusion Through Diversity

	Potentially hazardous foods were not stored under refrigeration. Product moved from the counter to a cooler during the inspection was observed to be at 69°F.
03/21/2018	Inspection by TCHD. No critical violations were observed.
12/20/2017	Re-inspection by TCHD. Violation cited on 12/13/2017 was corrected. No violations observed.
12/13/2017	Inspection by TCHD. Violation: Potentially hazardous foods were not stored under refrigeration. Product on a shelf was observed to be at 55°F.
07/27/2017	Re-inspection by TCHD. Violation cited on 06/07/2017 was corrected. No violations observed.
06/07/2017	Inspection by TCHD. Violation: Potentially hazardous foods were not kept at or below 45°F during cold holding. Products in refrigerated storage were observed to be at 56-58°F.
03/06/2017	Permit to operate Thai Basil issued.

TOMPKINS COUNTY HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
55 BROWN ROAD
Ithaca, NY 14850-0000
(607) 274-6688
TCEH@tompkins-co.org

Food Service Establishment Inspection Summary Report

Operation: THAI BASIL (ID: 952202)
Facility Name: THAI BASIL
Facility Code: 54-AA13 Facility Email: bonnerherren@hotmail.com
Facility Address: 118 West State Street, Ithaca, NY 14850

To the Attention of:

Bonner Herren
118 W State St
Ithaca, NY 14850
Email: bonnerherren@hotmail.com

Re-Inspection

Date: December 10, 2021 06:05 PM
Inspector: Joan Pike (jpike@tompkins-co.org)
Responsible Person: Sakckai Boonchaliew
Additional Email(s): kmorgan@tompkins-co.org

Summary

Number of Public Health Hazards Found:	1
Number of Public Health Hazards NOT Corrected:	0
Number of Other Violations Found:	0

Reinspection is Required

Each item found in violation is reported below along with the code requirement.

IMPROPER COOLING AND REFRIGERATED STORAGE OF POTENTIALLY HAZARDOUS FOODS.

ITEM # 5C WAS FOUND IN VIOLATION 1 TIME(S). CRITICAL VIOLATION

Part or parts of the item were observed to be in violation which were corrected at the time of inspection.

Code Requirements: Potentially hazardous foods are not stored under refrigeration except during necessary preparation or approved precooling procedures (room temperature storage).

Inspector Findings: Observed two containers containing approximately ten pounds noodles on the counter to the far right of the kitchen. The noodles temped at 60F.
Action: Operator moved the backup container to the walk in cooler and kept the container of noodles that was constantly being used in service out. Operator understood that this was a practical option moving forward. Potentially hazardous foods must be held at or above 45 degrees F. This is a repeat violation and Board of Health Action will be pursued.

NO ADDITIONAL VIOLATIONS REPORTED

Additional Information Collected During Inspection

Comments: One Part I Critical Item Violations
No Part II Blue Item Violations



Inspector: Joan Pike (jpik@tompkins-co.org)



Received by: Sakckai Boonchaliew

TOMPKINS COUNTY HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
55 BROWN ROAD
Ithaca, NY 14850-0000
(607) 274-6688
TCEH@tompkins-co.org

Food Service Establishment Inspection Summary Report

Operation: THAI BASIL (ID: 952202)
Facility Name: THAI BASIL
Facility Code: 54-AA13 Facility Email: bonnerherren@hotmail.com
Facility Address: 118 West State Street, Ithaca, NY 14850

To the Attention of:

Bonner Herren
118 W State St
Ithaca, NY 14850
Email: bonnerherren@hotmail.com

Inspection

Date: November 23, 2021 11:15 AM
Inspector: Clayton Maybee (cmaybee@tompkins-co.org)
Responsible Person: Kulsurapa Rasribut
Additional Email(s): kmorgan@tompkins-co.org

Summary

Number of Public Health Hazards Found: 1
Number of Public Health Hazards NOT Corrected: 0
Number of Other Violations Found: 1

Reinspection is Required

Each item found in violation is reported below along with the code requirement.

IMPROPER COOLING AND REFRIGERATED STORAGE OF POTENTIALLY HAZARDOUS FOODS.

ITEM # 5C WAS FOUND IN VIOLATION 1 TIME(S). CRITICAL VIOLATION

Part or parts of the item were observed to be in violation which were corrected at the time of inspection.

Code Requirements: Potentially hazardous foods are not stored under refrigeration except during necessary preparation or approved precooling procedures (room temperature storage).

Inspector Findings: Observed two containers containing approximately ten pounds noodles on the counter at 56 and 57 degrees F. The noodles had been taken out to thaw less than two hours prior to the inspection and were moved to the walk-in cooler during the inspection.

Action: Thaw frozen foods using an approved method and maintain potentially hazardous foods at or above 45 degrees F in storage.

FOOD NOT PROTECTED IN GENERAL

ITEM # 8A WAS FOUND IN VIOLATION 1 TIME(S).

All or parts of the item are violations.

Code Requirements: Food not protected during storage, preparation, display, transportation and service, from potential sources of contamination (e.g., food uncovered, mislabeled, stored on floor, missing or inadequate sneeze guards, food containers double stacked)

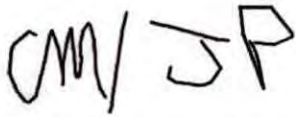
Inspector Findings: Observed food stored on the floor in the walk-in cooler and in the dry storage area.

Action: Store food off the floor.

Additional Information Collected During Inspection

Comments: Part I Critical Item Violation 5C
Part II Blue Item Violation 8A

Re-inspection Required.



Inspector: Clayton Maybee (cmaybee@tompkins-co.org)



Received by: Kulsurapa Rasribut

ENVIRONMENTAL HEALTH DIVISION
www.tompkinscountyny.gov/health/eh

Ph: (607) 274-6688
Fx: (607) 274-6695

CERTIFIED, REGULAR, & ELECTRONIC MAIL

March 9, 2022

Jay Desai
Super 8 Motel
400 South Meadow St.
Ithaca, NY 14850

**Re: Tompkins County Board of Health Draft Resolution # EH-ENF-22-0003
Super 8 Temporary Residence, C-Ithaca**

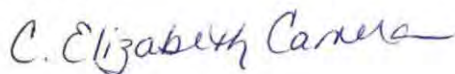
Dear Jay Desai:

Thank you for signing the Stipulation Agreement on March 4, 2022, for Super 8 Motel. Enclosed is a copy of the Draft Resolution that the Tompkins County Board of Health will consider at its meeting on **Tuesday, March 22, 2022.**

You or a representative has the right to speak to the Board for a few minutes prior to them taking action. If you wish to speak to the Board, please contact Skip Parr or me at (607) 274-6688 by Friday, March 18, 2022, so that we can coordinate access to the Zoom Meeting.

In lieu of joining the Zoom Meeting, you can submit a written statement for the Board of Health to consider by sending it to: tceh@tompkins-co.org by March 18, 2022. The meeting will also be broadcast through the Tompkins County YouTube Channel, which can be accessed through the following web address: <https://www.youtube.com/channel/UCkpJNVbpLLbEbhoDbTIEgSQ> .

Sincerely,



C. Elizabeth Cameron, P.E.
Director of Environmental Health

Enclosure (s) – Draft Resolution, Stipulation Agreement and Orders, and Case Summary

pc: F:\EH\TEMPORARY RESIDENCE (TR)\Facilities (TR-4)\Super 8 Motel\Enforcement\Draft Res 22-0003.docx
ec: Tompkins County Board of Health (via; Karan Palazzo, TCHD)
Ithaca Building Department; Mayor Laura Lewis; Travis Brooks, TC Legislature; TCHD: Elizabeth Cameron, P.E.,
Director of Environmental Health; Frank Kruppa, Public Health Director; Kristee Morgan; Cynthia Mosher; Skip Parr;
Brenda Coyle
scan: Signed copy to Accela



Your Partner for a Healthy Community

Frank Kruppa
Public Health Director
55 Brown Road
Ithaca, NY 14850-1247

ENVIRONMENTAL HEALTH DIVISION
www.tompkinscountyny.gov/health/eh

Ph: (607) 274-6688
Fx: (607) 274-6695

DRAFT RESOLUTION # 22-0003 FOR

**Super 8 Motel
Jay Desai, Owner
400 South Meadow St., C-Ithaca
Ithaca, NY 14850**

Whereas, an owner/operator of a Temporary Residence must comply with the regulations established under Subpart 7-1 of the New York State Sanitary Code (NYSSC); **and**

Whereas, it is a critical violation of Part 7-1 of the NYSSC to fail to maintain fire and smoke doors as designed, and to fail to maintain the electrical system free from risk of imminent shock or fire hazards; **and**

Whereas, on April 28, 2021, and December 15, 2021, the Tompkins County Health Department (TCHD) observed fire doors propped open with door stops. In addition, TCHD observed incorrect use of power strips, and electrical outlets missing covers; **and**

Whereas, Sarah Schutt, Manager, on behalf of Jay Desai, signed a Stipulation Agreement with Public Health Director's Orders on March 4, 2022, agreeing that Best Western University Inn violated this provision of the New York State Sanitary Code; **now therefore be it**

**Resolved, on recommendation of the Tompkins County Board of Health,
That Satish Duggal, Operator, is ordered to:**

1. Pay a penalty of \$400 for these violations, **due by May 15, 2022**. (**Do Not** submit penalty payment until notified by the Tompkins County Health Department.); **and**
2. Maintain all fire safety devices and smoke doors as designed; **and**
3. Maintain the electrical system free of imminent fire or shock risk; **and**
4. Comply with all the requirements of Subpart 7-1 of the New York State Code for Temporary Residences.

ENVIRONMENTAL HEALTH DIVISION
www.tompkinscountyny.gov/health/eh

Ph: (607) 274-6688
Ex: (607) 274-6695

CASE SUMMARY – FOR RESOLUTION # EH-ENF-22-0003

Super 8 Motel
Jay Desai, Owner
400 South Meadow St.
Ithaca, NY 14850

March 2022

Date	Action
03/04/2022	Signed stipulation agreement received by TCHD.
02/15/2022	Stipulation agreement sent by TCHD.
12/15/2021	Re-inspection by TCHD. Violation: See attached inspection report.
04/28/2021	Inspection by TCHD. Violation: See attached inspection report.
12/04/2020	Complaint Investigation by TCHD regarding lack of face masks by staff. No critical violations were observed.
01/16/2020	Re-inspection by TCHD. Violations cited on 1/07/2020 were corrected.
01/07/2020	Inspection by TCHD. Violation: Fire doors were observed to be wedged open, Appliances were observed to be plugged directly into power strips.
06/25/2019	Complaint Investigation by TCHD regarding black mold. No critical violations were observed.
04/12/2019	Inspection by TCHD. No critical violations were observed. Fire doors were observed to be wedged open and appliances were observed to be plugged directly into power strips.
02/14/2019	Permit to operate Super 8 Motel issued.

TOMPKINS COUNTY HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
55 BROWN ROAD
Ithaca, NY 14850-0000
(607) 274-6688
TCEH@tomkins-co.org

Temporary Residence Inspection Summary Report

Operation: SUPER 8 MOTEL (ID: 1012536)
Facility Name: SUPER 8 MOTEL
Facility Code: 54-2480 Facility Email: gmithacasuper8@gmail.com
Facility Address: 400 South Meadow Street, Ithaca, NY 14850

To the Attention of:

Sarah Shutt
FATEHGUNJ HOSPITALITY, INC.
400 South Meadow Street
Ithaca, NY 14850
Email: gmithacasuper8@gmail.com

Re-Inspection

Date: December 15, 2021 10:17 AM
Inspector: Cynthia Mosher (cmosher@tomkins-co.org)
Responsible Person: Sarah Schutt

Summary

Number of Public Health Hazards Found: 2
Number of Public Health Hazards NOT Corrected: 0
Number of Other Violations Found: 3

Reinspection is Required

Each item found in violation is reported below along with the code requirement.

PUBLIC HEALTH HAZARDS

ITEM # 1 WAS FOUND IN VIOLATION 1 TIME(S). PUBLIC HEALTH HAZARD

Part or parts of the item were observed to be in violation which were corrected at the time of inspection.

Code Requirements: Electrical service, wiring, components free from imminent fire or shock hazard {7-1.4b(1)}

Inspector Findings: Refrigerators and microwaves plugged into power strips in guest rooms, extension cord with multi-plug in breakfast room.

Correction: Appliances must be plugged directly into outlets.

PUBLIC HEALTH HAZARDS

ITEM #11 WAS FOUND IN VIOLATION 1 TIME(S). PUBLIC HEALTH HAZARD

Part or parts of the item were observed to be in violation which were corrected at the time of inspection.

Code Requirements: Required exit/ smoke barrier doors, emergency lights, exit signs maintained {7-1.4b(11)}

Inspector Findings: Fire door on stairwell by front desk propped open with door stop. Repeat violation.

GENERAL

ITEM #14 WAS FOUND IN VIOLATION 1 TIME(S).

All or parts of the item are violations.

Code Requirements: Valid permit to operate, conspicuously posted {7-1.3(a),(g)}

Inspector Findings: Permit not displayed where able to see at front desk, permit in office area.

Correction: Place permit in visible area.

FIRE SAFETY

ITEM #27 WAS FOUND IN VIOLATION 1 TIME(S).

All or parts of the item are violations.

Code Requirements: Exit signs/emergency lighting readily visible, operational, safe path of travel identified {7-1.8(d)}

Inspector Findings: Laundry room emergency light fails to light on test.

Correction: ensure all emergency lights are fully operational.

FIRE SAFETY

ITEM #29 WAS FOUND IN VIOLATION 1 TIME(S).

All or parts of the item are violations.

Code Requirements: Vertical/horizontal confinement - existing building features maintained as designed {7-1.8(f)}

Inspector Findings: Laundry chute door in laundry room does not fully close.

Correction: All laundry chutes must fully close and latch.

Additional Information Collected During Inspection

Permitted Capacity: 63 Rooms / Units

Comments: Two Part I Critical Violations
Three Part II Non-Critical Violations

Reinspection required

Unable to check room 206 for repair as room has guest. Will need inspection.

Fire doors propped open, repeat violation.

Power strips in rooms not cited in 2021 inspection but cited in prior year inspections.

CO detectors in hallways replaced and in full operation.

Mask policy not enforced. Guests seen in public areas without masks. Front desk had to be asked to put on mask.

Staff refusal to wear mask when asked, while mask mandates are in effect, will result in future, immediate enforcement action.



Inspector: Cynthia Mosher (cmosher@tompkins-co.org)

TOMPKINS COUNTY HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
55 BROWN ROAD
Ithaca, NY 14850-0000
(607) 274-6688
TCEH@tompkins-co.org

Temporary Residence Inspection Summary Report

Operation: SUPER 8 MOTEL (ID: 1012536)
Facility Name: SUPER 8 MOTEL
Facility Code: 54-2480 Facility Email: gmithacasuper8@gmail.com
Facility Address: 400 South Meadow Street, Ithaca, NY 14850

To the Attention of:

Sarah Shutt
FATEHGUNJ HOSPITALITY, INC.
400 South Meadow Street
Ithaca, NY 14850
Email: gmithacasuper8@gmail.com

Inspection

Date: April 12, 2019 10:42 AM
Inspector: Anne Wildman (awildman@tompkins-co.org)
Responsible Person: Tony Patel
Additional Email(s): super8ithaca@gmail.com

Summary

Number of Public Health Hazards Found: 0
Number of Public Health Hazards NOT Corrected: 0
Number of Other Violations Found: 8

Reinspection is not Required

Each item found in violation is reported below along with the code requirement.

NO PUBLIC HEALTH HAZARDS REPORTED

FIRE SAFETY

ITEM #24 WAS FOUND IN VIOLATION 1 TIME(S).

All or parts of the item are violations.

Code Requirements: Fire alarm system: operated/maintained - maintenance documentation available on-site {7-1.8(a)}

Inspector Findings: Additional carbon monoxide detector/alarm required outside the laundry on the side nearest the lobby, before closest guest room door.

FIRE SAFETY

ITEM #29 WAS FOUND IN VIOLATION 2 TIME(S).

All or parts of the item are violations.

Code Requirements: Vertical/horizontal confinement - existing building features maintained as designed {7-1.8(f)}

Inspector Findings: Fire doors at top/bottom of stairwell wedged open. Corrected during inspection.

FACILITY MISCELLANEOUS

ITEM #37 WAS FOUND IN VIOLATION 5 TIME(S).

All or parts of the item are violations.

Code Requirements: Electrical services, wiring/fixtures - maintained {7-1.14}

Inspector Findings: In rooms 127, 133, 204, 216 and 220 coffee makers and microwave ovens were plugged into plug strips. Corrected during inspection by replugging directly into wall outlets, with non-heating appliances moved to the plug strips. Head of housekeeping will instruct all housekeepers to check and correct plug placement during routine room maintenance.

Additional Information Collected During Inspection

Permitted Capacity: 63 Rooms / Units



Inspector: Anne Wildman (awildman@tomkins-co.org)



Received by: Tony Patel



Your Partner for a Healthy Community

Frank Kruppa
Public Health Director
55 Brown Road
Ithaca, NY 14850-1247

ENVIRONMENTAL HEALTH DIVISION
www.tompkinscountyny.gov/health/eh

Ph: (607) 274-6688
Fx: (607) 274-6695

CERTIFIED, REGULAR, & ELECTRONIC MAIL

March 9, 2022

Satish Duggal
Best Western University Inn
1020 Ellis Hollow Road
Ithaca, NY 14850

**Re: Tompkins County Board of Health Draft Resolution # EH-ENF-22-0004
Best Western University Inn, T-Ithaca**

Dear Satish Duggal:

Thank you for signing the Stipulation Agreement on March 2, 2022, for Best Western University Inn. Enclosed is a copy of the Draft Resolution that the Tompkins County Board of Health will consider at its meeting on **Tuesday, March 22, 2022**.

You or a representative has the right to speak to the Board for a few minutes prior to them taking action. If you wish to speak to the Board, please contact Skip Parr or me at (607) 274-6688 by Friday, March 18, 2022, so that we can coordinate access to the Zoom Meeting.

In lieu of joining the Zoom Meeting, you can submit a written statement for the Board of Health to consider by sending it to: tceh@tompkins-co.org by March 18, 2022. The meeting will also be broadcast through the Tompkins County YouTube Channel, which can be accessed through the following web address: <https://www.youtube.com/channel/UckpJNVbpLLbEbhoDbTIEgSQ> .

Sincerely,

C. Elizabeth Cameron, P.E.
Director of Environmental Health

Enclosure (s) – Draft Resolution, Stipulation Agreement and Orders, and Case Summary

pc: F:\EH\TEMPORARY RESIDENCE (TR)\Facilities (TR-4)\Best Western\Enforcement-Legal\2021\Draft Res 22-0004.docx
ec: Tompkins County Board of Health (via; Karan Palazzo, TCHD)
CEO T-Ithaca; Shawna Black, TC Legislature; TCHD: Elizabeth Cameron, P.E., Director of Environmental Health; Frank Kruppa, Public Health Director; Kristee Morgan; Skip Parr; Brenda Coyle; Cynthia Mosher
scan: Signed copy to Accela



Your Partner for a Healthy Community

Frank Kruppa
Public Health Director

55 Brown Road
Ithaca, NY 14850-1247

ENVIRONMENTAL HEALTH DIVISION
www.tompkinscountyny.gov/health/eh

Ph: (607) 274-6688
Fx: (607) 274-6695

DRAFT RESOLUTION # 22-0004 FOR

**Best Western University Inn
Satish Duggal, Owner
1020 Ellis Hollow Rd., T-Ithaca
Ithaca, NY 14850**

Whereas, an owner/operator of a Temporary Residence must comply with the regulations established under Subpart 7-1 of the New York State Sanitary Code (NYSSC); **and**

Whereas, it is a critical violation of Part 7-1 of the NYSSC to fail to maintain emergency lights and exit signs and failure to maintain required exits; **and**

Whereas, on November 30, 2021, and December 21, 2021, the Tompkins County Health Department (TCHD) observed multiple emergency lights and exit signs to be not fully functional during normal operation and when operating off battery backup. In addition, TCHD observed the failure to maintain one required exit to prevent impediment of egress; **and**

Whereas, Stephen Berwald, Manager, on behalf of Satish Duggal, signed a Stipulation Agreement with Public Health Director's Orders on March 2, 2022, agreeing that Best Western University Inn violated this provision of the New York State Sanitary Code; **now therefore be it**

**Resolved, on recommendation of the Tompkins County Board of Health,
That Satish Duggal, Operator, is ordered to:**

1. Pay a penalty of \$400 for these violations, **due by May 15, 2022**. (**Do Not** submit penalty payment until notified by the Tompkins County Health Department.); **and**
2. Maintain all emergency lights and exit signs so they are fully functional during normal operation and when operating off battery backup; **and**
3. Maintain all required exits so that egress is not impeded; **and**
4. Comply with all the requirements of Subpart 7-1 of the New York State Code for Temporary Residences.



Your Partner for a Healthy Community

Frank Kruppa
Public Health Director
55 Brown Road
Ithaca, NY 14850-1247

ENVIRONMENTAL HEALTH DIVISION
www.tompkinscountyny.gov/health/eh

Ph: (607) 274-6688
Fx: (607) 274-6695

STIPULATION AGREEMENT AND ORDERS # EH-ENF-22-0004

**Best Western University Inn
Satish Duggal, Owner
1020 Ellis Hollow Rd., T-Ithaca
Ithaca, NY 14850**

I, Satish Duggal, as a representative for Best Western University Inn, agree that on November 30, 2021, and December 21, 2021, Best Western University Inn was in violation of Subpart 7-1 of the New York State Sanitary Code for failure to maintain emergency lights and exit signs, and failure to maintain a required exit.

I agree to pay a penalty not to exceed \$400 for these violations following adoption of a resolution by the Board of Health. *(Do not submit penalty payment until notified by the Tompkins County Health Department.)*

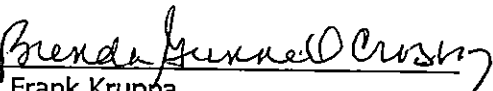
I also agree to comply with the following Orders when signed by the Tompkins County Public Health Director:

1. Maintain all emergency lights and exit signs so they are fully functional during normal operation and when operating off of battery backup; **and**
2. Maintain all required exits so that egress is not impeded; **and**
3. Comply with all the requirements of Subpart 7-1 of the New York State Code for Temporary Residences.

I understand this agreement is offered as an alternative to a formal administrative hearing and that I am subject to further action if I fail to comply with the orders.

Signed:  Date: 3/2/2022

Best Western University Inn is hereby ordered to comply with these Orders of the Public Health Director.

Signed:  Date: 3/3/22
for Frank Kruppa
Public Health Director



Frank Kruppa
Public Health Director
55 Brown Road
Ithaca, NY 14850-1247

ENVIRONMENTAL HEALTH DIVISION
www.tompkinscountyny.gov/health/eh

Ph: (607) 274-6688
Fx: (607) 274-6695

CASE SUMMARY – FOR RESOLUTION # EH-ENF-22-0004

**Best Western University Inn
Satish Duggal, Owner
1020 Ellis Hollow Road
Ithaca, NY 14850**

March 2022

Date	Action
03/02/2022	Signed stipulation agreement received by TCHD.
02/15/2022	Stipulation agreement sent by TCHD.
12/22/2022	Site visit by Town of Ithaca Code Enforcement in response to TCHD request. Facility placed on fire-watch with requirement for maintaining logs and submitting logs to Code Enforcement every four days.
12/21/2021	Re-inspection by TCHD. Violation: See attached inspection report.
11/30/2021	Inspection by TCHD. Violation: See attached inspection report.
01/06/2020	Inspection by TCHD. No critical violations were observed.
01/15/2019	Inspection by TCHD. No critical violations were observed.
2018	2018 TCHD inspection waived per Temporary Residence inspection policy.
11/16/2017	Inspection by TCHD. No critical violations were observed.
08/09/2016	Re-inspection by TCHD. No critical violations were observed.
02/04/2016	Inspection by TCHD. Violation: Fire doors were observed to be unable to close completely, Many crash bars were observed to be sticking or hard to push in.

TOMPKINS COUNTY HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
55 BROWN ROAD
Ithaca, NY 14850-0000
(607) 274-6688
TCEH@tom-pkins-co.org

Temporary Residence Inspection Summary Report

Operation: BEST WESTERN UNIVERSITY INN (ID: 313200)
Facility Name: BEST WESTERN UNIVERSITY INN
Facility Code: 54-2542 Facility Email: tterry@twintierhospitality.com
Facility Address: 1020 Ellis Hollow Road, Ithaca, NY 14850

To the Attention of:

Sarah Lasher
SOUTHERN TIER HOSPITALITY, LLC
Best Western University Inn
1020 Ellis Hollow Rd
Ithaca, NY 14850
Email: slasher@twintierhospitality.com

Re-Inspection

Date: December 21, 2021 01:00 PM
Inspector: Cynthia Mosher (cmosher@tom-pkins-co.org)
Responsible Person: John Rabick
Additional Email(s): jedrabick1234@gmail.com

Summary

Number of Public Health Hazards Found: 12
Number of Public Health Hazards NOT Corrected: 12
Number of Other Violations Found: 3

Reinspection is Required

Each item found in violation is reported below along with the code requirement.

PUBLIC HEALTH HAZARDS

ITEM #10 WAS FOUND IN VIOLATION 1 TIME(S). PUBLIC HEALTH HAZARD

All or parts of the item are violations.

Code Requirements: Required exits provided/maintained {7-1.4b(10)}

Inspector Findings: One side of exit door to outside on 300 building by room 301 locked closed using door mechanism locking into frame. Per staff, hinges need repair, wind catches door and swings open, breaking glass in door. Anticipating repair on Thursday.

Correction: repair door so that exit doors permit free egress.

PUBLIC HEALTH HAZARDS

ITEM #11 WAS FOUND IN VIOLATION 11 TIME(S). PUBLIC HEALTH HAZARD

All or parts of the item are violations.

Code Requirements: Required exit/ smoke barrier doors, emergency lights, exit signs maintained {7-1.4b(11)}

Inspector Findings: All original exit lights fail to light on battery back up in 100 wing
All original emergency lights fail to light on battery back up in 100 wing
Some newer emergency lights in 100 wing fail to light on battery back up
Some newer exit lights in 100 wing fail to light on battery back up.
Emergency light by 300 fails to light on battery back up.
Exit light by 306 fails to light on battery back up.
Exit light by 410 fails to light on battery back up.
Emergency light by 410 fails to light on battery back up.
Exit light at double door across from 410
Exit lights on both sides of fire doors by room 416 fail to light on battery back up.
Exit light by room 427 fails to light on battery back up.
Emergency light by brochure stand in basement area of reception building fails to light on battery back up

Low occupancy on previous inspection, recommended use only areas where adequate emergency and exit lighting. Hotel currently occupied with COVID isolation from Cornell at higher number than guest rooms that might fit acceptable criteria.

Unit was replaced at one exit in 100 building, however the majority of lights still need replacement or repair.

FIRE SAFETY

ITEM #29 WAS FOUND IN VIOLATION 2 TIME(S).

All or parts of the item are violations.

Code Requirements: Vertical/horizontal confinement - existing building features maintained as designed {7-1.8(f)}

Inspector Findings: Fire flow room in 400 building, inner fire door is propped open with mattress and other furniture.
Fire door in basement of registration building where flammables cabinet is stored blocked open by furniture.
Correction: Fire doors to mechanical/electrical rooms must be unobstructed and closed at all times.

FACILITY MISCELLANEOUS

ITEM #37 WAS FOUND IN VIOLATION 1 TIME(S).

All or parts of the item are violations.

Code Requirements: Electrical services, wiring/fixtures - maintained {7-1.14}

Inspector Findings: Multiple panel rooms have objects obstructing access to or leaning on electrical panel doors

Additional Information Collected During Inspection

Permitted Capacity: 101 Rooms / Units

Comments: Twelve Part I Critical Violations
Three Part II Non-Critical Violations

Co-inspection with Emily Rodekoher, Ithaca Fire Department

Reinspection required

No rooms were inspected/reinspected at this time due to COVID isolation occurring at hotel.

Staff stated emergency and exit lighting was ordered, has not arrived. Has batteries available for some newer units, some units have built-in non-replaceable batteries. Appointment scheduled for repair of one exit light and for exit door.

Paperwork has been removed from flammables cabinet room and from near the furnace equipment in the Registration building.

Potential code enforcement violations will be reported to Code Enforcement.



Inspector: Cynthia Mosher (cmosher@tompkins-co.org)

TOMPKINS COUNTY HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
55 BROWN ROAD
Ithaca, NY 14850-0000
(607) 274-6688
TCEH@tom-pkins-co.org

Temporary Residence Inspection Summary Report

Operation: BEST WESTERN UNIVERSITY INN (ID: 313200)
Facility Name: BEST WESTERN UNIVERSITY INN
Facility Code: 54-2542 Facility Email: tterry@twintierhospitality.com
Facility Address: 1020 Ellis Hollow Road, Ithaca, NY 14850

To the Attention of:

Sarah Lasher
SOUTHERN TIER HOSPITALITY, LLC
Best Western University Inn
1020 Ellis Hollow Rd
Ithaca, NY 14850
Email: slasher@twintierhospitality.com

Inspection

Date: November 30, 2021 10:00 AM
Inspector: Cynthia Mosher (cmosher@tom-pkins-co.org)
Responsible Person: John Rabick
Additional Email(s): jedrabick1234@gmail.com

Summary

Number of Public Health Hazards Found: 15
Number of Public Health Hazards NOT Corrected: 0
Number of Other Violations Found: 4

Reinspection is Required

Each item found in violation is reported below along with the code requirement.

PUBLIC HEALTH HAZARDS

ITEM # 1 WAS FOUND IN VIOLATION 1 TIME(S). PUBLIC HEALTH HAZARD

Part or parts of the item were observed to be in violation which were corrected at the time of inspection.

Code Requirements: Electrical service, wiring, components free from imminent fire or shock hazard {7-1.4b(1)}

Inspector Findings: Entire blue electrical box and outlet pulled completely out of wall when attempting to unplug hair dryer to test GFI

Correction: Repaired at time of inspection

PUBLIC HEALTH HAZARDS

ITEM #10 WAS FOUND IN VIOLATION 1 TIME(S). PUBLIC HEALTH HAZARD

Part or parts of the item were observed to be in violation which were corrected at the time of inspection.

Code Requirements: Required exits provided/maintained {7-1.4b(10)}

Inspector Findings: One side of exit door to outside on 300 building by room 301 locked closed.
Fire door by check in desk/ice machine, one side sticks open if released from magnet.
Correction: Determine why the 300 door was locked and make repairs as necessary.
Ensure all fire doors fully close on release.

PUBLIC HEALTH HAZARDS

ITEM #11 WAS FOUND IN VIOLATION 11 TIME(S). PUBLIC HEALTH HAZARD

Part or parts of the item were observed to be in violation which were corrected at the time of inspection.

Code Requirements: Required exit/ smoke barrier doors, emergency lights, exit signs maintained {7-1.4b(11)}

Inspector Findings: All original exit lights fail to light on battery back up in 100 wing
All original emergency lights fail to light on battery back up in 100 wing
Some newer emergency lights in 100 wing fail to light on battery back up
Some newer exit lights in 100 wing fail to light on battery back up.
Emergency light by 300 fails to light on battery back up.
Exit light by 306 fails to light on battery back up.
Exit light by 410 fails to light on battery back up.
Emergency light by 410 fails to light on battery back up.
Exit lights on both sides of fire doors by room 416 fail to light on battery back up.
Exit light by room 427 fails to light on battery back up.
Emergency light by brochure stand in basement area of reception building fails to light on battery back up.

PUBLIC HEALTH HAZARDS

ITEM #12 WAS FOUND IN VIOLATION 2 TIME(S). PUBLIC HEALTH HAZARD

Part or parts of the item were observed to be in violation which were corrected at the time of inspection.

Code Requirements: Adequate storage of flammable, volatile liquids, hazardous materials {7-1.4b(12)}

Inspector Findings: Propane tank attached to outdoor fire table in fire control room in 400 building. Room entrance is blocked by cart, mattress, and other large objects, propping open inner fire

door.

Flammable liquid in maintenance room in 100 building

Large numbers of cartons of paper stacked within 1-2 feet of combustion heating system in basement area

Correction: No flammable materials are allowed to be stored in the fire control room and remove objects that block closure of fire door.

All flammable materials must be stored in flammables cabinet.

Highly combustible materials must not be stored in close proximity to combustion source.

FIRE SAFETY

ITEM #28 WAS FOUND IN VIOLATION 1 TIME(S).

All or parts of the item are violations.

Code Requirements: Exit maintenance/discharge - unobstructed, direct exterior discharge, doors non-locking against egress, locking devices acceptable {7-1.8(e)}

Inspector Findings: Some push bar mechanisms on multiple fire doors resist unlocking, requiring more force than acceptable to allow free egress.

Correction: Ensure all push bars freely move to allow egress through fire doors.

FIRE SAFETY

ITEM #29 WAS FOUND IN VIOLATION 1 TIME(S).

All or parts of the item are violations.

Code Requirements: Vertical/horizontal confinement - existing building features maintained as designed {7-1.8(f)}

Inspector Findings: Pool room/storage with flammables cabinet door propped open.

Correction:

Fire door to flammables cabinet storage room must be kept closed.

FACILITY MISCELLANEOUS

ITEM #37 WAS FOUND IN VIOLATION 1 TIME(S).

All or parts of the item are violations.

Code Requirements: Electrical services, wiring/fixtures - maintained {7-1.14}

Inspector Findings: Multiple panel rooms have object blocking immediate access to panels.

Correction: In building 100 move fan, air conditioning unit from front of electrical panels. Ensure all panels have a 3 foot clearance for appropriate access.

FACILITY MISCELLANEOUS

ITEM #38 WAS FOUND IN VIOLATION 1 TIME(S).

All or parts of the item are violations.

Code Requirements: Housing maintenance: structurally sound, adequate illumination/ventilation, size, health/safety hazards absent, weather tight roof/sides {7-1.15}

Inspector Findings: Room 305, designated as vacant/clean has unknown substance on walls next to beds.

Room 302 designated as vacant/clean garbage next to desk is full, including of putrescible waste/food garbage.

Correction: Ensure housekeeping is checking all areas of room, including behind heavy furniture and fully cleaning as needed.

Additional Information Collected During Inspection

Permitted Capacity: 101 Rooms / Units

Comments: 15 Part I Critical Violations
4 Part II Blue Violations

Re-inspection required, may occur as co-inspection with Ithaca Fire Department re-inspection.

Re-inspection will occur either on notification of corrections or before the end of 2021, whichever is sooner.



Your Partner for a Healthy Community

Frank Kruppa
Public Health Director
55 Brown Road
Ithaca, NY 14850-1247

ENVIRONMENTAL HEALTH DIVISION
www.tompkinscountyny.gov/health/eh

Ph: (607) 274-6688
Fx: (607) 274-6695

CERTIFIED AND REGULAR MAIL

March 9, 2022

C&C/Chuck's
Attention: Jane Oper
109 North Meadow Street
Ithaca, NY 14850

**Re: Tompkins County Board of Health Draft Resolution # EH-ENF-22-0005
Violation of Adolescent Tobacco Use Prevention Act (ATUPA)
C&C/Chuck's, C-Ithaca**

Dear Jane Oper:

Thank you for signing the Stipulation Agreement on March 3, 2022, for C&C/Chuck's. Enclosed is a copy of the Draft Resolution that the Tompkins County Board of Health will consider at its meeting on **Tuesday, March 22, 2022.**

You or a representative has the right to speak to the Board for a few minutes prior to them taking action. If you wish to speak to the Board, please contact Skip Parr or me at (607) 274-6688 by Friday, March 18, 2022, so that we can coordinate access to the Zoom Meeting.

In lieu of joining the Zoom Meeting, you can submit a written statement for the Board of Health to consider by sending it to: tceh@tompkins-co.org by March 18, 2022. The meeting will also be broadcast through the Tompkins County YouTube Channel, which can be accessed through the following web address: <https://www.youtube.com/channel/UCkpJNVbpLLbEbhoDbTIEgSQ> .

Sincerely,

C. Elizabeth Cameron, P.E.
Director of Environmental Health

Enclosure (s) – Draft Resolution and Stipulation Agreement and Orders

pc: F:\EH\TOBACCO\ATUPA\Facilities\C&C Chucks\Enforcement\Draft Res 22-0005.docx
ec: Tompkins County Board of Health (via; Karan Palazzo, TCHD)
Mayor Laura Lewis, City of Ithaca; Travis Brooks, TC Legislature; Shawna Black; TC Legislature; Tim Wiant, NYSDOH;
TCHD: Elizabeth Cameron, P.E., Director of Environmental Health; Frank Kruppa, Public Health Director; Becky Sims;
Skip Parr; Brenda Coyle
scan: Signed copy to Accela

ENVIRONMENTAL HEALTH DIVISION
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DRAFT RESOLUTION # EH-ENF-22-0005 FOR

C&C/Chuck's
Jane Oper, Chuck's Gas Mart, Inc., Operator/Owner
109 North Meadow Street
Ithaca, New York 14850

Whereas, the representative of a business that sells retail tobacco products must comply with the regulations of Article 13-F, Section 1399-cc of the New York State Public Health Law (NYSPHL) and Tompkins County Local Law No.b of 2019; **and**

Whereas, on February 16, 2022, the Tompkins County Health Department observed the sale of a tobacco product to an individual under the age of 21 years old at C&C Tobacco located on 109 North Meadow Street in the City of Ithaca; **and**

Whereas, C&C/Chuck's will be assigned two points for this violation of the ATUPA law because it was not demonstrated that the seller possessed a certificate from a state certified tobacco sales training program at the time of the sale; **and**

Whereas the Health Department will conduct at least three inspections with an underage individual each year for the next three years at C&C/Chuck's and, if C&C/Chuck's is assigned a total of three or more points due to future sales to a person under the age of 21 years, its registration to sell tobacco and, if a lottery agent, its lottery license will be suspended for 6 months; **and**

Whereas, Jane Oper, Operator, signed a Stipulation Agreement with Public Health Director's Orders on March 3, 2022, agreeing that C&C/Chuck's violated Article 13-F, Section 1399-cc of the New York State Public Health Law (NYSPHL) and Tompkins County Local Law No.b of 2019; **now therefore be it**

Resolved, on recommendation of the Tompkins County Board of Health,
That Chuck's Gas Mart, Owner, is ordered to:

1. Pay a penalty, not to exceed \$500 plus a \$250 state mandatory surcharge for this violation, due by **May 13, 2022. (Do Not** submit penalty payment until notified by the Tompkins County Health Department); **and**
2. To prohibit the sale of tobacco products, including liquid vapor products containing nicotine, to people under the age of 21.
3. To prohibit the sale or other provision of flavored vapor products containing nicotine, with the exception of tobacco flavor, to anyone.



Frank Kruppa
Public Health Director
55 Brown Road
Ithaca, NY 14850-1247

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STIPULATION AGREEMENT AND ORDERS # EH-ENF-22-0005

C&C/Chuck's
Jane Oper, Chuck's Gas Mart, Inc., Operator/Owner
109 North Meadow Street
Ithaca, New York 14850

I, Jane Oper, as a representative for Chuck's Gas Mart, Inc., agree that on February 16, 2022, C&C/Chuck's was in violation of New York State Public Health Law, Article 13F, Section 1399-cc and Tompkins County Local Law No. b of 2017 for selling tobacco products to an individual under age 21.

I understand that C&C/Chuck's will be assigned two points for this violation of the ATUPA law unless it can be demonstrated that the seller possessed a certificate from a state certified tobacco sales training program. In that case, C&C/Chuck's will be assigned one point. These points will be removed in three years.

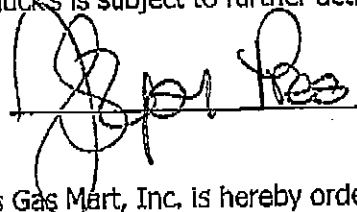
I understand that at least three inspections will be conducted each year for the next three years. If C&C/Chuck's is assigned a total of three or more points due to future sales to an individual under age 21, its registration to sell tobacco products and, if a lottery agent, its lottery license will be suspended for 6 months.

I agree to pay a penalty, not to exceed \$500 plus a \$250 surcharge for this violation, following adoption of a resolution by the Board of Health. *(Do not submit penalty payment until notified by the Tompkins County Health Department.)*

I also agree to comply with the following Orders when signed by the Tompkins County Public Health Director:

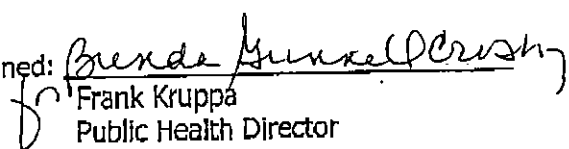
1. To prohibit the sale of tobacco products, including liquid vapor products containing nicotine, to people under the age of 21.
2. To prohibit the sale or other provision of flavored vapor products containing nicotine, with the exception of tobacco flavor, to anyone.

I understand this agreement is offered as an alternative to a formal administrative hearing and that C&C/Chuck's is subject to further action if I fail to comply with the orders.

Signed: 

Date: 3 March 2022

Chuck's Gas Mart, Inc. is hereby ordered to comply with these Orders of the Public Health Director.

Signed: 
Frank Kruppa
Public Health Director

Date: 3/3/22



Frank Kruppa
Public Health Director
55 Brown Road
Ithaca, NY 14850-1247

ENVIRONMENTAL HEALTH DIVISION
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CERTIFIED AND REGULAR MAIL

March 9, 2022

Smiley's Food Mart
Attention: Rajwinder Singh
1472 Elmira Road
Newfield, NY 14867

**Re: Tompkins County Board of Health Draft Resolution # EH-ENF-22-0006
Violation of Adolescent Tobacco Use Prevention Act (ATUPA)
Smiley's Food Mart, T-Newfield**

Dear Rajwinder Singh:

Thank you for signing the Stipulation Agreement on March 1, 2022, for Smiley's Food Mart. Enclosed is a copy of the Draft Resolution that the Tompkins County Board of Health will consider at its meeting on **Tuesday, March 22, 2022.**

You or a representative has the right to speak to the Board for a few minutes prior to them taking action. If you wish to speak to the Board, please contact Skip Parr or me at (607) 274-6688 by Friday, March 18, 2022, so that we can coordinate access to the Zoom Meeting.

In lieu of joining the Zoom Meeting, you can submit a written statement for the Board of Health to consider by sending it to: tceh@tompkins-co.org by March 18, 2022. The meeting will also be broadcast through the Tompkins County YouTube Channel, which can be accessed through the following web address: <https://www.youtube.com/channel/UCkpJNVbpLLbEbhoDbTIEgSQ> .

Sincerely,

C. Elizabeth Cameron, P.E.
Director of Environmental Health

Enclosure (s) – Draft Resolution and Stipulation Agreement and Orders

pc: F:\EH\TOBACCO\ATUPA\Facilities\Smiley's Food Mart\Enforcement\Draft Res 22-0006.docx
ec: Tompkins County Board of Health (via; Karan Palazzo, TCHD)
Mayor Laura Lewis, City of Ithaca; Randy Brown, TC Legislature; Shawna Black; TC Legislature; Tim Wiant, NYSDOH;
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DRAFT RESOLUTION # EH-ENF-22-0006 FOR

**Smiley's Food Mart
Rajwinder Singh, Fateh Singh, Inc, Operator/Owner
1472 Elmira Road
Newfield, NY 14867**

Whereas, the representative of a business that sells retail tobacco products must comply with the regulations of Article 13-F, Section 1399-cc of the New York State Public Health Law (NYSPHL) and Tompkins County Local Law No.b of 2019; **and**

Whereas, on February 16, 2022, the Tompkins County Health Department observed the sale of a tobacco product to an individual under the age of 21 years old at Smiley's Food Mart located on 1472 Elmira Road in the Town of Newfield; **and**

Whereas, Smiley's Food Mart will be assigned two points for this violation of the ATUPA law because it was not demonstrated that the seller possessed a certificate from a state certified tobacco sales training program at the time of the sale; **and**

Whereas the Health Department will conduct at least three inspections with an underage individual each year for the next three years at Smiley's Food Mart and, if Smiley's Food Mart is assigned a total of three or more points due to future sales to a person under the age of 21 years, its registration to sell tobacco and, if a lottery agent, its lottery license will be suspended for 6 months; **and**

Whereas, Rajwinder Singh, Operator, signed a Stipulation Agreement with Public Health Director's Orders on March 1, 2022, agreeing that Smiley's Food Mart violated Article 13-F, Section 1399-cc of the New York State Public Health Law (NYSPHL) and Tompkins County Local Law No.b of 2019; **now therefore be it**

**Resolved, on recommendation of the Tompkins County Board of Health,
That Fateh Singh, Inc, Owner, is ordered to:**

1. Pay a penalty, not to exceed \$500 plus a \$250 state mandatory surcharge for this violation, due by **May 13, 2022**. (**Do Not** submit penalty payment until notified by the Tompkins County Health Department); **and**
2. To prohibit the sale of tobacco products, including liquid vapor products containing nicotine, to people under the age of 21.
3. To prohibit the sale or other provision of flavored vapor products containing nicotine, with the exception of tobacco flavor, to anyone.



Your Partner for a Healthy Community

Frank Kruppa
Public Health Director
55 Brown Road
Ithaca, NY 14850-1247

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Ph: (607) 274-6688
Fx: (607) 274-6695

STIPULATION AGREEMENT AND ORDERS # EH-ENF-22-0006

**Smiley's Food Mart
Rajwinder Singh, Fateh Singh, Inc, Operator/Owner
1472 Elmira Road
Newfield, NY 14867**

I, Rajwinder Singh, as a representative for Fateh Singh, Inc, agree that on February 16, 2022, Smiley's Food Mart was in violation of New York State Public Health Law, Article 13F, Section 1399-cc and Tompkins County Local Law No. b of 2017 for selling tobacco products to an individual under 21.

I understand that Smiley's Food Mart will be assigned two points for this violation of the ATUPA law unless it can be demonstrated that the seller possessed a certificate from a state certified tobacco sales training program. In that case, Smiley's Food Mart will be assigned one point. These points will be removed in three years.

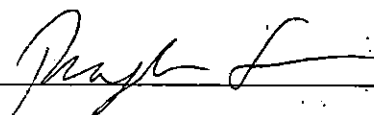
I understand that at least three inspections will be conducted each year for the next three years. If Smiley's Food Mart is assigned a total of three or more points due to future sales to a minor, its registration to sell tobacco products and, if a lottery agent, its lottery license will be suspended for 6 months.

I agree to pay a penalty, not to exceed \$500 plus a \$250 surcharge for this violation, following adoption of a resolution by the Board of Health. *(Do not submit penalty payment until notified by the Tompkins County Health Department.)*

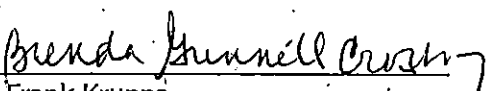
I also agree to comply with the following Orders when signed by the Tompkins County Public Health Director:

1. To prohibit the sale of tobacco products to people under the age of 21.
2. To prohibit the sale or other provision of flavored vapor products containing nicotine, with the exception of tobacco flavor, to anyone.

I understand this agreement is offered as an alternative to a formal administrative hearing and that Smiley's Food Mart is subject to further action if I fail to comply with the orders.

Signed:  Date: 3-1-22

Fateh Singh Inc is hereby ordered to comply with these Orders of the Public Health Director.

Signed:  Date: 3/3/22
for Frank Kruppa
Public Health Director

New York State Department of Health

Provider No. 004B - 0103**Certificate of Tobacco Sales Training**Certificate No. 16-22**I — To be completed by trainee**

Name of trainee (print): Rajwinder Singh	Employee ID Number: N/A		
Trainee signature:	Telephone Number: 6462832595		
Address: 221 burg hill rd	newfield	New York	14867
(Street or PO Box)	(City)	(State)	(Zip Code)

II — To be completed by employer

Legal Name of business: Fateh Singh Inc	DBA name: Smiley's Food Mart		
*DTF Tobacco Retailer ID Number: 831693670	Telephone Number: 6075646119		
Business address: 1472 elmira rd	newfield	New York	14867
(Street or PO Box)	(City)	(State)	(Zip Code)

III — To be completed by training provider

Name of Training Provider: AAA Online Tobacco Training	Telephone Number: (516) 889-6925		
Address: 86 Troy Avenue	East Atlantic Beach	NY	11561
(Street or PO Box)	(City)	(State)	(Zip Code)
Course Location: On Line Training			

Date of Training: 2022-02-21
(Issue date)

Expires: 2025-02-21

I certify that the Tobacco Sales training course given on the above date complied with NYS PHL Article 13F was consistent with the curriculum and instructions approved by the New York State Department of Health; and the student receiving this certificate completed the training course and successfully passed the examination.

Course instructor or person in charge of training:

John Radin

(Print name)

(Signature)

*Failure to maintain a current New York State Department of Taxation and Finance (DTF) Tobacco Retailer Registration, change of business ownership or DTF identification number will invalidate this certificate.

An incomplete certificate will not be honored.

DOH (12/02)

New York State Department of Health

Provider No. 004B - 0103**Certificate of Tobacco Sales Training**Certificate No. 17-22**I — To be completed by trainee**

Name of trainee (print): Gulshan Singh	Employee ID Number: N/A
Trainee signature:	Telephone Number: 3472857239
Address: 85 woodbine dr n hicksville New York 11801 (Street or PO Box) (City) (State) (Zip Code)	

II — To be completed by employer

Legal Name of business: Fateh Singh Inc	DBA name: Smiley's Food Mart
*DTF Tobacco Retailer ID Number: 831693670	Telephone Number: 6075646119
Business address: 1472 elmira rd newfield New York 14867 (Street or PO Box) (City) (State) (Zip Code)	

III — To be completed by training provider

Name of Training Provider: AAA Online Tobacco Training	Telephone Number: (516) 889-6925
Address: 86 Troy Avenue East Atlantic Beach NY 11561 (Street or PO Box) (City) (State) (Zip Code)	
Course Location: On Line Training	

Date of Training: 2022-02-21
(Issue date)

Expires: 2025-02-21

I certify that the Tobacco Sales training course given on the above date complied with NYS PHL Article 13F was consistent with the curriculum and instructions approved by the New York State Department of Health, and the student receiving this certificate completed the training course and successfully passed the examination.

Course instructor or person in charge of training:

John Radin

(Print name)



(Signature)

*Failure to maintain a current New York State Department of Taxation and Finance (DTF) Tobacco Retailer Registration, change of business ownership or DTF identification number will invalidate this certificate.

An incomplete certificate will not be honored.

DOH (12/02)