



Meeting Agenda

BOH Meeting December 5, 2023

12:00	I.	Call To Order	Dr. Christina Moylan, Board President
12:01	II.	Privilege Of the Floor	Anyone may address the Board. 3 minutes per person.
12:04	III.	Approval Of Minutes	Board Members October 24, 2023 meeting.
12:06	IV.	Financial Summary	Brenda Grinnell-Crosby, Deputy PH Director
12:09	V.	Medical Director's Report	Dr. William Klepack, Medical Director
12:12	VI.	Commissioners Shared Report	Frank Kruppa, Whole Health Commissioner
12:15	VII.	Division Highlights Reports	<ul style="list-style-type: none">• Community Health (Rachel Buckwalter)• Health Promotion Program (Samantha Hillson)• Children with Special Care Needs (tba)• Environmental Health (Elizabeth Cameron)

12:30 VIII. [New Business](#)

ENVIRONMENTAL HEALTH (EH)

ENFORCEMENT ACTIONS:

1. Resolution #EH-ENF-23-0024, Applegate Park, Violation of Board of Health Orders and Violation of Part 17 (Mobile Home Parks) and Subpart 5-1 (Water Supply) of the New York Sanitary Code (10 min)
2. Resolution #EH-ENF-23-0022, Station Creamery, Violations of Subpart 14-1 of the New York State Sanitary Code (Food) (5 min)
3. Resolution #EH-ENF-23-0021, Lev Kitchen, Violation of Subpart 14-1 of the New York State Sanitary Code (Food) (5 min)
4. Resolution #EH-ENF-23-0020, Mix Social Dining, Violation of Subpart 14-1 of the New York State Sanitary Code (Food) (5 min)

12:55 IX. Adjournment

APPROVAL OF MINUTES

Tompkins County Board of Health
October 24, 2023
12:00 Noon
Rice Conference Room and via Zoom

Present: Christina Moylan, Ph.D., President; Melissa Dhundale, MD, Vice-President; Samara Touchton; Edward Koppel, MD; Susan Merkel; Andreia De Lima, MD (Zoom); and Ravinder Kingra.

Staff: Frank Kruppa, Commissioner; Elizabeth Cameron, Director of Environmental Health; Brenda Grinnell Crosby, Deputy Public Health Director; Rachel Buckwalter, Director of Community Health; Dr. Klepack, Medical Director; Samantha Hillson, Director of Health Promotion Program; Harmony Ayers-Friedlander, Deputy Commissioner of Services; and Zoe Lincoln, Whole Health Planner.

Excused: Shawna Black

Guests: None

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: None

Approval of August 22, 2023, Minutes: Mr. Kingra moved to approve the August 22, 2023, minutes, second by Dr. Koppel. The vote to approve the August 22, 2023, meeting minutes as written was unanimously approved with one abstaining; motion carried.

Financial Summary: Ms. Grinnell Crosby referred to her financial summaries for September and October 2023 included in the packet. The department is processing 3rd quarter claims. Expenses are down due to staff vacancies and the timing of payroll postings.

Medical Director's Report and Discussion: Dr. Klepack referred to his report included in the packet. His report referenced several books that make a comparison between preparing for war and preparing for and dealing with a pandemic using an analysis of the COVID-19 pandemic response as a case study.

Highlighting the relative impact of war versus pandemic is the death rate from each. If one counts up all the deaths of soldiers from all the US wars from the Revolutionary War to the present War on Terror,

There have been 1.3 million deaths total. the COVID-19 pandemic has caused nearly that many in just 3 years - 1.14 million deaths. This fact and the similarities involved in being prepared and responding to a pandemic infectious agent highlight the importance of proactive planning, funding, and establishing clear lines of communication and coordination of strategies for future pandemics.

Dr. Klepack discussed the Oral Health Summary Study included in the packet. There continues to be an unmet need regarding oral health problems. These problems affect the population in inequitable ways. Not all individuals are able to access preventative oral health care and are susceptible to more serious health problems. Through the Oral Health Study, Whole Health will identify the number of young people with dental problems/needs, the current status of accessing dental services, and what opportunities are available to the department to improve the situation.

Dr. Moylan had concerns about the huge need for dental services in schools and potential solutions regarding how the community can contribute. Dr. Klepack said the department plans to meet with School District representatives with the help of Dr. Dhundale to discuss the needs.

Administration Report: Mr. Kruppa referred to the new format of the BOH packet which was developed from conversations with BOH members to include highlighted concerns or updates needing to be addressed at monthly meetings but still user-friendly.

The BOH members appreciated the ability to help focus on important departmental information, clickable links, and the user-friendliness of the newly formatted packet.

Division for Community Health (DCH) Report: Ms. Buckwalter had nothing to add to her written report included in the packet. The DCH staff is busy with school immunizations, administering flu vaccines, and the updated COVID-19 vaccines. They are recruiting for a nurse.

Ms. Buckwalter stated that DCH continues to work with the State on the Legionnaires' outbreak. They have not been able to identify a specific cause. Ms. Cameron added that they are looking into the cooling towers which may be one of the sources.

Health Promotion Program Report: Ms. Hillson had nothing to add to her written report included in the packet. She announced that it is "Lead Poisoning Prevention Week" with students from Cornell and Ithaca College distributing door hangers around the county to promote lead poisoning prevention awareness to reduce childhood exposure to lead. It is also "International Bat Week" to promote bat awareness and conservation efforts.

Children with Special Care Needs (CSCN) Report: Mr. Kruppa referred to the report included in the packet. They are recruiting to fill Ms. Thomas' position, who recently retired. Mr. Kruppa added that the legislature funded \$200,000 in addition to the budget to address the shortage of therapists. They look to employ two speech therapists, one physical therapist, one special instruction teacher, and one shared

social worker totaling 4.2 FTEs. He noted that this is a State structural problem in contracting for these positions.

Environmental Health Report: Ms. Cameron reported that EH hired a senior environmental health specialist; Renee Borgella was promoted to the managing position; and Cameron Cowburn was hired for the environmental health specialist position. Both Mr. Borgella and Mr. Cowburn will start on October 30, 2023.

Ms. Cameron shared some EH highlights:

- Cornell University has assigned students to a class project to address vaping issues in Tompkins County
- Exploring a new permit management software

Resolution #EH-ENF-23-0014 – (Revised) Cayuga Nature Center, Violations of Subpart 7-2 of New York State Sanitary Code (Children’s Camp) – Ms. Touchton moved to accept the motion as written; seconded by Ms. Merkel.

Ms. Cameron explained that this was a case that came before the Board this year because of the water problems they have been having since June 2022. Efforts were made to correct the problems and EH is granting an extension until December 31, 2023.

No discussion.

All were in favor; the vote to approve the resolution as written was unanimous.

Resolution #EH-ENF-23-0015 – Cinnamon Shoppe & Deli, Violations of Subpart 14-1 of New York State Sanitary Code (Food) – Dr. Koppel moved to accept the motion as written; seconded by Mr. Kingra.

EH proposes a penalty of \$200.

No discussion.

All were in favor; the vote to approve the resolution as written was unanimous.

Resolution #EH-ENF-23-0016 – Old Mexico, Violations of Board of Health Orders and Subpart 14-1 of New York State Sanitary Code (Food) – Dr. Dhundale moved to accept the motion as written; seconded by Ms. Touchton.

Ms. Cameron explained that this is a recurring violation of BOH orders issue with Old Mexico for failing to maintain refrigerated storage equipment at 45°F or below. EH added requirements to the current enforcement to submit a management plan to correct the equipment that they have not been able to get into operation before considering reissuing any permits. EH proposes a penalty of \$1600.

All were in favor; the vote to approve the resolution as written was unanimous.

Resolution #EH-ENF-23-0019 – College town Bagels, East Hills Plaza, Violations of Subpart 14-1 of New York State Sanitary Code (Food) – Ms. Merkel moved to accept the motion as written; seconded by Dr. Koppel.

EH proposes a penalty of \$400.

All were in favor; the vote to approve the resolution as written was unanimous.

Administrative Action:

Establish a Nomination Committee: Mr. Kruppa reported that Dr. Moylan is eligible for reappointment and has confirmed her interest. The Board has two options; to create a nominating committee to consider reappointment and vote next month or make a recommendation for reappointment to the Legislature today.

Dr. Dhundale motioned to recommend Dr. Moylan for reappointment; seconded by Mr. Ravinder.

All were in favor; the vote to recommend Dr. Moylan for reappointment was unanimous.

The next meeting is Tuesday, December 5th, 2023 @ Noon.

Adjournment: Adjourned at 12:45 p.m.

FINANCIAL SUMMARY

October 2023 Report | BOH Meeting December 5, 2023

Not available.

MEDICAL DIRECTOR REPORT

October 2023 Report | BOH Meeting December 5, 2023

Reflections on a travel to Indochina

I have been out of town from October 30 until Nov 23. I was traveling in Indochina. Such travel is always an experience from a public health point of view. I can report that traffic accidents are a major issue in these countries. Although the traffic is more courteous than in the US the extensive use of mopeds and small motorcycles is a leading cause of injury and death. While helmets are in some cases “required” the enforcement is apparently absent. The rarity of their usage must be a factor in injuries and fatalities. In urban and rural areas speeding does not seem common, and from a noise point of view, we were pleasantly surprised.

Lane markers are more mere suggestions than regulations. Traffic transcends such attempts at rigid organization and instead operates on the principle of expediency. Despite this, courtesy trumps individual priorities and in the flow of buses, trucks, cars, and mopeds one gives way to another in the interest of safety.

This is also true for pedestrians. Crosswalks and traffic lights are also mere suggestions. One may cross anywhere and even at the designated areas one can anticipate traffic that does not stop. The mantra is to walk slowly but purposefully and don’t stop. Drivers will flow around you, calculate your rate of speed, and adjust accordingly. Stopping in fear of an oncoming moped may throw off the driver’s calculations and a collision result. Apparently, the penalty for striking a pedestrian is significant and since Indochinese governments are autocratic, I would not want to commit the offense.

In all countries tap water is officially not fit for drinking. We drank bottled water or filtered it ourselves. The high-end hotels and restaurants had their own systems for filtering water and not a single member of our 12-person group fell ill despite eating salads, and fruit. Precautions do need to be taken regarding street food and suspect restaurants.

Tobacco use was rare - a surprising discovery.

Despite the horrific history of the US in Indochina, the stated philosophy is that the people are looking to the future, not the past. We were treated warmly and without hesitancy.

They highly value a closer relationship with the US; a relationship that is prevented by the autocratic nature of their governments and the lack of choice in their elections (a situation which prevents the lifting of existing sanctions, we were told). Infrastructure for healthcare was variable and sometimes problematic. Corruption is pervasive even extending to accessing healthcare.

It is not possible, however, to be smug about our healthcare in the US given our challenges.

COVID-19

Updating myself on return it appears that our current situation is one of continued cases with some fluctuation. These fluctuations have been concerning at times, yet they have not escalated to historical levels. Uptake on the fall vaccine has been disappointing despite its efficacy and safety with levels overall of vaccination in the 20% range.

Traveling one sees few people using appropriate level masking. 1% or less of travelers will use a mask including in airport lines and on the plane. This is despite cases still being acquired in travel and the impact on one's trip if you become infected.

WHY ARE SO FEW PEOPLE GETTING THE NEW COVID-19 VACCINE? –

A compilation from Vox abridged by me. [In the Appendix](#)

Bottom line: reiteration of the facts of the matter remains important with messaging remaining true to profiling those at highest risk but portraying the relative risks of all others. Our last press release on this fall's covid vaccine was Sept 19th <https://tompkinscountyny.gov/covid-19-update-cdc-recommends-updated-covid-19-vaccines-contact-pharmacies-anticipated>.

THE STAYING POWER, AND EVOLUTIONARY UNIQUENESS, OF OMICRON.

An interesting article in the [November 21 edition of the New York Times](#).

COVID TESTS ARE AGAIN AVAILABLE FOR FREE

Starting Nov 21st, citizens can get another four free COVID tests. As usual, they can be ordered here: covid.gov/tests

NATIONWIDE TRENDS IN RESPIRATORY VIRUS

from BIOFIRE, a point-of-service lab testing resource that collates data from its various installations. [In the Appendix](#).

POTENTIALLY AVOIDABLE ANTIBIOTIC PRESCRIBING RATES

for Acute Respiratory Infection by Provider County, Adults Aged 18-64 Years, NYS **Medicaid**: 2010 -2019
Good News

For adults, antibiotic usage has fallen in this span of 9 years from about 4-53% of visits to a range of 27-33% over the past 3 years. For children 3 – 18 it went from 21-22% to 7-10%. Hopefully, these numbers hold for the non-Medicaid population as well.

Sources: [Health Data NY Adult Data](#), [Health Data NY Peds Data](#).

INFLUENZA – SEASON HAS BEGUN –

As usual for this time of year Influenza A has a 6 to 1 edge over B in prevalence. Current status is “regional.” A graph is [in the Appendix](#).

COMMUNICABLE DISEASE TRENDS – YEAR TO DATE

We continue to see the uptick in anaplasmosis, Babesiosis, and Lyme. Good news is the lack of Mpox. Excerpts from the NYS monthly CD reports are [in the Appendix](#).

COMMISSIONER SHARED REPORT

October 2023 Report | BOH Meeting December 5, 2023

Whole Health Highlights

- Senior Leadership met for a half-day retreat to begin the renewal process of our Strategic Plan. The team reviewed the current plan to identify completed areas, priorities to be carried forward or be removed and any new ideas to be added. They also prioritized the Key Result Areas for the next iteration of the plan. The next phase will be two sessions for all supervisors to provide input on the action items. After that, all staff and additional stakeholders (BOH&CSB) will have an opportunity for feedback as well. We plan to launch the next three-year plan at our All Staff meeting in January.
- Construction has begun on the first floor at Brown Road to create private offices in the old homecare/new MH clinic space as well as CHS. We expect construction to be completed by the end of December.

Shared Topics Update

Strategic Planning/Merger

INTEGRATION:

Merge the department structures to become one organization and increase our ability to better serve our clients and community.

- Construction continues downstairs at our Brown Rd. location as the Mental Health wing gets completed! The completion of the co-location of services allows us to better reach and serve our clients in a more comprehensive manner.
- We've uploaded our organizational chart to our internal SharePoint site. This will help improve our flow of communication internally and will help make interorganizational collaboration more efficient and effective.

COMMUNITY:

Strengthen the collaborative effort within Tompkins County to equitably impact individual and population health.

- Whole Health is engaging with local higher education partners to develop an 'internship pipeline' in an effort to better engage with local and diverse candidates, educate them about the work we do, and hopefully inspire careers within Whole Health or County entities. Whole Health participated in the 8th biennial Healthcare Careers Expo for local and regional high school students held at Ithaca College. We had staff from WIC, Mental Health, and our

Public Health Fellows who spent the entire day connecting with students and the community who had an interest in the field.

CSB Update

- The County Homelessness Coordinator spoke about the different types of housing available in the community and the challenges that still exist. A summary report of the housing options in Tompkins County is [in the appendix](#).

[Commissioner Report Appendix](#)

- HTTP Memo to the Legislature_09.27.23.
- Tompkins County Homeless Housing Inventory.
- Addendum 2 Opportunities for the County.

DIVISION FOR COMMUNITY HEALTH

October 2023 Report | BOH Meeting December 5, 2023

tompkinscountyny.gov/health/chs

Highlights

IMMUNIZATIONS

- Our immunization clinic continued to be busy in the month of October helping to get school-age children their required vaccinations for school entry. We added an additional clinic in October to vaccinate children that were at risk of being excluded from school due to missing immunizations.
- CHS provided two off site Flu clinics in October, one at McGraw House and the other at Open Doors English. This totaled more than 50 doses of the flu vaccine administered.
- Jess Clark Manderville, Senior Community Health Nurse, and Rachel Fried, Community Health Nurse, attended and participated in the Annual Central New York Adult Immunization Coalition Meeting in Syracuse on October 12th.

ORAL HEALTH

- Rachel Buckwalter, Director of Community Health, and Sagarika Vemprala, Graduate Public Health Fellow, attended the New York State Oral Health Coalition Conference on Oct 26-27 in Troy, NY. Rachel and Sagarika enjoyed meeting with other professionals across NYS who are advancing oral health in their communities.
- Sagarika is working on an oral health webpage for Whole Health, along with a survey on oral health needs/gaps which will be distributed through local school districts.

COMMUNICABLE DISEASE

- Rachel Buckwalter was part of a panel on infectious disease for an Intro to Public Health class at Cornell on Oct 5th. Rachel was able to share the public health work happening in Tompkins County with the students and discuss the future of public health. The students had lots of good questions on lessons learned from the Covid response. Other panelists included the director of the Cornell Health lab, Dr. William Shang, and Cornell microbiologist Tobias Doerr.
- Communicable Disease nurse Caryl Silberman attended a CD meeting at the regional office in Syracuse on October 5th.
- One additional Legionella case was reported in October.

Program Updates

SAFECARE PROGRAM

- In October our SafeCare program received accreditation for the 2023-2024 year from the National SafeCare Training and Research Center.

MOMS PLUS+

- Moms PLUS+ nurses have implemented the EVV (Electronic Visit Verification) program with VNS in accordance with new Medicaid billing requirements to reduce Medicaid fraud. This system requires nurses to verify they are at the patient's home using geolocation. Patients have to sign at the end of a visit to verify that the visit has been completed. Nurses have completed training and are successfully using the system that is due to go live in January 2024. This system is not required for patients with private insurance.

RABIES

- CHS nurses administered 8 rabies vaccines in the month of October to people who were authorized for Rabies Post Exposure Prophylaxis. Most exposures were to bats.

LEAD POISONING PREVENTION

- Lead nurse Gail Birnbaum, along with public health fellows Sagarika Vemprala and Dorota Kossowska, and a Cornell professor and student, distributed lead informational door hangers to targeted areas of the county (Groton, Newfield and Ithaca/Spencer Rd) with higher rates of lead cases and higher numbers of older housing that potentially pose a risk for lead exposure from older paint. The lead door hangers were distributed on October 28th to coincide with lead poisoning prevention week (Oct 22-28).

HIV

- Anonymous HIV testing continues to be offered by CHS nurses once a week at STAP and by appointment here at the Brown Rd clinic.

WIC

- October 1st begins a new 5-year grant cycle and the beginning of FFY 2024 budget. The program caseload was reassigned in this new grant. The NYSDOH set a new program target caseload 1320, all future program data will be based on this new target.
- All 3 Nutrition staff have the Certified Lactation Counselor (CLC) certification. Our newest Nutritionist, Molly Snedden passed her CLC course.

[CHS Appendix](#)

- WIC Caseload table
- Imms appointments/Home visit data graphs
- NYSDOH Communicable Disease Reports

HEALTH PROMOTION PROGRAM

October 2023 Report | BOH Meeting December 5, 2023

tompkinscountyny.gov/health/hpp

Highlights

- 6 people screened for breast cancer at bi-annual event this month with Lourdes Mobile Mammography Van: **15 total screenings for 2023.** (In 2021 we had 3 screenings, in 2022 we had 8 screenings).

Program Updates

HEALTHY NEIGHBORHOODS PROGRAM

- Feedback form created to survey clients about their experience following HNP visits. Form will primarily be sent via text, but paper versions and emails will be available.
- Working with a Public Health Fellow to analyze HNP data and incorporate into quarterly reports. Demographic and socio-economic profile of participants was included in the second quarter report. See appendix.

TOBACCO FREE TOMPKINS

- Continued work on the anti-vaping campaign. T-Free Tompkins has partnered with Community Coalition for Healthy Youth, Ithaca City School District, Dryden School District, Cornell Cooperative Extension and TST BOCES on this project.
 - Photos have been taken in Ithaca, Dryden, and Newfield (3 of 5 target areas)

COMMUNITY HEALTH WORKER (CHW) AND PICHC PROGRAMS

- PICHC renaming to HIP Tompkins, new logo developed (appendix)
- First discharged client from PICHC Program

Enrolled (PICHC)	Pending (PICHC)	YTD Enrolled (PICHC)
24	22	25

COMMUNITY HEALTH ASSESSMENT (CHA) & COMMUNITY HEALTH IMPROVEMENT PLAN (CHIP)

- CHIP Annual Update is waived by the State for this year, but we are conducting an update to inform planning for the next process. We have collected data and updates from 17 partner agencies who are referenced in the CHIP. These will be compiled into a progress update by the end of 2023.

- We are working with Cornell MPH/Center for Health Equity to increase representative voices in the CHA/CHIP process.

COMMUNICATIONS

- Coordination meetings with Tammy Backer, Homeless Coordinator; Meryl Phipps, Village at Ithaca, and Mona Smiley, Center for Community Justice to discuss overlap of services, outreach efforts, and partnerships.
- COVID-19 marketing plan: developed promotional materials to spread “Get Vaccinated” messaging; developed bus ads, print and digital news ads, and billboard signage. Materials to be promoted through fall-winter 2023-2024.

HPP Appendix

- Opioids, Monthly overdose calls to 911
- CHWs
- HNP, Monthly Activity table
- COVID-19
- Media
 - [Press releases](#)
- Outreach and Training (all staff)
- Committee and Partnership Meetings

CHILDREN WITH SPECIAL CARE NEEDS

October 2023 Report | BOH Meeting December 5, 2023

tompkinscountyny.gov/health/cscn

Highlights

Staff Training:

- We Ask Because We Care- Part I and Part II: Practical Guidance for Health Equity Data Collection.
- Skirboll Family Autism Conference '23.

Program Updates

EARLY INTERVENTION

- Currently have no Social Workers for the EI program and 1 part time Special Instruction Teacher
- Our core teams are down to just 4 slots a week and we are currently scheduling out into late January 2024
- The OTR has been submitted and approved for 2024 Budget to hire 2 Speech Therapist, 1 Special Instruction Teacher, 1 Physical Therapist, and .20 FTE shared Social Worker with Mental Health. We currently have job descriptions completed that are going for scoring. We are anticipating that the jobs will be posted in Late December 2023 or early January 2024.
- Early Intervention experiencing waitlists for Special Instruction Teachers (27), Social Work services (6), Speech (48), OT (4), PT (14).
- Referrals received in October totaled: 23 and so far in November: 13
- The Director position for CSCN is in the final stages of being filled.
- Currently Service 203 active/qualified children in Early Intervention.
- One position for a Community Health Nurse remains open.

PRESCHOOL

- October served 198 children in Preschool Special Education with 57 in special integrated classrooms.

CYSHCN

- CYSHCN has had an increase in services over the past year and is currently increasing table events for Tompkins County Whole Health to extend outreach efforts.
- All Children leaving the Early Intervention Program will get a letter encouraging the parents to refer their child to the CYSHCN program.

CSCN Appendix

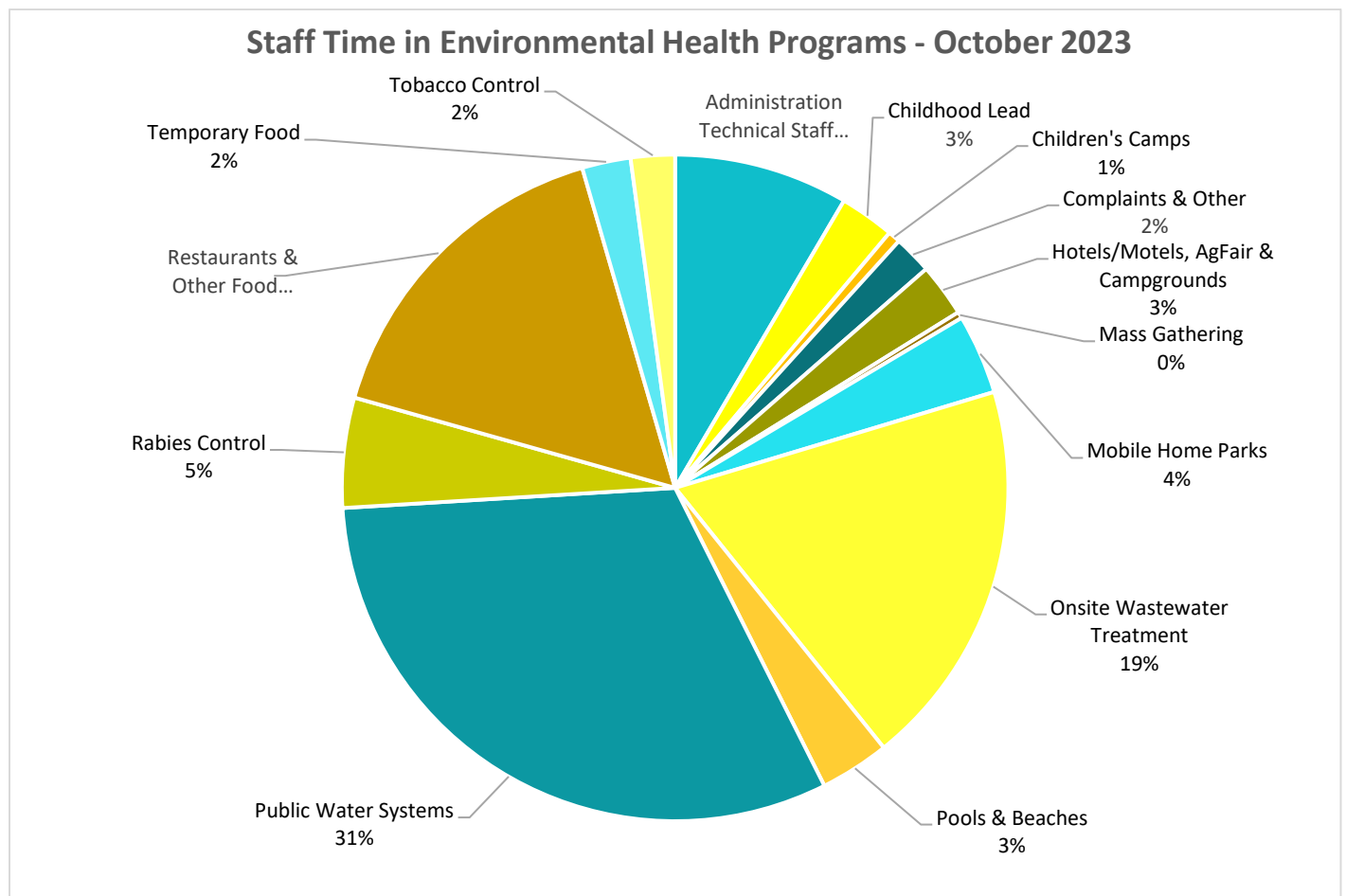
- Early Intervention Program, Referrals by Month
- Preschool Special Education Program, Number of Preschool Cases.

ENVIRONMENTAL HEALTH

October 2023 Report | BOH Meeting December 5, 2023

tompkinscountyny.gov/health/eh

Highlights



Program Updates

Food Program

PLANS APPROVED THIS PERIOD

- None

NEW PERMITS ISSUED

- Farrell's Bar and Grill, V-Groton

- Wide Awake Bakery Store, C-Ithaca
- Mike's Subs, V-Dryden

FSE INSPECTIONS

The [results of food service establishment inspections](#) conducted in Tompkins County can be viewed directly on the Environmental Health website. Inspections can be sorted to meet the needs of the viewer (by facility, date, etc.) by clicking on the column heading of interest.

Boil Water Orders (BWOs)

ONGOING

- In February 2022, a BWO was issued to Dollar General in North Lansing for operating a water system with TCHD approval. BOH action taken.
- In June 2022, a BWO was issued to Cayuga Nature Center for inadequate disinfection. BOH action taken.
- In May 2023, a BWO was issued to Applegate Park for operating a mobile home park without a permit. BOH action taken.

NEW

- None

Summary of Open BOH Enforcement Actions

Date of BOH Action	Facility	Owner/ Operator	Basis for Action	Penalty Assessed	Next BOH Order Deadline	Status
1/24/23	Ayra Convenience	Ayra Convenience Inc.	ATUPA - Sale of Prohibited Flavored Nicotine Product	\$5,750 (Paid \$2,000)	Payment of \$500 due 10/15/23	Payment Plan Offered
12/6/22	Casper's Kitchen	Kevin Griffin	Food Service Establishment – Repeat Critical Violations	\$400	Payment due 1/13/23	Penalty payment required before permit renewal
5/23/23	C&C/Chuck's	Chuck's Gas Mart, Inc.	ATUPA – Underage Sale of Tobacco Products	\$2,750	Awaiting Court Ruling	Awaiting Court Ruling
7/25/23	Applegate Park MHP	Joseph Giordano	Mobile Home Park – Operating without a Permit and Public Water Monitoring and Reporting Violations	\$1850 (Paid \$275 on 9/18/23)	Payment due 9/15/23	Monitoring Compliance
10/24/23	Cayuga Nature Center	Katelin Nelson	Children's Camp – Operating without a Permit and Public Water Monitoring and Reporting Violations	\$500 (Paid on 10/17/23)	Engineer Plans due 12/31/23	Monitoring Compliance

Date of BOH Action	Facility	Owner/ Operator	Basis for Action	Penalty Assessed	Next BOH Order Deadline	Status
10/24/23	Cinnamon Shoppe & Deli	Rocco & Susan Magnosi	Food Service Establishment – Repeat Critical Violations	\$200	Payment due 12/15/23	Awaiting Payment
10/24/23	Old Mexico	Fernondo Aguirre	Food Service Establishment – Violation of BOH Orders	\$1,600	Payment due 12/15/23	Awaiting Payment
10/24/23	Collegetown Bagels	Gregar Brous	Food Service Establishment – Repeat Critical Violations	\$400	Payment due 12/15/23	Awaiting Payment

[EH Appendix](#)

- Summary of Activity

NEW BUSINESS:

October 2023 Report | BOH Meeting December 5, 2023

Enforcement Actions

Environmental Health

ENFORCEMENT ACTIONS:

1. [Resolution #EH-ENF-23-0024](#), Applegate Park, Violation of Board of Health Orders and Violation of Part 17 (Mobile Home Parks) and Subpart 5-1 (Water Supply) of the New York Sanitary Code (10 min)
2. [Resolution #EH-ENF-23-0022](#), Station Creamery, Violations of Subpart 14-1 of the New York State Sanitary Code (Food) (5 min)
3. [Resolution #EH-ENF-23-0021](#), Lev Kitchen, Violation of Subpart 14-1 of the New York State Sanitary Code (Food) (5 min)
4. [Resolution #EH-ENF-23-0020](#), Mix Social Dining, Violation of Subpart 14-1 of the New York State Sanitary Code (Food) (5 min)

EA Reports following this page

ENVIRONMENTAL HEALTH DIVISION

tompkinscountyny.gov/health/eh

Phone: (607) 274-6688

Fax: (607) 274-6695

CERTIFIED, REGULAR, & ELECTRONIC MAIL

November 21, 2023

Joseph Giordano
Applegate Park
119 North Applegate Road, Lot #3
Ithaca, NY 14850

**Re: Tompkins County Board of Health Draft Resolution # ENF-23-0024
Violation of the New York State Sanitary Code and
Tompkins County Board of Health Orders
Applegate Park, T-Enfield**

Dear Joseph Giordano:

Enclosed is a copy of a Draft Resolution the Tompkins County Board of Health (BOH) will consider at its meeting on **Tuesday, December 5, 2023**. This Draft Resolution is being submitted for consideration due to your failure to fully comply with its previous orders set forth in Resolution # EH-ENF-23-0011 (adopted July 25, 2023).

You, or a representative, have the right to speak to the Board for a few minutes prior to deliberation. If you wish to speak to the Board in person or via zoom, please contact Thomas Palmer or me at (607) 274-6688 at least one day before the meeting. If you plan to attend in person, please arrive by 12:00 p.m. (noon).

Sincerely,



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

Enclosures: Draft Resolution # ENF-23-0024, Resolution # EH-ENF-23-0011, Resolution # EH-ENF-22-0037, June 28, 2023 and September 15, 2023 Giordano Letters to TCEH, and Case Summary

file: F:\EH\MOBILE HOME PARKS (MHP)\Facilities (MHP-4)\Applegate Park\Enforcement\2023\Draft Resolution 23-0024.docx
ec: Tompkins County Board of Health (via; Karan Palazzo, TCWH); joe@joegrealty.com; CEO, T-Enfield; Supervisor, T-Enfield; TC Legislature: Randy Brown; NYSDOH: Tim Wiant; TCWH: Elizabeth Cameron, P.E., Director of Environmental Health; Frank Kruppa, Whole Health Commissioner; Brenda Crosby, Deputy Public Health Director; Thomas Palmer; Adriel Shea; Skip Parr; Brenda Coyle
scan: Signed copy to Accela

ENVIRONMENTAL HEALTH DIVISION

tomkinscountyny.gov/health/eh

Phone: (607) 274-6688

Fax: (607) 274-6695

DRAFT RESOLUTION # ENF-23-0024

**Applegate Park Mobile Home Park
Joseph Giordano Owner/Operator
119 North Applegate Road, T-Enfield
Ithaca, NY 14850**

Whereas, owners and operators of a public water supply are required to comply with Subpart 5-1 of the New York State Sanitary Code (NYSSC); **and**

Whereas, Subpart 5-1.51(b) of NYSSC requires the submission of quarterly total coliform sample results; **and**

Whereas, Order #3 of Resolution #EH-ENF-23-0011, adopted on July 25, 2023, states, "Submit total coliform sample test results quarterly and the annual nitrate sample for the Applegate Park Water Treatment System by the 10th day of the following month"; **and**

Whereas, as of November 16, 2023, the required total coliform sampling results for the first, second and third quarters of 2023 have not been received by Tompkins County Environmental Health (TCEH); **and**

Whereas, Subpart 5-1.72(c)1 of NYSSC requires the submission of monthly reports of daily chlorine residual readings; **and**

Whereas, Order #4 of Resolution #EH-ENF-23-0011 states, "Submit completed monthly operation reports of daily free chlorine residual readings for the Applegate Park Treatment System by the 10th day of the following month for every month"; **and**

Whereas, since the adoption of Resolution #EH-ENF-23-0011, the monthly reports for June and September 2023 have not been submitted to TCEH, and the monthly report for July 2023 was submitted late on August 24, 2023; **and**

Whereas, Applegate Park has not submitted the 2022 and 2023 Annual Water System Operating fees, totaling \$550 (includes late fees); **and**

Whereas, a Boil Water Order (BWO) was issued to Applegate Park on May 4, 2023, due to these violations and violations cited in Resolutions #EH-ENF-22-0037 and #EH-ENF-23-0011; **and**

Whereas, it is a violation of Part 17 of the NYSSC to operate sewage facilities which are not maintained in accordance with the appropriate standards of the Department of Environmental Conservation (DEC); **and**

Whereas, the DEC's State Pollutant Discharge Elimination System (SPDES) General Permit issued for Applegate Park, requires groundwater (subsurface) discharge of the sewage system's treated effluent; **and**

Whereas, on May 4, 2023, TCEH staff found that Applegate Park's sewage treatment system is not functioning as required by the system's SPDES permit and is discharging wastewater to the surface of the ground; **and**

Whereas, on June 28, 2023, TCEH received a letter from Joseph Giordano disputing TCEH's assessment that Applegate Park's sewage system was not functioning properly, along with an application for an Onsite Wastewater Treatment System (OWTS) Construction Permit to repair or replace the sewage system without the application fee of \$335 or a request to waive the fee due to hardship; **and**

Whereas, on September 5, 2023, TCEH observes continued surfacing of OWTS effluent to the surface of the ground; **and**

Whereas, on September 15, 2023, TCEH received a second letter from Joseph Giordano disputing TCEH's assessment that Applegate Park's sewage system was not functioning properly, in addition to a request the OWTS application fee be waived due to hardship; **and**

Whereas, on November 1, 2023, TCEH issued an OWTS permit for construction of the system; **and**

Whereas, owners and operators of mobile home parks are required to comply with Part 17 of the New York State Sanitary Code (NYSSC); **and**

Whereas, Part 17 of the NYSSC states no person shall operate any mobile home park without a permit to do so from the permit-issuing official; **and**

Whereas, New York State Department of Health recommends that permits to operate should not be issued to facilities with outstanding fees or penalties or with a history of non-compliance; **and**

Whereas, inclusive of the fees referenced above and for past due penalties required by Resolution #EH-ENF-23-0011, Applegate Park has outstanding fees and penalties totaling \$2,125; **and**

Whereas, TCEH issued a temporary permit with conditions to operate Applegate Park after the 2022-2023 operating permit fee and associated late fee were paid on December 5, 2022; **and**

Whereas, the temporary permit expired on April 30, 2023; **and**

Whereas, Applegate Park mobile home park has been in operation without a valid permit issued by TCEH since May 1, 2023; **and**

Whereas, failure to comply with the Orders of both #EH-ENF-23-0011 and those below may result in the assessment of penalties of up to \$2,000 per violation per day including a daily penalty for the operation of a mobile home park without a valid permit; **now therefore be it**

**Resolved, on recommendation of the Tompkins County Board of Health,
That Joseph Giordano, Owner/Operator, is ordered to:**

1. Pay a penalty of \$1,725 for these violations, **due within 30 days of notification** by TCEH. (**Do Not** submit penalty payment until notified by Tompkins County Environmental Health). This penalty will be waived for successful fulfillment of Orders # 2 - # 6 through December 31, 2024; **and**

2. Pay \$400 for all outstanding fees, due by **January 31, 2024**. (**Do Not** submit penalty payment until notified by the Tompkins County Health Department); **and**
3. Upon reissuance, maintain a valid Permit to Operate a Mobile Home Park for Applegate Park at all times (a temporary permit will be issued through January 31, 2024, following adoption of this Resolution); **and**
4. Submit the 2024 Annual Water System Operating fee and a complete 2024-2025 Renewal Application for a Permit to Operate a Mobile Home Park with fee on time; **and**
5. Submit total coliform sample results quarterly and the annual nitrate sample results for the Applegate Park Water Treatment System **by the 10th day of the following month**; **and**
6. Submit completed monthly operation reports of daily free chlorine residual readings for the Applegate Park Treatment System **by the 10th day of the following month** for every month; **and**
7. Complete the repair of the onsite wastewater treatment system by **January 31, 2024**, in accordance with OWTS Construction Permit EH-OW-23-0133; **and**
8. Comply with all requirements of Part 17 and Subpart 5-1 of the New York State Code.

ENVIRONMENTAL HEALTH DIVISION
tompkinscountyny.gov/health/eh

Phone: (607) 274-6688
Fax: (607) 274-6695

CASE SUMMARY – FOR RESOLUTION # ENF-23-0024

**Applegate Park
Joe Giordano Owner/Operator
119 N. Applegate Rd, T-Enfield
Ithaca, New York 14850**

Revised November 17, 2023

Date	Action
11/1/2023	TCEH issues an OWTS Construction Permit prior to receipt or waiver of application fee in the interest of facilitating repair of the OWTS without further delay.
10/31/2023	Owner pays 2023-2024 MHP Permit Application Fee and completes application to renew permit to operate a mobile home park.
10/16/2023	Owner and TCEH staff meet to discuss penalty fee reduction, OWTS permit application fee waiver request received on 9/14/2023 and penalty and fee payment options. Owner states during meeting that he has an excavation contractor that has agreed to make repairs to the OWTS as soon as a construction permit can be issued.
9/15/2023	Payment due for fees and penalties resulting from Tompkins County Board of Health Resolution # EH-ENF-23-0011. Fees and penalties not received.
9/14/2023	Received letter from owner requesting reduction in penalty amount, a payment plan and waiving of the OWTS permit application fee.
9/5/2023	TCEH reposted Boil Water Notices throughout the park, checked the free chlorine residual (satisfactory – 0.4 ppm) and took a bacteriological sample (satisfactory – absent of coliform). TCEH observes continued surfacing of OWTS effluent to the surface of the ground.
9/5/2023	TCEH hand delivers mobile home park permit renewal letter, which lists the application fee for the 2023-2024 permit year and the outstanding fees and penalties needed prior to permit issuance.
7/25/2023	Tompkins County Board of Health adopted Resolution # EH-ENF-23-0011
7/15/2023	As required by Resolution ENF-22-0037, third payment for fees and penalties due. Payment not received.
6/28/2023	Mr. Giordano mailed an application for an OWTS construction permit (without the \$335 fee) along with a letter disputing TCEH’s assessment that the sewage system was not functioning as required. The letter did not include a request for the Tompkins County Board of Health to waive the OWTS application fee.
6/9/2023	Public Health Director’s Orders issued requiring corrective action for the OWTS discharging effluent to the surface of the ground.

5/31/2023	After no corrective action by park owner to renew operating permit or address BWO, TCEH reposts Boil Water Notices throughout park.
5/15/2023	As required by Resolution ENF-22-0037, second payment for fees and penalties due. Payment not received.
5/5/2023	TCEH staff spoke with Mr. Giordano by phone about compliance with ENF-22-0037 Resolution and permitting requirements for a mobile home operating permit and an OWTS construction permit.
5/5/2023	Subsequent to posting of BWO, the Monthly Operating Reports for April was submitted to TCEH attached to an email where Mr. Giordano asked to discuss the permitting issue.
5/4/2023	Following lapse in temporary permit to operate a mobile home park and no receipt of bacteriological sampling through the first 5 months of 2023, a precautionary Boil Water Order (BWO) was posted by TCEH due to uncertainty that park's water system was being properly maintained and monitored. During visit, TCEH samples for chlorine residual and coliform/E. coli (both satisfactory). During this site visit, TCEH staff observed the park's onsite wastewater treatment system (OWTS) discharging effluent to the surface of the ground.
4/30/2023	Park's temporary permit to operate a mobile home park expires and is not renewed for failure to comply with regulatory requirements and Board of Health Orders.
4/26/2023	Owner emails MORs for January, February and March.
4/1/2023	Owner emailed TCEH photo of a chlorine residual taken from the park. Owner stated that they would submit Monthly Operating Reports and sample results for the months of January, February, and March the following Monday.
3/17/2023	After no receipt of Monthly Operating Report for January or February, TCEH conducted field visit to the facility to verify adequate chlorine residual. Observed a residual of 0.3 ppm.
3/15/2023	As required by Resolution ENF-22-0037, first payment for fees and penalties due. Payment not received.
3/14/2023	TCEH emailed owner with short term permit with effective dates of 2/1/23-4/30/23 and a letter of non-compliance regarding Board of Health actions.
3/3/23	TCEH received annual Nitrate test results.
2/28/2023	TCEH attempted to contact owner regarding required Monthly Operating Reports, water sampling, and short term-permit. No answer, left voicemail.
2/24/2023	The owner emailed TCEH stating they needed to transpose chlorine residual readings to Monthly Operating Reports and would be submitting them to TCEH. Owner also sent pictures of chlorine residual testing at a home in the park.
2/1/2023	Conditional temporary permit issued to Joe Giordano to operate Applegate Mobile Home Park through 4/30/2023. Conditions include compliance with all requirements of Resolution ENF-22-0037.
1/24/2023	Tompkins County Board of Health adopts Resolution ENF-22-0037 for failure to provide Monthly Operating Reports for January – November 2022, bacteriological sampling results for Quarters 1 – 3, 2022 and nitrate sampling results for 2022. Orders include a payment plan for fees and penalties (Order #5).

12/5/2022	Conditional temporary permit issued to Joe Giordano to operate Applegate Mobile Home Park through 1/31/2023. Conditions require submission of missing water sampling results and monitoring reports from 2022.
9/9/2022	TCEH inspects Applegate Park. No violations observed.
5/7/2022	Having missed all monthly payments (November 15, 2021 – April 15, 2022) of the payment plan, Mr. Giordano pays outstanding balance in full on April 27, 2022.
4/4/2022	TCEH inspects Applegate Park water system. No violations observed, except for monitoring and reporting violations (failure to submit nitrate sample results due, in part, to laboratory error, bacteriological sampling results from 1st – 3rd quarters, and MORs for January – November.
11/1/2021	TCEH issues temporary permit to operate through April 30, 2022.
10/28/2021	TCEH and Mr. Giordano agree to monthly payment plan.
10/26/2021	Tompkins County Board of Health (BOH) does not fully approve Mr. Giordano's request to waive his annual water system operating fee. BOH approves waiving late fee for 2021-2022 permit to operate a mobile home park renewal application (\$50) and late fee for water system operating fee (\$50). Additionally, BOH allows TCEH to set up a payment plan for remaining outstanding fees and allows renewal of permit to operate prior to immediate payment of fees.
10/23/2021	TCEH inspects Applegate Park. One public health hazard cited. Violation corrected at time of inspection.
10/15/2021	Mr. Giordano sends letter requesting a waiver of the 2021 public water system operating fee (\$200) due to hardship.
10/21/2020	TCEH inspects Applegate Park water system. No violations observed, except for monitoring and reporting violations (failure to submit a copy of 2nd quarter bacteriological report and May MOR, and failure to submit July MOR on time).
9/19/2019	Permit issued to Joe Giordano to operate Applegate Mobile Home Park.



ENVIRONMENTAL HEALTH DIVISION

tompkinscountyny.gov/health/eh

Phone: (607) 274-6688

Fax: (607) 274-6695

RESOLUTION # EH-ENF-23-0011 FOR

**Applegate Park Mobile Home Park
Joseph Giordano Owner/Operator
119 North Applegate Road, T-Enfield
Ithaca, NY 14850**

Whereas, owners and operators of a public water supply are required to comply with Subpart 5-1 of the NYSSC; **and**

Whereas, Subpart 5-1.51(b) of NYSSC requires the submission of quarterly total coliform sample results; **and**

Whereas, Order #7 of Resolution #EH-ENF-22-0037 adopted on January 24, 2023, states "Submit total coliform sample test results quarterly and the annual nitrate sample for the Applegate Park Water Treatment System by the 10th day of the following month"; **and**

Whereas, the required total coliform sampling result for the first quarter of 2023 has not been received by the Tompkins County Whole Health Department; **and**

Whereas, Subpart 5-1.72(c)1 of NYSSC requires the submission of monthly reports of daily chlorine residual readings; **and**

Whereas, Order #8 of Resolution #EH-ENF-22-0037 states "Submit completed monthly operation reports of daily free chlorine residual readings for the Applegate Park Treatment System by the 10th day of the following month for every month"; **and**

Whereas, the monthly reports for January, February and March 2023 were all provided to the Department on April 26, 2023; **and**

Whereas, Applegate Park has not submitted the 2023 Annual Water System Operating fee of \$275 (includes late fee); **and**

Whereas, a Boil Water Order (BWO) was issued to Applegate Park on May 4, 2023, due to these violations; **and**

Whereas, it is a violation of Article VI Section 6.02(b) of the Tompkins County Sanitary Code and of Part 17 of the NYSSC to discharge inadequately treated sewage to the surface of the ground; **and**

Whereas, on May 4, 2023, it was found that Applegate Park's sewage treatment system is not functioning as designed and is discharging wastewater to the surface of the ground; **and**

Whereas, owners and operators of mobile home parks are required to comply with Part 17 of the New York State Sanitary Code (NYSSC); **and**

Whereas, Part 17 of the NYSSC states no person shall operate any mobile home park without a permit to do so from the permit-issuing official; **and**

Whereas, Applegate Park has not submitted March 15, 2023 and May 15, 2023 payment installments as required by Order #5 of Resolution #EH-ENF-22-0037 for prior penalty and fee payments missed; **and**

Whereas, Order #9 of Resolution #EH-ENF-22-0037 states "Maintain a current Permit to Operate Applegate Park at all times"; **and**

Whereas, the Tompkins County Whole Health Department issued a temporary permit with conditions to operate Applegate Park after the operating permit fee and associated late fee were paid on December 5, 2022; **and**

Whereas, the temporary permit expired on April 30, 2023; **and**

Whereas, Applegate Park has been in operation of a mobile home park without a valid permit issued by the Tompkins County Whole Health Department since May 1, 2023; **and**

Whereas, failure to comply with the Orders of both #EH-ENF-22-0037 and those below may result in the assessment of penalties of up to \$2,000 per violation per day including a daily penalty for the operation of a mobile home park without a valid permit; **now therefore be it**

**Resolved, on recommendation of the Tompkins County Board of Health,
That Joseph Giordano, Owner, is ordered to:**

1. Pay the outstanding penalty of \$750 required by Resolution #EH-ENF-22-0037 **by September 15, 2023**. Failure to make the penalty payment will result in referral to the County Attorney for collections; **and**
2. Pay a penalty of \$1100 for these violations, due **by September 15, 2023**; **and**
3. Submit total coliform sample test results quarterly and the annual nitrate sample for the Applegate Park Water Treatment System **by the 10th day of the following month**; **and**
4. Submit completed monthly operation reports of daily free chlorine residual readings for the Applegate Park Treatment System **by the 10th day of the following month** for every month; **and**
5. Immediately install fencing around the area where inadequately treated sewage is discharging to the surface of the ground; **and**
6. Immediately and until the sewage system is replaced or repaired, prevent the discharge of sewage to the ground surface by keeping the septic tank pumped as needed by a licensed septage hauler; **and**
7. Submit a complete Onsite Wastewater Treatment System (OWTS) Construction Permit Application and application fees (unless waived), and arrange for soil tests **no later than June 29, 2023**; **and**
8. Complete the replacement or repair of the sewage system within 45 days of the issuance of, and in accordance with, an OWTS Construction Permit; **and**

9. Comply with all requirements of Part 17 and Subpart 5-1 of the New York State Code.

This action was adopted by the Tompkins County Board of Health at its regular meeting on July 25, 2023.

fr Brenda Gunnel Orosky
Frank Kruppa
Whole Health Commissioner

7/26/23
Date

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

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

RESOLUTION # EH-ENF-22-0037 FOR

**Applegate Park Mobile Home Park
Joseph Giordano Owner/Operator
119 North Applegate Road, T-Enfield
Ithaca, NY 14850**

Whereas, owners and operators of mobile home parks are required to comply with Part 17 of the New York State Sanitary Code (NYSSC); **and**

Whereas, Part 17 of the NYSSC states no person shall operate any mobile home park without a permit to do so from the permit-issuing official; **and**

Whereas, Applegate Park did not submit a renewal permit application until November 14, 2022, and did not submit the renewal fee of \$296 (included late fee) until December 5, 2022; **and**

Whereas, Applegate Park has not submitted the 2022 Annual Water System Operating fee of \$275 (includes late fee); **and**

Whereas, owners and operators of a public water supply are required to comply with Subpart 5-1 of the NYSSC; **and**

Whereas, Subpart 5-1.51(b) of NYSSC requires the submission of quarterly total coliform sample results; **and**

Whereas, the required total coliform sampling results for the first, second, and third quarters of 2022; were not received by the Health Department; **and**

Whereas, Subpart 5-1.72(c)1 of NYSSC requires the submission of monthly reports of daily chlorine residual readings; **and**

Whereas, the required 2022 monthly reports have not been received by the TCHD; **and**

Whereas, Applegate Park operated a mobile home park without a valid permit issued by the Tompkins County Health Department from November 1, 2022, through December 4, 2022; **and**

Whereas, the Tompkins County Health Department issued a temporary permit with conditions to operate Applegate Park after the operating permit fee and associated late fee were paid on December 5, 2022; **and**

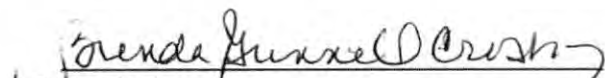
Whereas, Applegate Park has been notified that failure to comply with the Orders below may result in the assessment of penalties of up to \$2,000 per violation per day including a daily penalty for the operation of a mobile home park without a valid permit; **and**

Whereas, Joseph Giordano, Owner, signed a Stipulation Agreement with Public Health Director's Orders on November 14, 2022, agreeing that Applegate Park 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 Joseph Giordano, Owner, is ordered to:**

1. Pay a penalty of \$475 for these violations, due in installments specified in Order #5; **and**
2. Pay an additional penalty of \$600, if Order #6 is not met. Payment is due by March 30, 2023, for failing to meet this requirement; **and**
3. Pay an additional penalty of \$600, if Order #7 and #8 are not met which require all 2023 coliform sample results, annual nitrate result, monthly operating reports being received within the required timeframe. Payment is due within 30 days of failing to meet any of these requirements; **and**
4. Submit the 2022 outstanding water fee for Applegate Park in the amount of \$275 (2022 Water Operating Fee of \$200, and late fee of \$75) due in installments specified in Order #5; **and**
5. Pay installments of \$250 for the amounts owed as listed in Orders #1 and #4, **due no later than:**
 - a. **March 15, 2023**
 - b. **May 15, 2023**
 - c. **July 15, 2023**
6. Submit all quarterly 2022 total coliform sample results collected and the annual nitrate sample collected for Applegate Mobile Home Park **by January 30, 2023; and**
7. Submit total coliform sample test results quarterly and the annual nitrate sample for the Applegate Park Water Treatment System **by the 10th day of the following month; and**
8. Submit completed monthly operation reports of daily free chlorine residual readings for the Applegate Park Treatment System **by the 10th day of the following month** for every month; **and**
9. Maintain a current Permit to Operate Applegate Park at all times; **and**
10. Comply with all the requirements of Part 17 and Subpart 5-1 of the New York State Code.

This action was adopted by the Tompkins County Board of Health at its regular meeting on January 24, 2023.


for Frank Kruppa
Public Health Director

1/30/2023
Date

Joseph Giordano
Applegate Park
119 N. Applegate Rd Lot 3
Ithaca, NY 14850

December 5, 2022

Elizabeth Cameron
Tompkins County Environmental Health
55 Brown Rd
Ithaca, NY 14850

Dear Ms. Cameron,

When I met with Adriel Shea and Skip Parr, I signed the Stipulation Agreement dated 11/14/2022. I expected to be able to comply with it but I was unable to pay for the testing by 12/2/22. I will be submitting the testing by 12/10/22 because I now have the funds. The last two years have been very difficult for me both financially and mentally. But there is no legitimate excuse, I am required by law to comply with the law, I just could not afford to do so. It was a matter of paying my mortgages, car payments, insurance and putting food on the table or paying for testing. I am an owner occupant of the park and have operated it safely because I am drinking the water which is tested for Chlorine residuals daily.

I am hand delivering this letter with \$296 and will pay whatever else I can as soon as I can. That the best I can do as far as payment is concerned as of today. I am paying for the bacterial and Nitrates and nitrites testing by 12/10/22 and will be submitting them with my other testing from the past year by that date. I haven't submitted the testing from this last year because my check to the Lab bounced and I haven't been able to pay them.

Your Board must do what they think is right to enforce the law but please understand that if I can't afford to keep up with the simple fees, a \$1700 penalty by 1/13/23 isn't possible either. I request you reconsider this amount and I will begin making payments of \$50 to \$75 per month via electronic automatic payments to the Health Department to make an effort to pay my outstanding fees, When my financial situation improves I will pay any deficiencies in full. To promise anything else would be a lie.

I have had poor communication with the Department on this simply out of embarrassment and that I was depressed about my lot in life to say the least.

My sincere Apologies to your hard working staff, they have worked hard to deal with my neglect and I have been difficult to work with. Do as you may decide to do but you won't get blood from a stone.

Sincerely,



Joseph Giordano
Owner

Joseph Giordano
Applegate Park
119 N. Applegate Rd Lot 3
Ithaca, NY 14850

RECEIVED

September 14, 2023

SEP 15 2023

TOMPKINS COUNTY,
HEALTH DEPARTMENT

Thomas Palmer
Tompkins County Whole Health
Environmental Health Division
55 Brown Rd
Ithaca, NY 14850

Dear Mr. Palmer and Supervisors,

I don't have any money to pay these penalty fees and construction permit fee listed in your 9/5/23 letter. I'm submitting this letter with the outstanding Public water system fee

Of \$275 because that's all I can manage at this time. You have been sent recent water tests showing that Applegate parks water is free of bacteria and passes the required Nitrates and Nitrites level testing as well as on time operating system reports for July and August.

I repeat my statement from my letter dated 6/28/23:

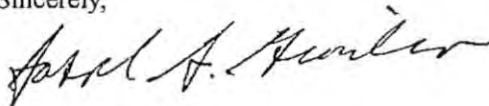
When Scott Freyberger and Thomas Palmer visited the property and met with me in person (Witnessed by Steve Teeter) there was NO inadequately sewage being discharged and there has not been any since. I had cleared out decomposing leaves from the outlet trench prior to their arrival and have regularly monitored the water coming out and it has remained clear.

#2) The system is being pumped by a licensed Hauler (ON SCHEDULE as I customarily do it every 6 - 12 months in July. (RECEIPT ATTACHED), IN ADDITION; there has been no discharge of untreated sewage since as well.

If you insist there is a need for improvements to the tailpiece of the septic field, I request a waiver of all construction permit fees.

As far as additional fees and penalties, I request a 50% reduction in these PUNITIVE FEES and I will submit a monthly payment of \$100 towards the balance until the balance is paid in full and pay required permit fees on time from here on out. Please advise if this is unacceptable and then I will need to seek legal Counsel in this matter. This is not just a (SMALL) public water system, it is also my private residence and my primary source of income. I am trying to make an effort to reach a settlement with you, I hope for some reasonable consideration in this matter.

Sincerely,



Joseph G Giordano

ENVIRONMENTAL HEALTH DIVISION

tompkinscountyny.gov/health/eh

Phone: (607) 274-6688

Fax: (607) 274-6695

CERTIFIED, REGULAR, & ELECTRONIC MAIL

November 9, 2023

Vicki Best
The Station Creamery
685 Obrien Hill Rd.
Richford, NY 13835

**Re: Tompkins County Board of Health Draft Resolution # EH-ENF-23-0022
Station Creamery, V-Dryden**

Dear Vicki Best:

Thank you for signing the Stipulation Agreement on October 27, 2023, for the Station Creamery. Enclosed is a copy of the Draft Resolution that the Tompkins County Board of Health will consider at its meeting on **Tuesday, December 5, 2023**.

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 Kristee Morgan or me at (607) 274-6688 at least one day before the meeting. If you plan to attend, please arrive by 12:00 p.m. (noon).

Sincerely,



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

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

pc: F:\EH\FOOD (SF)\FSE (SF)\Facilities\Station Creamery\Enforcement\Draft Resolution 23-0022
Tompkins County Board of Health (via; Karan Palazzo, TCWH)
ec: CEO V-Dryden; Michael Lane, TC Legislature; TCWH: Elizabeth Cameron, P.E., Director of Environmental Health;
Frank Kruppa, Public Health Commissioner; Brenda Crosby, Deputy Public Health Director; Skip Parr; Brenda
Coyle; Kristee Morgan
scan: Signed copy to Accela

ENVIRONMENTAL HEALTH DIVISION
tompkinscountyny.gov/health/eh

Phone: (607) 274-6688
Fax: (607) 274-6695

DRAFT RESOLUTION # ENF-23-0022

**Station Creamery
Vicki Best Owner, Owner/Operator
62 W. Main St., Village of Dryden
Dryden, NY 13053**

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

Whereas, it is a critical violation of Part 14-1 of the NYSSC to fail to protect ready to eat foods from potential cross-contamination by raw foods; **and**

Whereas, on August 28, and September 12, 2023, the Environmental Health Division (EH) observed critical violations of Subpart 14-1 of the NYSSC where ready to eat foods were stored in a manner that did not protect them from cross-contamination from raw foods; **and**

Whereas, Vicki Best, Owner/Operator, signed a Stipulation Agreement with Public Health Director's Orders on October 27, 2023, agreeing that the Station Creamery violated this provision of the subpart 14-1 of the New York State Sanitary Code; **now therefore be it**

**Resolved, on recommendation of the Tompkins County Board of Health,
That Vicki Best, Owner/Operator, is ordered to:**

1. Pay a penalty of \$200 for these violations, due by **January 15, 2024**. (**Do Not** submit penalty payment until notified by the Tompkins County Health Department.); **and**
2. Store cooked or prepared foods in a manner that prevents cross-contamination from raw foods; **and**
3. Comply with all the requirements of Subpart 14-1 of the New York State Code for Food Service Establishments.



TOMPKINS COUNTY

Whole Health

55 Brown Road
Ithaca, NY 14850
(607) 274-6600

201 East Green Street
Ithaca, NY 14850
(607) 274-6200

tompkinscountyny.gov/health

ENVIRONMENTAL HEALTH DIVISION
tompkinscountyny.gov/health/eh

Phone: (607) 274-6688
Fax: (607) 274-6695

STIPULATION AGREEMENT AND ORDERS # ENF-23-0022

Station Creamery
Vicki Best Owner, Owner/Operator
62 W. Main St., Village of Dryden
Dryden, NY 13053

10/27/23

TOMPKINS COUNTY
HEALTH DEPARTMENT

I, Vicki Best, as a representative for Station Creamery, agree that on August 28, and September 12, 2023, I was in violation of Subpart 14-1 of the New York State Sanitary Code for failing to protect ready to eat foods from potential cross-contamination by raw foods.

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

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

1. Properly store ready to eat foods in a manner that prevents possible cross-contamination from raw foods, 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: Vicki Best Date: 10/27/23

Vicki Best is hereby ordered to comply with these Orders of the Public Health Director.

Signed: Frank Kruppa Date: 10/31/23
for Frank Kruppa
Public Health Director

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

Food Service Establishment Inspection Summary Report

Operation: STATION CREAMERY (ID: 1062084)
Facility Name: STATION CREAMERY
Facility Code: 54-AN10 Facility Email: pvbest@frontiernet.net
Facility Address: 62 West Main Street, Dryden, NY 13053

To the Attention of:

Vicki Best
685 O'Brien Rd
Richford, NY 13053
Email: pvbest@frontiernet.net

Inspection

Date: August 28, 2023 03:58 PM
Inspector: Mikhail Kern (mkern@tom-pkins-co.org)
Responsible Person: Paul Best

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.

FOODS NOT PROTECTED FROM CONTAMINATION, TEMPERATURES NOT MEASURED.

ITEM # 2C 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: Cooked or prepared foods are subject to cross-contamination from raw foods.

Inspector Findings: Observed carton of raw eggs stored above ready-to-eat foods in left side cooler.
Correction: Raw eggs must be stored on bottom shelf to prevent contamination of ready-to-eat foods.
Operator moved eggs to bottom shelf.

FOOD NOT PROTECTED IN GENERAL

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

All or parts of the item are violations.

Code Requirements: Accurate thermometers not available or used to evaluate refrigerated or heated storage temperatures

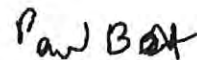
Inspector Findings: No thermometer observed. Operator was unable to locate one.
Correction: Thermometers must be available and used to monitor hot - and cold-holding.

Additional Information Collected During Inspection

Comments: Part 1: Critical violation of Item #2C observed.
Part 2: Violation of Item #8E observed.
Reinspection required.



Inspector: Mikhail Kern (mkern@tompkins-co.org)



Received by: Paul Best

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

Food Service Establishment Inspection Summary Report

Operation: STATION CREAMERY (ID: 1062084)
Facility Name: STATION CREAMERY
Facility Code: 54-AN10 Facility Email: pvbest@frontiernet.net
Facility Address: 62 West Main Street, Dryden, NY 13053

To the Attention of:

Vicki Best
685 O'Brien Rd
Richford, NY 13053
Email: pvbest@frontiernet.net

Re-Inspection

Date: September 12, 2023 04:00 PM
Inspector: Mikhail Kern (mkern@tom-pkins-co.org)
Responsible Person: Vicky Best

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.

FOODS NOT PROTECTED FROM CONTAMINATION, TEMPERATURES NOT MEASURED.

ITEM # 2C 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.

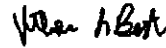
Code Requirements: Cooked or prepared foods are subject to cross-contamination from raw foods.

Inspector Findings: Observed two dozen raw eggs stored in left refrigerator above milk.
Correction: Raw eggs must not be stored above ready-to-eat foods.
Operator moved eggs to bottom shelf of right refrigerator. Operator stated that staff training is ongoing and a sign will be added to the refrigerator moving forward.
This is a repeat violation from the previous inspection.

NO ADDITIONAL VIOLATIONS REPORTED

Additional Information Collected During Inspection

Comments: Part 1: Critical violation of Item #2C observed.
Part 2: No violation observed.
Reinspection required.
Enforcement to follow.
Note: Probe thermometer was present and in use to measure cooking and hot-held hot dogs, but not for measuring temperatures of cold-held items. Ambient air thermometers were observed in all refrigeration units. Probe thermometer should be able to measured temperatures down to 32 degrees F.



Inspector: Mikhail Kern (mkern@tomkins-co.org)

Received by: Vicky Best

ENVIRONMENTAL HEALTH DIVISION
tompkinscountyny.gov/health/eh

Phone: (607) 274-6688
Fax: (607) 274-6695

CASE SUMMARY – FOR RESOLUTION # ENF-23-0022

Station Creamery
Vicki Best Owner, Owner/Operator
62 W. Main St., Village of Dryden
Dryden, NY 13053

Compiled on October 6, 2023

Date	Action
10/27/2023	Signed Stipulation Agreement received by TCEH.
10/16/2023	Stipulation Agreement sent to Station Creamery from TCEH.
09/12/2023	Re-inspection by TCEH staff. Violations: See attached inspection report.
08/28/2023	Inspection by TCEH staff. Violations: See attached inspection report.
07/01/2022	Re-Inspection by TCEH staff. Violation cited on 6/1/2022 corrected. No additional violations observed.
06/01/2022	Inspection by TCEH staff. Violations: Enough refrigerated storage equipment not maintained so that potentially hazardous foods are kept below 45°F during cold holding.
05/20/2021	Inspection by TCEH staff. No critical violations observed.
05/14/2021	Permit to Operate issued for Station Creamery

ENVIRONMENTAL HEALTH DIVISION

tompkinscountyny.gov/health/eh

Phone: (607) 274-6688

Fax: (607) 274-6695

CERTIFIED, REGULAR, & ELECTRONIC MAIL

November 21, 2023

Benjamin Plotke
Lev Kitchen Co.
155 Filbert St.
Hamden, NY 06517

**Re: Tompkins County Board of Health Draft Resolution # EH-ENF-23-0021
Lev Kitchen, C-Ithaca**

Dear Benjamin Plotke:

Thank you for signing the Stipulation Agreement on November 10, 2023, for Lev Kitchen. Enclosed is a copy of the Draft Resolution that the Tompkins County Board of Health will consider at its meeting on **Tuesday, December 5, 2023**.

You, or a representative, have the right to speak to the Board for a few minutes prior to deliberation. If you wish to speak to the Board in person or via zoom, please contact Kristee Morgan or me at (607) 274-6688 at least one day before the meeting. If you plan to attend in person, please arrive by 12:00 p.m. (noon).

Sincerely,



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

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

pc: F:\EH\FOOD (SF)\FSE (SF)\Facilities (SF-4)\Lev Kitchen\Enforcement\Draft Resolution 23-0021.docx
Tompkins County Board of Health (via; Karan Palazzo, TCWH)
ec: CEO C-Ithaca; TC Legislature: Rich John; TCWH: Elizabeth Cameron, P.E., Director of Environmental Health;
Frank Kruppa, Public Health Director; Brenda Crosby, Deputy Public Health Director; Skip Parr; Brenda Coyle,
Kristee Morgan
scan: Signed copy to Accela

ENVIRONMENTAL HEALTH DIVISION
tompkinscountyny.gov/health/eh

Phone: (607) 274-6688
Fax: (607) 274-6695

DRAFT RESOLUTION # ENF-23-0021

**Lev Kitchen
Benjamin Plotke, Operator; Lev Kitchen Co., Owner
22 E. State St., C-Ithaca
Ithaca, NY 14850**

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

Whereas, it is a critical violation of Part 14-1 of the NYSSC to fail to maintain potentially hazardous foods below 45°F during cold holding and above 140°F during hot holding; **and**

Whereas, on September 6, and September 19, 2023, the Environmental Health Division (EH) observed critical violations of Subpart 14-1 of the NYSSC where potentially hazardous foods were observed at temperatures of 54°F and 47-52°F in cold holding, and of 84°F and 82°F in hot holding; **and**

Whereas, Benjamin Plotke, Operator, signed a Stipulation Agreement with Public Health Directors Orders on November 10, 2023, agreeing that Lev Kitchen violated these provisions of subpart 14-1 of the New York State Sanitary Code; **now therefore be it**

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

1. Pay a penalty of \$400 for these violations, due by **January 15, 2024**. (**Do Not** submit penalty payment until notified by the Tompkins County Health Department.); **and**
2. Maintain potentially hazardous foods at temperatures below 45°F in cold holding; **and**
3. Maintain temperatures of potentially hazardous foods above 140°F in hot holding; **and**
4. Comply with all the requirements of Subpart 14-1 of the New York State Code for Food Service Establishments.



TOMPKINS COUNTY

Whole Health

55 Brown Road
Ithaca, NY 14850
(607) 274-6600

tompkinscountyny.gov/health

201 East Green Street
Ithaca, NY 14850
(607) 274-6200

ENVIRONMENTAL HEALTH DIVISION
tompkinscountyny.gov/health/eh

Phone: (607) 274-6688
Fax: (607) 274-6695

STIPULATION AGREEMENT AND ORDERS # ENF-23-0021

Lev Kitchen
Benjamin Plotke, Operator; Lev Kitchen Co., Owner
22 E. State St., C-Ithaca
Ithaca, NY 14850

NOV 16 2023

TOMPKINS COUNTY
HEALTH DEPARTMENT

I, Benjamin Plotke, as a representative for Lev Kitchen, agree that on September 6 and September 19, 2023, I was in violation of for failure to keep potentially hazardous foods below 45°F in cold holding and failure to keep potentially hazardous foods above 140°F during hot holding.

I agree to pay a penalty not to exceed \$400 for this violation/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 Whole Health Commissioner:

1. Maintain temperatures of potentially hazardous foods below 45°F during cold holding; and
2. Maintain temperatures of potentially hazardous foods above 140°F during hot holding; and
3. 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: *Ben Plotke*

Date: 11/10/23

Benjamin Plotke is hereby ordered to comply with these Orders of the Whole Health Commissioner.

Signed: *Brenda Kruppa*
Frank Kruppa
Public Health Director

Date: 11/14/2023

Diversity Through Inclusion

Food Service Establishment Inspection Summary Report

Operation: LEV KITCHEN (ID: 1074609)
Facility Name: LEV KITCHEN
Facility Code: 54-AM09 Facility Email: ben@levkitchen.com
Facility Address: 222 East State Street, Ithaca, NY 14850

To the Attention of:

Benjamin Plotke
LEV KITCHEN CO
155 Filbert St
Hamden, CT 06517
Email: ben@levkitchen.com

Inspection

Date: September 6, 2023 01:15 PM
Inspector: Rene Borgella (rborgella@tompkins-co.org)
Responsible Person: Benjamin Plotke

Summary

Number of Public Health Hazards Found: 2
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 # 5A 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 kept at or below 45°F during cold holding, except smoked fish not kept at or below 38°F during cold holding.

Inspector Findings: Observed: In flip top cooler along wall in kitchen, cut tomatoes (approx 1/4 lb) were at 54°F. Interview with operator indicated the tomatoes had been placed in flip top cooler approx one hour before inspection. See photo.

Correction: Operator moved tomatoes to walk in cooler for rapid cooling to 45°F or below before returning to service.

Action: Potentially hazardous food / temperature controlled items in cold holding must be held at 45°F or below.

IMPROPER HOT HOLDING OF POTENTIALLY HAZARDOUS FOODS.

ITEM # 6A 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 kept at or above 140°F during hot holding.

Inspector Findings: Observed: In pan by at stovetop by main cooking station, approx 3lbs of cooked french fried potatoes at 84°F. Interview with operator indicated potatoes were cooked and placed in pan about one hour before inspection. See photo.

Correction: Operator voluntarily discarded potatoes during inspection.

Action: Potentially hazardous / temperature controlled foods must be held at 140°F or above during hot holding.

POOR HYGIENE AND ACTIVITIES OF FOOD WORKERS.

ITEM # 9A WAS FOUND IN VIOLATION 1 TIME(S).

All or parts of the item are violations.

Code Requirements: Inadequate personal cleanliness

Inspector Findings: Observed: Kitchen staff member answererd phone after removing one glove, used the phone and when phone call was over proceeded to wash only one hand instead of following appropriate hand washing methods for food service.

Action: Frequent and correct hand washing is imperative in food service. Personnel must wash both hands whenever they use the restroom, after touching non-sanitized surfaces, when gloves or hands become soiled; hands must be washed before placing gloves on hands.

Additional Information Collected During Inspection

Comments: Part 1: Two critical violations observed
Part 2: One violation observed

Comment: Inspector discussed sanitizing solution preparation, testing and use. Advised operator to obtain test strips that function correctly with sanitizing agent being used in facility. Also discussed approved methods of hot holding foods and suggested operator obtain appropriate waiver(s) for using Time as a Public Health Control in lieu of temperature as needed instead of holding cooked, potentially hazardous foods at room temperature, which is not allowed under the NY State Sanitary Code. Also discussed appropriate load levels in flip top coolers. Flip top coolers are typically not able to hold double stacked items at appropriate temperatures as they are not designed for this type of loading.

Inspector also delivered to owner/operator NYSDOH and TCEH food safety information on hand washing, sanitizing solutions and wiping cloths, cooling and reheating potentially hazardous foods and a copy of the NY State Sanitary Code for Food Service.

Reinspection Required.



RB

Inspector: Rene Borgella (rborgella@tompkins-co.org)

BP

Received by: Benjamin Plotke

Christie Morgan 9/19/23

Photo	Caption
	Tomatoes at 54°F in flip top
	Cooked potatoes at 84°F

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

Food Service Establishment Inspection Summary Report

Operation: LEV KITCHEN (ID: 1074609)
Facility Name: LEV KITCHEN
Facility Code: 54-AM09 Facility Email: ben@levkitchen.com
Facility Address: 222 East State Street, Ithaca, NY 14850

To the Attention of:

Benjamin Plotke
LEV KITCHEN CO
155 Filbert St
Hamden, CT 06517
Email: ben@levkitchen.com

Re-Inspection

Date: September 19, 2023 02:50 PM
Inspector: Rene Borgella (rborgella@tom-pkins-co.org)
Responsible Person: Ben Plotke

Summary

Number of Public Health Hazards Found: 2
Number of Public Health Hazards NOT Corrected: 0
Number of Other Violations Found: 1

Reinspection is not Required

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

IMPROPER COOLING AND REFRIGERATED STORAGE OF POTENTIALLY HAZARDOUS FOODS.

ITEM # 5E 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: Enough refrigerated storage equipment is not present, properly designed, maintained or operated so that all potentially hazardous foods are cooled properly and stored below 45°F as required.

Inspector Findings: Observed: In flip top cooler facing away from hand wash sink in kitchen, approximately one-two pounds of feta cheese was at 55.2°F (see photo). Other temperature controlled items were at temps from 47-52°F. Operator indicated all these items were moved from nearby, correctly operating flip top within an hour from inspection time. Interview with operator indicated that the flip top unit has not been operating correctly and parts and service have been ordered for it.

Correction: Potentially hazardous/temperature controlled Items were moved to the lower level of correctly functioning flip top cooler for rapid chilling before being placed

back in service.

Action: Refrigerated equipment used for storage and cold holding of potentially hazardous (temperature controlled) items must be able to keep food at 45°F or below.

IMPROPER HOT HOLDING OF POTENTIALLY HAZARDOUS FOODS.

ITEM # 6A 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 kept at or above 140°F during hot holding.

Inspector Findings: Observed: In pan at stove top by main cooking station, approx 3-4 lbs of cooked french fried potatoes were at 82.5°F. Interview with operator indicated potatoes were cooked and placed in the pan about one hour before inspection. This is a repeat of the same violation cited during inspection on 9/6/23. See photo.

Correction: Operator moved potatoes to freezer for rapid cooling.

Action: Potentially hazardous / temperature controlled foods must be held at 140°F or above during hot holding

IMPROPER SANITARY FACILITIES AND CONTROLS.

ITEM #12E WAS FOUND IN VIOLATION 1 TIME(S).

All or parts of the item are violations.

Code Requirements: Handwashing facilities inaccessible, improperly located, dirty, in disrepair, improper fixtures, soap, and single service towels or hand drying devices missing

Inspector Findings: Observed: Large garbage can was blocking access to the kitchen hand wash sink, as it was during the previous inspection.

Correction: Staff moved can to appropriate location.

Action: Handwashing facilities must be readily accessible in food service operations.

Additional Information Collected During Inspection

Comments: Part 1: Two critical violations observed
Part 2: One violations observed

Comments: Inspector explained to operator and staff on duty the importance of frequent hand washing in food service. In particular, inspector explained how hand washing in rest rooms is not an acceptable substitute for hand washing in kitchen and other food preparation areas. Also discussed prioritizing space for potentially hazardous/temperature controlled food items in cold holding. Inspector explained options for management of hot held food items with operator and delivered application form for a time waiver should the operator choose that option.



Board of Health Action to Follow



Inspector: Rene Borgella (rborgella@tompkins-co.org)

Received by: Ben Plotke

Krista Morgan 9/19/23

Photo	Caption
	Feta in malfunctioning flip-top cooler
	French fries at 82.5°F

ENVIRONMENTAL HEALTH DIVISION
tomkinscountyny.gov/health/eh

Phone: (607) 274-6688

Fax: (607) 274-6695

CASE SUMMARY – FOR RESOLUTION # EH-ENF-23-0021

Lev Kitchen
Benjamin Plotke, Operator; Lev Kitchen Co., Owner
22 E. State St., C-Ithaca
Ithaca, NY 14850

November 2023

Date	Action
11/14/2023	Signed stipulation agreement received by Environmental Health.
09/19/2023	Re-inspection by TCEH. Violations: See attached report.
09/06/2023	Inspection by TCEH. Violations: See attached report.
03/29/2023	Inspection by TCEH following a fire at the facility and prior to reopening. No critical violations observed.
04/19/2022	Inspection by TCEH. No critical violations observed.
01/01/2022	Permit to Operate Lev Kitchen issued by TCEH.

ENVIRONMENTAL HEALTH DIVISION

tompkinscountyny.gov/health/eh

Phone: (607) 274-6688

Fax: (607) 274-6695

CERTIFIED, REGULAR, & ELECTRONIC MAIL

October 18, 2023

Matthew Torchia
1123 Danby Rd., Inc.
110 W. King Road
Ithaca, NY 14850

**Re: Tompkins County Board of Health Draft Resolution # EH-ENF-23-0020
Mix Social Dining, C-Ithaca**

Dear Matthew Torchia:

Thank you for signing the Stipulation Agreement on October 10, 2023, for Mix Social Dining. Enclosed is a copy of the Draft Resolution that the Tompkins County Board of Health will consider at its meeting on **Tuesday, December 5, 2023**.

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 Kristee Morgan or me at (607) 274-6688 at least one day before the meeting. If you plan to attend, please arrive by 12:00 p.m. (noon).

Sincerely,



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

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

pc: F:\EH\FOOD\FSE\Facilities\Mix Social Dining\Enforcement\2023\Draft Resolution 23-0020
ec: Tompkins County Board of Health (via; Karan Palazzo, TCWH); CEO C-Ithaca; TC Legislature: Rich John; TCWH: Elizabeth Cameron, P.E., Director of Environmental Health; Frank Kruppa, Public Health Director; Brenda Crosby, Deputy Public Health Director; Skip Parr, Brenda Coyle, Kristee Morgan
scan: Signed copy to Accela

ENVIRONMENTAL HEALTH DIVISION
tompkinscountyny.gov/health/eh

Phone: (607) 274-6688
Fax: (607) 274-6695

DRAFT RESOLUTION # ENF-23-0020

**Mix Social Dining
Matthew Torchia, Operator; 1123 Danby Rd., Inc., Owner
205 Elmira Road, C-Ithaca
Ithaca, NY 14850**

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

Whereas, it is a critical violation of Part 14-1 of the NYSSC to fail to maintain potentially hazardous foods below 45°F during cold holding; **and**

Whereas, on June 21, and September 8, 2023, the Environmental Health Division (EH) observed critical violations of Subpart 14-1 of the NYSSC where potentially hazardous foods were observed at temperatures of 57-62°F and 48-53°F in cold holding; **and**

Whereas, Matthew Torchia, Operator, signed a Stipulation Agreement with Public Health Directors Orders on October 10, 2023, agreeing that Mix Social Dining 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 Matthew Torchia, Operator, is ordered to:**

1. Pay a penalty of \$400 for these violations, due by **January 15, 2024** (Do Not submit penalty payment until notified by Tompkins County Environmental Health.); **and**
2. Maintain temperatures of potentially hazardous foods below 45°F during cold holding; **and**
3. Provide proof of repair of existing food preparation coolers cited in inspection reports by a commercial refrigeration repair specialist or provide proof of purchase of replacement refrigeration equipment that is commercial grade and meets NSF (National Sanitation Foundation) standards to the Health Department by November 15, 2023; **and**
4. Comply with all the requirements of Subpart 14-1 of the New York State Code for Food Service Establishments.

ENVIRONMENTAL HEALTH DIVISION
tompkinscountyny.gov/health/eh

Phone: (607) 274-6688
Fax: (607) 274-6695

STIPULATION AGREEMENT AND ORDERS # ENF-23-0020

Mix Social Dining
Matthew Torchia, Operator; 1123 Danby Rd., Inc., Owner
205 Elmira Rd.
Ithaca, NY 14850

10/12/2023

TOMPKINS COUNTY
HEALTH DEPARTMENT

I, Matthew Torchia, as a representative for Mix Social Dining, agree that on June 21, and September 8, 2023, Mix Social Dining was in violation of Subpart 14-1 of the New York State Sanitary Code for failure to keep potentially hazardous foods below 45°F in cold holding.

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.)*

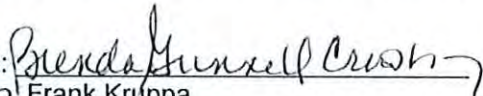
I also agree to comply with the following Orders when signed by the Tompkins County Whole Health Commissioner:

1. Maintain temperatures of potentially hazardous foods below 45°F during cold holding; and
2. Provide proof of repair of existing food preparation coolers cited inspection reports by a commercial refrigeration repair specialist or provide proof of purchase of replacement refrigeration equipment that is commercial grade and meets NSF (National Sanitation Foundation) standards to the Health Department by November 15, 2023; and
3. 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: 10-10-23

Matthew Torchia is hereby ordered to comply with these Orders of the Whole Health Commissioner.

Signed:  Date: 10/12/2023
for Frank Kruppa
Public Health Director

Food Service Establishment Inspection Summary Report

Operation: MIX SOCIAL DINING (ID: 921219)
Facility Name: MIX SOCIAL DINING
Facility Code: 54-AB87 Facility Email: mixithaca@gmail.com
Facility Address: 205 Old Elmira Road, Ithaca, NY 14850

To the Attention of:

Matthew Torchia
110 West King Road
Ithaca, NY 14850
Email: matthewtorchia@yahoo.com

Inspection

Date: September 8, 2023 03:57 PM
Inspector: Mikhail Kern (mkern@tompkins-co.org)
Responsible Person: Mix Johnson

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.

FOODS ADULTERATED OR RECEIVED FROM UNAPPROVED SOURCES.

ITEM # 1H 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: Food from unapproved source, spoiled, adulterated on premises.

Inspector Findings: Observed two containers of strawberries in reach-in refrigerator next to walk-in with visible mold.
Correction: Food items must not be spoiled.
Operator discarded strawberries during inspection.

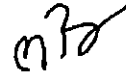
NO ADDITIONAL VIOLATIONS REPORTED

Additional Information Collected During Inspection

Comments: Part 1: Critical violation observed of Item 1H.
Part 2: No violations observed.
Reinspection required.
Violation of Item #5A noted in reinspection on same date.



Inspector: Mikhail Kern (mkern@tompkins-co.org)



Received by: Mix Johnson

Food Service Establishment Inspection Summary Report

Operation: MIX SOCIAL DINING (ID: 921219)
Facility Name: MIX SOCIAL DINING
Facility Code: 54-AB87 Facility Email: mixithaca@gmail.com
Facility Address: 205 Old Elmira Road, Ithaca, NY 14850

To the Attention of:

Matthew Torchia
110 West King Road
Ithaca, NY 14850
Email: matthewtorchia@yahoo.com

Inspection

Date: June 21, 2023 05:32 PM
Inspector: Joan Pike (jpik@tompkins-co.org)
Responsible Person: Mix Johnson
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:	3

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 # 5A 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 kept at or below 45°F during cold holding, except smoked fish not kept at or below 38°F during cold holding.

Inspector Findings: Observed that food items in the first and second flip top coolers were in temperature range from 57°F to 62°F. Operator indicated that they had been busy for happy hour before the restaurant opened. Temperature did start dropping by a few degrees once flip top lid was closed.

Corrective Action: Ice was added to bring the temperature down more quickly

Action: Cold holding of potentially hazardous foods must be at 45°F and below.

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 cakes in the reach in dessert cooler unprotected and stored below trays and bottles. Operator said that it was hard to store bottles below due to size issue.

Corrective Action: Cakes and other pastries will remain covered.

FOOD NOT PROTECTED IN GENERAL

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

All or parts of the item are violations.

Code Requirements: Accurate thermometers not available or used to evaluate refrigerated or heated storage temperatures

Inspector Findings: Observed that some reach in and flip top coolers were missing thermometers.

Action: It is important to actively monitor cooler temperatures.

IMPROPER SANITARY FACILITIES AND CONTROLS.

ITEM #12E WAS FOUND IN VIOLATION 1 TIME(S).

All or parts of the item are violations.

Code Requirements: Handwashing facilities inaccessible, improperly located, dirty, in disrepair, improper fixtures, soap, and single service towels or hand drying devices missing

Inspector Findings: Observed that hand wash sink was not fully set up. Paper towels were missing.

Corrective Action: Paper towels were quickly added

Action: Hand wash stations must be fully set up always.

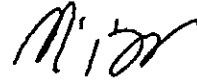
Additional Information Collected During Inspection

Comments: One Part I Critical Item Violations
Three Part II Blue Item Violations

Re inspection required



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



Received by: Mix Johnson

ENVIRONMENTAL HEALTH DIVISION
tompkinscountyny.gov/health/eh

Phone: (607) 274-6688

Fax: (607) 274-6695

CASE SUMMARY – FOR RESOLUTION # EH-ENF-23-0020

Mix Social Dining
Matthew Torchia, Operator; 1123 Danby Rd. Inc., Owner
205 Old Elmira Road, C-Ithaca
Ithaca, NY 14850

September 2023

<i>Date</i>	<i>Action</i>
10/13/2023	Signed Stipulation agreement received by TCHD.
10/03/2023	Stipulation agreement sent by TCHD.
09/08/2023	Re-Inspection by TCHD. Violations: See attached inspection report.
06/21/2023	Inspection by TCHD. Violations: See attached inspection report.
10/19/2022	Inspection by TCHD. No violations were observed.
06/30/2022	Inspection by TCHD. No violations were observed.
08/25/2021	Inspection by TCHD. No violations were observed.
12/11/2019	Inspection by TCHD. No violations were observed.
08/16/2019	Re-Inspection by TCHD. Violation cited on 7/29/2019 was corrected. No critical violations observed.
07/29/2019	Inspection following Board of Health action. Violation cited on 4/11/2019 corrected. Violations: Potentially hazardous foods were not stored under refrigeration.
05/28/2019	BOH adopts Resolution #EH-ENF-19-0015.
04/11/2019	Re-inspection following Board of Health action. Violations: Enough refrigerated storage equipment was not maintained so that all potentially hazardous foods were stored below 45°F in cold holding.
03/26/2019	BOH adopts Resolution # EH-ENF-18-0051.
01/24/2019	Office conference held. TCHD staff discussed enforcement procedures with representatives from Mix Social Dining. Stipulation agreement was signed at meeting.
01/11/2019	Stipulation agreement sent by TCHD.
12/14/2018	Re-inspection by TCHD. Violations: Enough refrigerated storage was not maintained so that all potentially hazardous foods were stored below 45°F in cold holding. Products in a refrigerated storage unit were observed to be at 50-53°F.
11/29/2018	Inspection by TCHD. Violations: Enough refrigerated storage was not maintained so that all potentially hazardous foods were stored below 45°F in cold holding. Products in a refrigerated storage unit were observed to be at 49-50°F.

Diversity Through Inclusion

F: EH\FOOD\FSE\Facilities\Mix Social Dining\Enforcement\2023\Case Summary9-2023

06/28/2018	Inspection by TCHD. No violations were observed.
07/25/2016	Pre-operational inspection by TCHD. Permit to operate Mix Social Dining issued.

APPENDIX

- [Medical Director](#)
 - [Commissioner](#)
 - [Community Health Services](#)
 - [Health Promotion Program](#)
 - [Children with Special Care Needs](#)
 - [Environmental Health](#)
 - [New Business](#)
-

Medical Director's Report

WHY ARE SO FEW PEOPLE GETTING THE NEW COVID-19 VACCINE?

A compilation from [Vox](#) abridged by me [KFF is Kaiser Family Foundation]

“... so far this year, just 14 percent of adults have received a dose of the new vaccine formulation that became available in September — compared to 28 percent who have gotten a flu shot.

Experts say the public's disinterest in the latest COVID shots is likely a combination of poor messaging from authorities, a diminishing fear about a virus that three years ago was wholly unknown, and the political polarization of the pandemic itself.

Elderly people and very young infants continue to have a higher chance than the rest of the population that they will be hospitalized with COVID-19. Vaccination rates have fallen off for the former group, who are also most likely to die from an infection, and they were never strong to begin with for the latter; 95 percent of children under 4 are unvaccinated. About half of seniors being hospitalized for COVID-19 these days have never gotten a vaccine, experts say, affirming that the unvaccinated continue to be hit much harder by the virus.

More than 70 percent of US adults said they were not concerned about getting seriously ill from COVID-19 in a November survey from the KFF health policy think tank. That figure has been about the same for the flu and RSV, suggesting Americans have come to view the novel coronavirus as a similar health risk to other cold-weather illnesses that have been circulating for a long time.

... age and chronic health conditions are the best indicators of one's risk of serious illness or death from an infection.

...public health reality has changed three years [into the pandemic]: Most people have either been vaccinated or infected or both....when the official vaccine guidance remains largely unchanged, and the messages public health authorities are sending fail to acknowledge the varying risks or that people do possess some immunity, they may end up being ignored.

"I understand some of the skepticism," Gounder said. "When you tell everyone you're all at risk, get your shot, it doesn't correspond with your lived reality."

Other countries, such as the United Kingdom, have targeted their recommendations to people over 65 and people at a heightened risk because of their health, as well as the people who live with and care for those at-risk folks.

... public health messaging itself, which generally encourages everyone to get another COVID-19 shot, may be part of the problem.

Only 17 percent of nursing home residents are up to date on their shots. Experts also stressed the importance of communicating to people that the very young can get seriously ill with COVID-19; even if they don't die, the health complications can be serious. Gounder [Dr. Céline Gounder, a senior fellow at KFF and editor-at-large for Public Health at KFF Health News.] said she'd like to see that messaging start with more of a focus on pregnant women, who can pass some immunity to their unborn child.

Pfizer said in September that it expected about one in four Americans to get the latest shot. Though there is still time, current vaccination rates are well short of that goal. It is an open question how the for-profit pharmaceutical manufacturers who produce these vaccines will respond to what the market is telling them.

Gounder said it is difficult to imagine a cessation of Covid-19 vaccinations entirely. The public health case for immunizing the elderly in particular is strong. But drug makers may scale back their production, especially if the government's recommendations become more targeted.

The federal government is putting a lot of money behind pharma's pursuit of a universal Covid vaccine, but until those efforts bear fruit (if they ever do), there may also be less interest in producing new formulations of the vaccine after uptake for this season's new shot was so paltry.

The other question mark is inside of us. The reason many people still enjoy protection from serious illness is that our body's T-cells are familiar with the virus and can activate when they detect it. They may not be able to stop an infection entirely (that is the role of antibodies, which are quicker to fade) but they can stamp out the virus before a person becomes too sick.

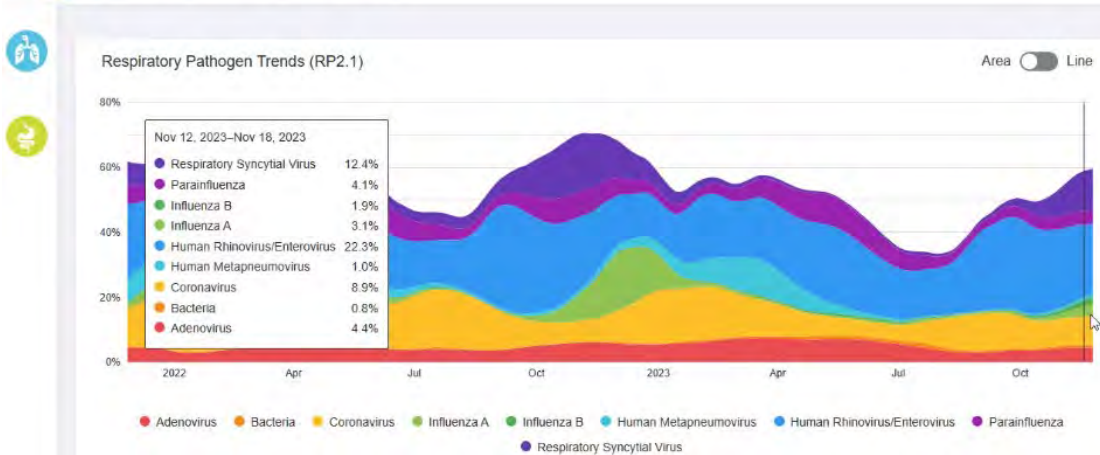
What we don't know today is how long our T cells' memory will last, and how durable that immunity really is. The only way to find out is for more time to pass."

NATIONWIDE TRENDS IN RESPIRATORY VIRUS

from BIOFIRE, a point-of-service lab testing resource that collates data from its various installations.

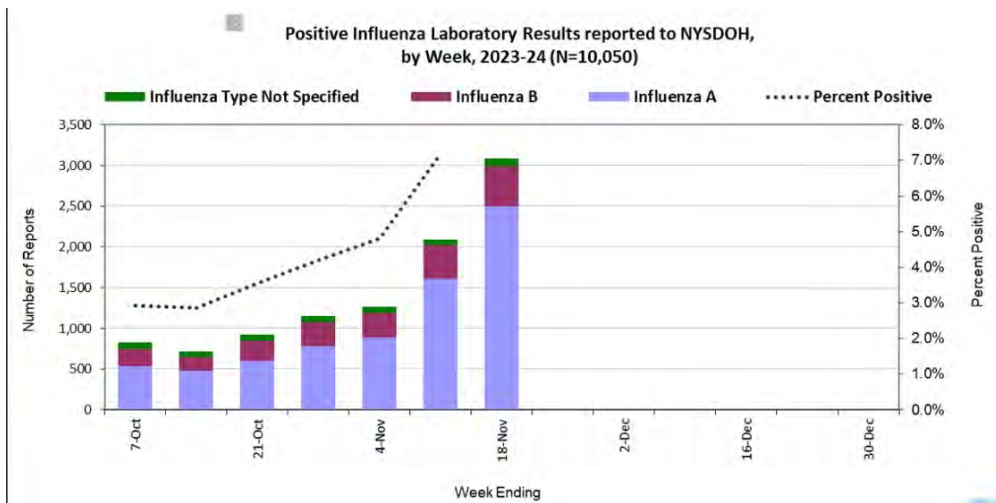


BIOFIRE® Syndromic Trends



INFLUENZA – SEASON HAS BEGUN –

As usual for this time of year Influenza A has a 6 to 1 edge over B in prevalence. Current status is “regional.”



COMMUNICABLE DISEASE TRENDS – YEAR TO DATE

We continue to see the uptick in anaplasmosis, Babesiosis, and Lyme. Good news is the lack of Mpox (for some reason the old nomenclature is still be used on these NYSDOH generated reports).

	2023		2022		2021		2020		Ave (2020-2022)	
ANAPLASMOSIS**	104	122.1	66	77.5	86	101.0	31	36.4	61	71.6
BABESIOSIS**	37	43.5	11	12.9	20	23.5	8	9.4	13	15.3
LYME DISEASE** ****	624	732.8	265	311.2	44	51.7	37	43.5	115	135.1
MONKEYPOX	0	0.0	3	3.5	0	0.0	0	0.0	1	1.2
SYPHILIS TOTAL.....	0	0.0	34	39.9	24	28.2	20	23.5	26	30.5
- P&S SYPHILIS	0	0.0	16	18.8	7	8.2	8	9.4	10	11.7
- EARLY LATENT	0	0.0	15	17.6	11	12.9	8	9.4	11	12.9
- LATE LATENT	0	0.0	2	2.3	6	7.0	4	4.7	4	4.7
- CONGENITAL SYPHILIS	0	0.0	1	1.2	0	0.0	0	0.0	0	0.0

Commissioner Report

- HTTP Memo to the Legislature_09.27.23.
- Tompkins County Homeless Housing Inventory.
- Addendum 2 Opportunities for the County.



Administration

TOMPKINS COUNTY ADMINISTRATOR

Lisa Holmes

DEPUTY COUNTY ADMINISTRATORS

Bridgette Nugent

Norma Jayne

125 E. Court Street, Ithaca, N.Y. 14850 | Phone: (607) 274-5551 | Fax: (607) 274-5558 | tompkinscountyny.gov

Date: September 27, 2022

To: Tompkins County Housing and Economic Development Committee

From: Tammy Baker, Homeless Services Coordinator

Re: Home Together Tompkins Plan Recommendations

Home Together Tompkins Plan

It is recommended that the Tompkins County Legislature accept the Continuum of Care's Home Together Tompkins Plan (HTTP).

Full adoption of the Plan is complicated by the fact that some regulations affecting the County are not fully aligned with a housing first model, so contingencies may need to be made to adopt the Home Together Tompkins Plan in full or in part.

Housing First

The Continuum of Care and Home Together Tompkins Plan recommends a commitment to a "Housing First" approach. Housing First is defined by the National Alliance to End Homelessness as:

(...) a homeless assistance approach that prioritizes providing permanent housing to people experiencing homelessness, thus ending their homelessness and serving as a platform from which they can pursue personal goals and improve their quality of life. This approach is guided by the belief that people need basic necessities like food and a place to live before attending to anything less critical, such as getting a job, budgeting properly, or attending to substance use issues. Additionally, Housing First is based on the understanding that client choice is valuable in housing selection and supportive service participation, and that exercising that choice is likely to make a client more successful in remaining housed and improving their life.

If the County were to accept the Plan as it is written, the Legislature may consider efforts to advocate that New York State commit to a Housing First model and that regulations of the Office of Temporary and Disability Assistance (OTDA) are fully aligned with the Housing First model specifically as it relates to regulations that allow an individual to be approved for Temporary Assistance (TA) at DSS. Accepting the plan may require additional County investments in community agencies that are not subject to all the same state regulations as the County.



Administration

TOMPKINS COUNTY ADMINISTRATOR

Lisa Holmes

DEPUTY COUNTY ADMINISTRATORS

Bridgette Nugent

Norma Jayne

125 E. Court Street, Ithaca, N.Y. 14850 | Phone: (607) 274-5551 | Fax: (607) 274-5558 | tompkinscountyny.gov

Key Recommendations

Key recommendations from the Home Together Tompkins Plan are addressed below. Following each recommendation, “*Interpretation of role of County*” refers to the potential role the County would play with plan implementation.

1) A commitment to building 100 studio and 1-bedroom units of Permanent Supportive Housing.

Interpretation of role of County: Staff participation in conversations with potential affordable & supportive housing developers, supportive service providers, and Ithaca Urban Renewal Agency to bring more affordable and supportive housing projects to the community. Continued support for the new projects through the Community Housing Development Fund Program.

- See addendum one, Housing Inventory, for current and pending Permanent Supportive Housing units. Over the next two years there are 106 Permanent Supportive Housing units that will be coming online.
- In 2023, the Department of Planning and Sustainability (DPS) began targeting outreach to municipalities, other entities, and major employers to identify potential sites for affordable and mixed-income development. DPS will include in those discussions how Permanent Supportive Housing or set asides may fit the site, as appropriate.

2) Low-barrier shelter that uses a trauma-informed approach to safety.

Interpretation of role of County: Work with DSS, Office of Temporary Disability Assistance (OTDA), Continuum of Care, Homeless Services Coordinator and St John’s Community Services to address barriers to sheltering. Explore developing a larger shelter and increasing the Department of Social Services (DSS) budget so that St. John’s Community Services can add more case managers for a better client to staff ratio.

- St. John’s Community Services, located at 618 West State St., is the County’s only homeless shelter. It has a 26-bed capacity and offers a trauma-informed approach to working with clients.
- It is difficult to have a totally low-barrier shelter since approval for sheltering payments is done at DSS which is required to follow OTDA regulations. For instance, Temporary Assistance (TA) clients are required to be in treatment if a referral is recommended by DSS’s Credentialed Alcoholism and Substance Abuse Counselor (CASAC). Shelter applicants are screened by the CASAC to determine if their substance use is a barrier to self-sufficiency. If so, a referral is made to treatment programs. If a person does not follow the CASAC’s referral recommendation, they will not be approved for shelter. If a person follows through with the recommended referral, they must stay in compliance with the provider’s recommendation to maintain their TA.

-



Administration

TOMPKINS COUNTY ADMINISTRATOR

Lisa Holmes

DEPUTY COUNTY ADMINISTRATORS

Bridgette Nugent

Norma Jayne

125 E. Court Street, Ithaca, N.Y. 14850 | Phone: (607) 274-5551 | Fax: (607) 274-5558 | tompkinscountyny.gov

- It's important to note that our local treatment agencies, Cayuga Addiction Recovery Services and Alcohol and Drug Council are not abstinence based. An individual can still be in treatment, actively use substances, be provided shelter, and have access to wrap around services and support through the treatment provider.
- There is some ability to shelter a small number of individuals when a person shows up after hours or on the weekends seeking shelter. The individual(s) must then go to DSS the next business day to complete the appropriate paperwork for approval.
- During Code Blue (Cold Weather Policy) between October 15th – April 15th the shelter is low barrier since there is not an approval process for shelter.
- In the past there has been a disconnect between the role of DSS and community-based outreach workers attempting to offer application assistance to clients for Temporary Assistance and SNAP. According to DSS regulations, applicants have the right to participate in their own application process, and DSS staff has an obligation to support them through the process. The application process can be a barrier for those that are illiterate, intimidated by the forms, using a primary language other than English, have untreated mental health issues and/or may be under the influence of a substance. Further information sessions between DSS and community-based agencies regarding role clarification and application assistance are encouraged.
- The Home Together Tompkins Plan strongly suggests a low barrier shelter that does not require sobriety. Saint John's Community Services, the County's shelter provider, does not require sobriety. If someone who is approved is staying at the shelter and comes in under the influence of a substance, staff at the shelter will have the person stay in the Friendship Center until they are deemed safe to go to their room.
- Other barriers may include someone being unable to be sheltered due to orders of protection or sex offender status. The shelter also cannot accept families. In these cases, arrangements are made at alternate locations in the community.

It is recommended that County Administration, Department of Social Services, Continuum of Care, and St. John's Community Services work together to identify and mitigate the barriers to shelter wherever possible.

3) A "housing surge" strategy and by-name list.

Interpretation of role of County: To provide more housing, either a larger shelter, transitional, permanent supportive housing, and/or affordable housing.

A Housing Surge as defined by HUD in the Home Together Tompkins Plan:

HUD defines a housing surge as a concentrated, time-limited community effort through which key stakeholders collaborate to connect a targeted group of households to a pre-identified pool of housing subsidies and units as well as other resources and services in order to house a large number of people in a short time frame. 20 Housing surges have been used to quickly rehouse people during and after natural disasters, to quickly deploy large amounts of new resources, and to target groups or



Administration

TOMPKINS COUNTY ADMINISTRATOR

Lisa Holmes

DEPUTY COUNTY ADMINISTRATORS

Bridgette Nugent

Norma Jayne

125 E. Court Street, Ithaca, N.Y. 14850 | Phone: (607) 274-5551 | Fax: (607) 274-5558 | tompskinscountyny.gov

people experiencing homelessness that may require special considerations, such as veterans, older adults, or youth. The housing surge expedites the housing process by streamlining procedures and creating temporary mechanisms (such as a pool of vacant units, pre-inspections, and same-day application processing) that break through common procedural delays in rehousing (e.g. unit identification, inspections, check processing, etc.).

- According to the CoC's Director of Housing Initiatives, our County has not yet experienced a housing surge. It is worth noting that our county received Emergency Services Grant-COVID (ESG-CV) in 2022, which housed 304 people; 168 single adults/couples without children; 50 Head of Household with a total of 86 children. 72% of recipients moved into or remained in permanent housing. The ESG-CV allowed our community to house many individuals where there were vacancies with very little criteria. The ESG-CV ends September 30, 2023.
- According to the CoC the next housing surge will happen when the Asteri project begins to house individuals in Spring 2024. The Enhanced Outreach Team will create a by-name list of individuals to house at the Asteri project.
- Our community does not have a list of landlords willing to house individuals that are chronically homeless outside of Permanent Supportive Housing.

4) Mitigation funds for business owners and landlords.

Interpretation of role of County: This recommendation does not have an impact on the County.

- According to the Home Together Tompkins Plan, the mitigation fund would be available to landlords and businesses approved by the Home Together Tompkins Plan Lived Experience Board that would be eligible for financial support up to a certain amount in case of damages or theft incurred while serving people with severe service needs.
- The amount available for the mitigation fund according to Home Together Tompkins Plan is \$50,000. The source of the mitigation funds is not identified in the Plan and will most likely be through philanthropy.
- According to Department of Social Services, \$50,000 will not be enough to mitigate damages incurred by business owners and landlords for long.

5) Other incentives such as a shopping cart exchange and cash for trash program.

Shopping Carts: Interpretation of role of County: This recommendation doesn't have an impact on the County.

Cash for Trash: Interpretation of role of County: There may be a cost to the County for disposing of the trash bags. Any effort would require close coordination with the Department of Recycling and Materials Management to ensure a process where needles are not present in the trash bags. Since the Department of Recycling and Materials Management is an enterprise unit, funding for this effort would need to come from grants or through the County's contingency fund.



Administration

TOMPKINS COUNTY ADMINISTRATOR

Lisa Holmes

DEPUTY COUNTY ADMINISTRATORS

Bridgette Nugent

Norma Jayne

125 E. Court Street, Ithaca, N.Y. 14850 | Phone: (607) 274-5551 | Fax: (607) 274-5558 | tompkinscountyny.gov

Some notes on what has been done over the last few years:

- The city put a dumpster behind Walmart and the outreach team asked people in the encampments to clean up their sites and the area in general by throwing garbage in the dumpster. The dumpster was there for three months and only two or three bags of garbage were thrown in.
- The second garbage initiative was using the City's yellow trash bags, which are equivalent to a trash tag. The bags were handed out to specific people in the encampments to fill with garbage. DPW put a trash bin behind Lowes and Walmart. Outreach workers provided sharps containers. Unfortunately, needles continued to show up in the yellow trash bags, so DPW stopped picking up the garbage for safety reasons.

6) Low-barrier move-in packages and assistance for moving from homeless to housed.

Interpretation of role of County: This recommendation doesn't have an impact on the County.

7) Three enhanced, centralized housing navigator positions.

Interpretation of role of County: Human Services Coalition was awarded \$174,167 from the Tompkins County Recovery Fund of which \$72,000 is being used for hiring one or more housing specialists. These new positions would provide additional support in providing comprehensive housing services for those unhoused and to provide continued support once housed.

- Our community currently has between 10-13 outreach workers between five agencies who support individuals with basic needs, linkage to services and support navigating our shelter system and finding housing.

8) Paid board positions for people with lived experience.

Interpretation of role of County: This recommendation doesn't have an impact on the County. It is important to note that any person that is in receipt of state or federal Social Services could have their eligibility for benefits impacted by receiving compensation for programs where they are paid.

9) Professional development opportunities for people with lived experience.

Interpretation of role of County: Working with the Chamber of Commerce and Workforce New York on possible professional development opportunities.



Administration

TOMPKINS COUNTY ADMINISTRATOR

Lisa Holmes

DEPUTY COUNTY ADMINISTRATORS

Bridgette Nugent

Norma Jayne

125 E. Court Street, Ithaca, N.Y. 14850 | Phone: (607) 274-5551 | Fax: (607) 274-5558 | tompkinscountyny.gov

Further considerations which are not addressed in the Home Together Tompkins Plan:

There are client and community safety concerns with unsheltered, sheltered and housed individuals with severe service needs which the Housing First model does not address. Severe Service Needs refers to persons who have been identified as having the most severe service needs for whom any combination of one or more of the following factors is true:

- 1) Facing significant challenges or functional impairments, including any physical, mental, developmental or behavioral health disabilities regardless of the type of disability, which require a significant level of support in order to maintain permanent housing (this factor focuses on the level of support needed and is not based on disability type);
- 2) high utilization of crisis or emergency services to meet basic needs, including but not limited to emergency rooms, jails, and psychiatric facilities;
- 3) experiencing a vulnerability to illness or death;
- 4) having a risk of continued or repeated homelessness;
- 5) having a vulnerability to victimization, including physical assault, trafficking, or sex work
- 6) currently living in an unsheltered situation or having a history of living in an unsheltered situation.

- Some individuals that fall into the severe service need category that are approved by DSS can be difficult to shelter at sites without security onsite due to safety concerns for themselves and others when exhibiting violent and/or criminal behaviors.
- If someone with Severe Service Needs is housed and chooses to not engage in available supports, behavioral issues such as drug use or experience ongoing untreated mental health issues may persist untreated. This makes the housing situation unsafe not only for themselves but for their neighbors. If someone doesn't engage in services, the apartment and building can be damaged with the cost falling on the property owner, and with other tenants not feeling safe. More mental health services and substance use support are needed along with structure and accountability.
- In addition to the concerns of safety, more housing with wraparound services for individuals with mental health concerns and substance use support is needed along with structure and accountability for those clients.

Tompkins County Homeless Housing Inventory

Emergency Shelter Providers

Name	Capacity	Details
St. Johns Community Services	20 Year-round beds and overflow for Cold Weather Policy	Tompkins County DSS screens people for eligibility/homeless verification
The Advocacy Center	9 beds	9 emergency shelter beds for people fleeing from domestic violence

Transitional Housing Providers

Name	Capacity	Details
Opportunities, Alternatives, Resources "Endeavor House"	5 beds for short-medium length stays for men re-entering after incarceration	Internal application process, also takes referrals from coordinated entry
Catholic Charities Tompkins/Tioga "A Place to Stay"	4 beds for short-medium length stays for women experiencing homelessness	Drug/Alcohol free. Internal application process also takes referrals from coordinated entry
The Learning Web "Housing Scholarship program"	10 Scattered site apartments for youth aged 16-24 experiencing homelessness. Up to 24 months of supported independent living	Uses referrals from coordinated entry for admissions
Opportunities, Alternatives, Resources "Sunflower House"	Two duplexes offering 12 beds total (6 for men; 6 for woman?)	Internal application process, Sober living space for those re-entering society through court involvement.
Village at Ithaca	9 beds for youth between the ages of 14-24	Uses coordinated entry for admissions.

Permanent Supportive Housing (PSH) Providers

Name	Capacity	Details
Tompkins Community Action "Amici House"	23 studio style apartments for single or parenting youth aged 18-25 experiencing homelessness	Uses referrals from coordinated entry for admissions
Tompkins Community Action "Chartwell House"	12 single room occupancies for men in recovery experiencing homelessness	Uses referrals from coordinated entry for admissions
Tompkins Community Action "Corn Street Project"	6 full sized apartments for (16 beds) parenting youth aged 18-25 experiencing homelessness	Uses referrals from coordinated entry for admissions
Tompkins Community Action "Magnolia House"	14 units for people in recovery, (2 beds in each unit), experiencing homelessness, and parenting	Uses referrals from coordinated entry for admissions
Tompkins Community Action "Ithaca Arthaus"	40 units (50 beds) for homeless youth between the ages of 18-24	Uses referrals from coordinated entry for admissions
Learning Web	16 scattered site apartments for youth 18-24	Uses referrals from coordinated entry for admissions

Ithaca Neighborhood Housing Salvation Army "Founders Way"	13 units – 7 for Learning Web (counted above), 6 for Advocacy Center	Uses referrals from coordinated entry for admissions
Lake View "West End Heights"	18 units (total 18 beds) (10 units experiencing mental health; 6 units for SUD; 2 units for HIV/AIDS)	Uses referrals from coordinated entry for admissions

Other Permanent Housing

Name	Capacity	Details
St. Johns Community Services	6 single room occupancies for people experiencing homelessness	Internal application process. Rent is 380-400/month
The Rescue Mission "Court Street Men's House"	10 Units for men experiencing homelessness	Internal application process. Rent is 380-400/month
Second Wind Cottages	18 "tiny house" style cottages for men experiencing homelessness	Internal application process.

Voucher /Subsidy Services

Name	Capacity	Details
Ithaca Housing Authority "Housing Choice Voucher Program" (section 8)	Issues and manages over a thousand vouchers which allow participants to pay 30% of their income toward housing in the private market	Wait list is 12-36 months long. Eligible participants must be at or below 30% AMI
Tompkins Community Action "Housing Choice Voucher Program" (section 8)	Issues and manages over a thousand vouchers which allow participants to pay 30% of their income toward housing in the private market	Wait list is 12-36 months long. Eligible participants must be at or below 30% AMI
Tompkins Community Action "Tenant Based Rental Assistance"	10 vouchers for people experiencing literal homelessness or long-term shelter stayers. Rapid re-housing style program	Uses referrals from coordinated entry for admissions. Linked with case management.
Tompkins County Department of Social Services. "Solutions to End Homelessness Program (STEHP) Rapid Rehousing	\$77,796 in rental assistance for people with some income or ability to increase income. Offers a year of rental assistance that "steps down" quarterly	Uses referrals from coordinated entry, shelter, TCDSS and other community agencies for admissions. Provides assistance in finding housing and case management.
Tompkins County Department of Social Services. Rental Supplement Program (RSP)	\$461,767 in ongoing rental assistance for people at or below 50% AMI who are homeless/at-risk-of homelessness until their housing expenses are 30% or less of their income	Provides ongoing rental assistance with funding for security deposits and arrears for households with case management.

Tompkins County Department of Social Services. “Solutions to End Homelessness Program (STEHP)” Homelessness Prevention	\$80,680 in arrears and short-term rental assistance for people at imminent risk of homelessness who have an AMI at or less than 30%	Uses referrals from 211, DSS and community agencies. Provides arrears, rental assistance, and case management.
Soldier On Rapid Rehousing (RRH)	3 beds	Internal applications, referrals. Engages with coordinated entry. Provides case management.
VA Tompkins County HUD-VASH Rapid Rehousing (RRH)	7 beds	Internal applications, referrals. Engages with coordinated entry. Provides case management.

Future Permanent Supportive Housing Projects

Name	Capacity	Details
St John’s Community Service Opening 11/1/2023	12 beds for sober living	Internal applications
Second Wind Cottages Dryden House Opening ?	4 beds	Internal applications and referrals
Tompkins Community Action “Asteri Project” Spring 2024	40 PSH units for chronically homeless individuals	Uses referrals from coordinated entry for admissions
Ithaca Neighborhood Housing Salvation Army Village Grove Trumansburg TIME FRAME 2025?	7 PSH units for people experiencing homelessness; 4 for DV; 3 for Veterans	Uses referrals from coordinated entry for admissions
Ithaca Neighborhood Housing The Beacon – Taughannock Blvd TIME FRAME 2025?	9 PSH units	Uses referrals from coordinated entry for admissions
Visum Developer Stately Apartments TIME FRAME 2025?	57 affordable units; 20 PSH units for people experiencing homelessness (15 chronically homeless; 5 DV)	Uses coordinated entry for referrals for admissions for PSH
CSD Housing “Rehabilitative Support Services” TIME FRAME 2025?	35 affordable units; 35 PSH 35 units at or below 50% AMI 27 units at 60% AMI 8 units at 80% AMI	Uses referrals from coordinated entry for admissions for PSH

Current 135 PSH units

Pending 111 PSH units and 16 units for people in recovery

- 85 youth 18-25
- 12 SRO men in recovery
- 14 women in recovery
- 6 people experiencing DV
- 10 people experiencing MH
- 6 people experiencing SUD
- 2 people experiencing HIV/AIDS



Administration

TOMPKINS COUNTY ADMINISTRATOR

Lisa Holmes

DEPUTY COUNTY ADMINISTRATORS

Bridgette Nugent

Norma Jayne

125 E. Court Street, Ithaca, N.Y. 14850 | Phone: (607) 274-5551 | Fax: (607) 274-5558 | tompkinscountyny.gov

Addendum #2

Opportunities for the Tompkins County Legislature (from page 34 & 35 of the Plan)

1) Creating a mechanism for affordable units in new property developments to become Permanent Supportive Housing set-asides available through the Continuum of Care's Coordinated Entry process

- This is addressed in recommendation #1.

2) Considering ways the Community Housing Development Fund (CHDF) can be used to expand Permanent Supportive Housing units, as the CHDF is the major locally controlled funding source for expanding the supply of affordable housing

- This is addressed in recommendation #1.

3) Performing regular inspections of rentals outside of the city and requiring property managers to address unsafe living conditions for tenants without negatively impacting current residents through forced displacement or condemnation. Many interviews with people with lived experience of homelessness revealed this is one of the main reasons people cite for leaving their homes.

- Code enforcement is not currently a county function. If the County was to take on this inspection role, it would require creating a position(s) to do the work and it is unclear what regulatory authority the County would have to enforce compliance with safe living conditions. This role should be undertaken by local code enforcement officials who regularly perform this work. Discussion of this topic will be included in the Building Code Administration Study that DPS staff will be conducting in 2023.

4) Working with the Continuum of Care (CoC) to identify future funding priorities and screen projects for housing-first approaches and public health-centered practices.

- There are several representatives from the CoC coalition serving on the Community Housing Development Fund oversight and advisory committees as well as the County's Planning Advisory Board.

5) Investigating Office of Temporary Disability Assistance (OTDA) requirements for the operation of resources through our local Department of Social Services (DSS). Many existing barriers to entering and maintaining emergency housing and other resources through DSS are mandated by law. The Continuum of Care would be interested in better understanding these statutes, especially as OTDA shifts to a low-barrier shelter model.

- This is addressed in recommendation #2.

"Promoting excellence in County operations while respecting the needs of the people we serve."



Administration

TOMPKINS COUNTY ADMINISTRATOR

Lisa Holmes

DEPUTY COUNTY ADMINISTRATORS

Bridgette Nugent

Norma Jayne

125 E. Court Street, Ithaca, N.Y. 14850 | Phone: (607) 274-5551 | Fax: (607) 274-5558 | tompkinscountyny.gov

6) Integrating Continuum of Care (CoC) staff into existing committees and working groups to address housing and homelessness issues.

- There are several representatives from the CoC coalition serving on the Community Housing Development Fund oversight and advisory committees as well as the County's Planning Advisory Board.

"Promoting excellence in County operations while respecting the needs of the people we serve."

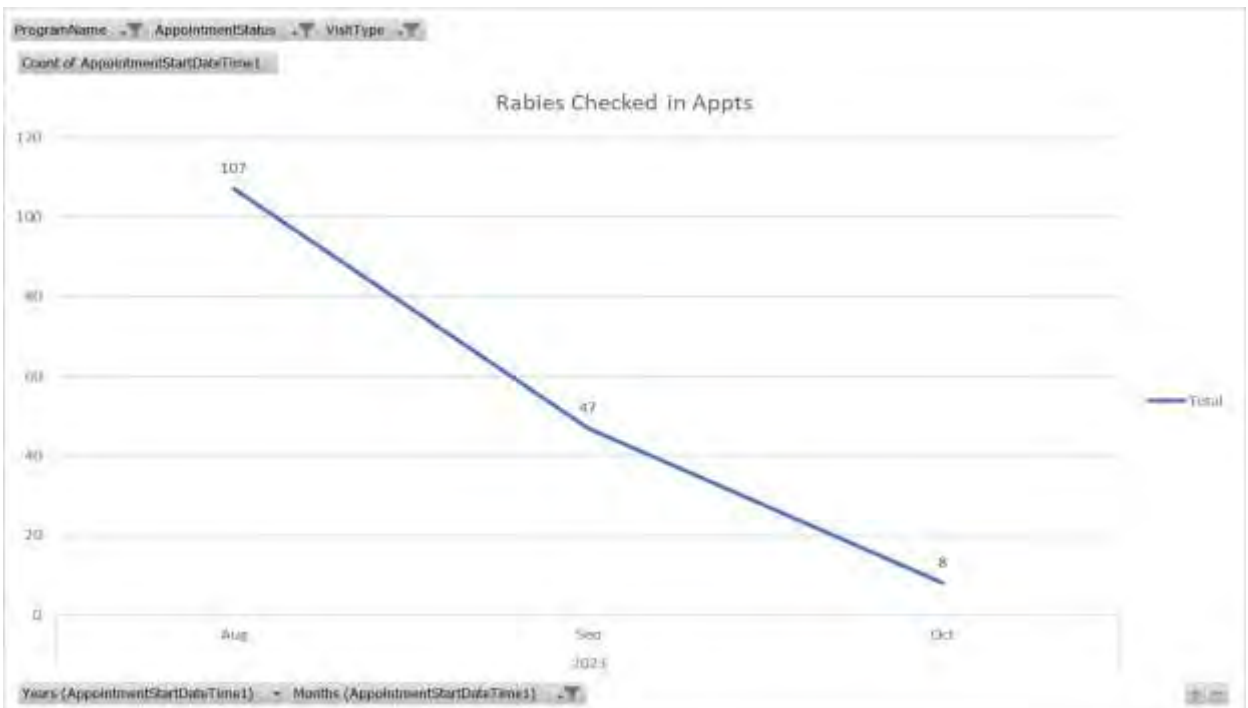
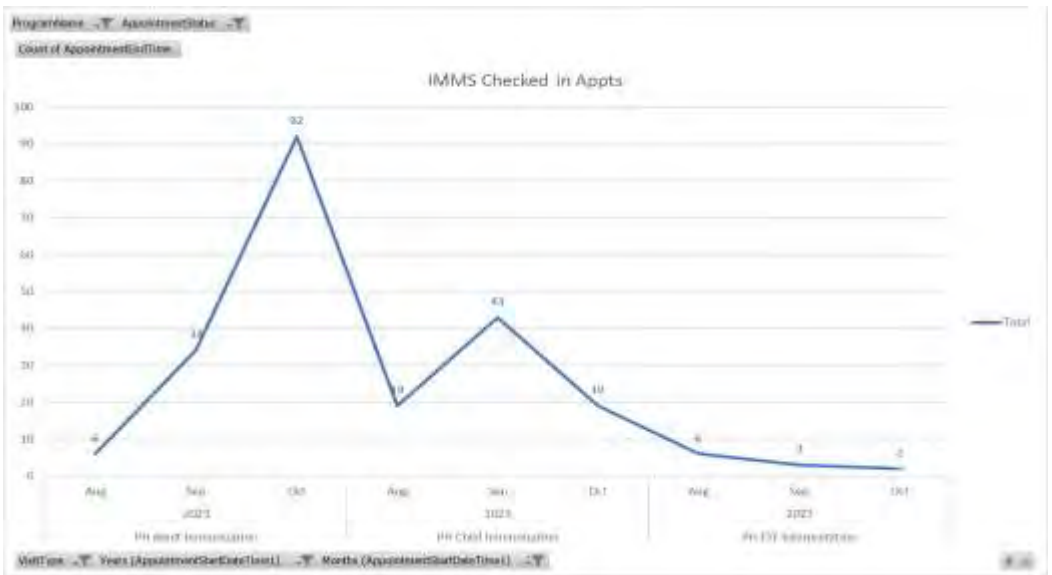
Community Health Services

WIC CASELOAD DATA FFY 2023

TCWH- WIC Program	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEPT	AVG
Target Caseload	1500	1500	1500	1500	1500	1500	1500	1500	1500	1500	1500	1500	
Participation	1073	1092	1121	1123	1127	1158	1144	1139	1171	1158	1141	1150	1133
% Caseload Served	71.53%	72.80%	74.73%	74.87%	75.13%	77.20%	76.27%	75.93%	78.07%	77.20%	76.07%	76.67%	75.52%
% Change Per Month	1.27%	1.27%	1.93%	0.13%	0.27%	2.07%	-0.93%	-0.33%	2.13%	-0.87%	-1.13%	0.40%	0.52%
Total Eligibles	2226	2226	2226	2226	2226	2226	2226	2226	2226	2226	2226	2226	
% Eligibles Served	48.20%	49.06%	50.36%	50.45%	50.63%	52.02%	51.39%	51.17%	52.61%	52.02%	51.26%	51.53%	50.89%
% Change Per Month	0.85%	0.86%	1.30%	0.09%	0.18%	1.39%	-0.63%	-0.22%	1.44%	-0.58%	-0.76%	0.27%	0.35%
Enrolled	1173	1156	1182	1198	1202	1229	1205	1225	1240	1247	1242	1235	1211

APPOINTMENTS & HOME VISITS AND NYSDOH COMMUNICABLE DISEASE REPORTS

- See following pages.



N.Y.S. Department of Health
 Division of Epidemiology
 Communicable Disease Monthly Report*, DATE: 01NOV23
 Rates are defined as: Cases/100,000 population/Month

County=TOMPKINS Month=October

Disease	2023		2022		2021		2020		Ave (2020-2022)	
	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate
ANAPLASMOSIS**	4	47.0	7	82.2	13	152.7	2	23.5	7	82.2
BABESIOSIS**	4	47.0	1	11.7	8	94.0	0	0.0	3	35.2
CAMPYLOBACTERIOSIS**	2	23.5	3	35.2	3	35.2	1	11.7	2	23.5
COVID-19	157	1843.8	601	7058.1	572	6717.6	240	2818.6	471	5531.4
CRYPTOSPORIDIOSIS**	0	0.0	0	0.0	4	47.0	0	0.0	1	11.7
ECOLI SHIGA TOXIN**	0	0.0	0	0.0	1	11.7	0	0.0	0	0.0
ENCEPHALITIS, OTHER	0	0.0	0	0.0	1	11.7	0	0.0	0	0.0
GIARDIASIS	1	11.7	1	11.7	2	23.5	2	23.5	2	23.5
HEPATITIS A	0	0.0	0	0.0	0	0.0	1	11.7	0	0.0
HEPATITIS B,CHRONIC**	0	0.0	2	23.5	5	58.7	0	0.0	2	23.5
HEPATITIS C,ACUTE**	1	11.7	1	11.7	0	0.0	1	11.7	1	11.7
HEPATITIS C,CHRONIC**	4	47.0	4	47.0	1	11.7	3	35.2	3	35.2
HERPES INF, INFANT =< 60 DAYS	1	11.7	0	0.0	0	0.0	0	0.0	0	0.0
INFLUENZA A, LAB CONFIRMED	8	94.0	81	951.3	2	23.5	0	0.0	28	328.8
INFLUENZA B, LAB CONFIRMED	1	11.7	2	23.5	0	0.0	2	23.5	1	11.7
LEGIONELLOSIS	1	11.7	1	11.7	0	0.0	0	0.0	0	0.0
LYME DISEASE** ****	47	552.0	22	258.4	4	47.0	3	35.2	10	117.4
SALMONELLOSIS**	1	11.7	3	35.2	1	11.7	0	0.0	1	11.7
SHIGELLOSIS**	0	0.0	1	11.7	0	0.0	0	0.0	0	0.0
STREP,GROUP A INVASIVE	0	0.0	1	11.7	1	11.7	0	0.0	1	11.7

Disease	2023		2022		2021		2020		Ave (2020-2022)	
	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate
STREP, GROUP B INVASIVE	0	0.0	0	0.0	2	23.5	0	0.0	1	11.7
STREP PNEUMONIAE, INVASIVE**	0	0.0	1	11.7	0	0.0	0	0.0	0	0.0
VIBRIO - NON 01 CHOLERA**	1	11.7	1	11.7	0	0.0	0	0.0	0	0.0
SYPHILIS TOTAL.....	0	0.0	2	23.5	5	58.7	1	11.7	3	35.2
- P&S SYPHILIS	0	0.0	2	23.5	4	47.0	0	0.0	2	23.5
- EARLY LATENT	0	0.0	0	0.0	1	11.7	1	11.7	1	11.7
GONORRHEA TOTAL.....	11	129.2	11	129.2	13	152.7	10	117.4	11	129.2
- GONORRHEA	11	129.2	11	129.2	13	152.7	10	117.4	11	129.2
CHLAMYDIA	37	434.5	37	434.5	32	375.8	38	446.3	36	422.8

*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: 01NOV23
 Through October
 Rates are defined as: Cases/100,000 population/Month

County=TOMPKINS

Disease	2023		2022		2021		2020		Ave (2020-2022)	
	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate
AMEBIASIS	0	0.0	1	1.2	0	0.0	0	0.0	0	0.0
ANAPLASMOSIS**	104	122.1	66	77.5	86	101.0	31	36.4	61	71.6
BABESIOSIS**	37	43.5	11	12.9	20	23.5	8	9.4	13	15.3
CAMPYLOBACTERIOSIS**	19	22.3	28	32.9	19	22.3	17	20.0	21	24.7
CHIKUNGUNYA**	1	1.2	0	0.0	0	0.0	0	0.0	0	0.0
COVID-19	2274	2670.6	16048	18847	9627	11306	2446	2872.6	9374	11009
CRYPTOSPORIDIOSIS**	5	5.9	11	12.9	14	16.4	14	16.4	13	15.3
DENGUE FEVER**	0	0.0	1	1.2	0	0.0	0	0.0	0	0.0
ECOLI SHIGA TOXIN**	4	4.7	3	3.5	6	7.0	5	5.9	5	5.9
EHRlichiosis (CHAFEENSIS)**	0	0.0	1	1.2	0	0.0	0	0.0	0	0.0
EHRlichiosis (EWINGII)**	0	0.0	1	1.2	0	0.0	0	0.0	0	0.0
ENCEPHALITIS, ARBO**	0	0.0	1	1.2	0	0.0	0	0.0	0	0.0
ENCEPHALITIS, OTHER	0	0.0	0	0.0	1	1.2	2	2.3	1	1.2
ENCEPHALITIS, POST	0	0.0	0	0.0	0	0.0	1	1.2	0	0.0
GIARDIASIS	9	10.6	13	15.3	15	17.6	7	8.2	12	14.1
HAEMOPHILUS INFLUENZAE, NOT TYPE B	0	0.0	4	4.7	0	0.0	2	2.3	2	2.3
HEPATITIS A	0	0.0	1	1.2	7	8.2	12	14.1	7	8.2
HEPATITIS B,ACUTE	1	1.2	0	0.0	0	0.0	0	0.0	0	0.0
HEPATITIS B,CHRONIC**	9	10.6	15	17.6	18	21.1	9	10.6	14	16.4
HEPATITIS C,ACUTE**	5	5.9	4	4.7	3	3.5	9	10.6	5	5.9
HEPATITIS C,CHRONIC**	22	25.8	20	23.5	30	35.2	32	37.6	27	31.7

	2023		2022		2021		2020		Ave (2020-2022)	
Disease	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate
HEPATITIS C,PERINATAL	0	0.0	0	0.0	1	1.2	0	0.0	0	0.0
HERPES INF, INFANT =< 60 DAYS	1	1.2	0	0.0	0	0.0	0	0.0	0	0.0
INFLUENZA A, LAB CONFIRMED	110	129.2	1341	1574.9	265	311.2	526	617.7	711	835.0
INFLUENZA B, LAB CONFIRMED	14	16.4	11	12.9	6	7.0	738	866.7	252	295.9
INFLUENZA UNSPECIFIED, LAB CONFIRMED	0	0.0	3	3.5	1	1.2	0	0.0	1	1.2
LEGIONELLOSIS	15	17.6	6	7.0	3	3.5	0	0.0	3	3.5
LISTERIOSIS	0	0.0	1	1.2	0	0.0	0	0.0	0	0.0
LYME DISEASE** ****	624	732.8	265	311.2	44	51.7	37	43.5	115	135.1
MALARIA	2	2.3	3	3.5	0	0.0	2	2.3	2	2.3
MENINGITIS, ASEPTIC	0	0.0	0	0.0	0	0.0	1	1.2	0	0.0
MONKEYPOX	0	0.0	3	3.5	0	0.0	0	0.0	1	1.2
PERTUSSIS**	0	0.0	0	0.0	0	0.0	1	1.2	0	0.0
ROCKY MTN SPOT FEVER**	0	0.0	1	1.2	0	0.0	0	0.0	0	0.0
SALMONELLOSIS**	12	14.1	20	23.5	13	15.3	8	9.4	14	16.4
SHIGELLOSIS**	0	0.0	2	2.3	1	1.2	0	0.0	1	1.2
STREP,GROUP A INVASIVE	8	9.4	5	5.9	3	3.5	2	2.3	3	3.5
STREP,GROUP B INVASIVE	1	1.2	6	7.0	10	11.7	6	7.0	7	8.2
STREP,GROUP B INV,EARLY/LATE ONSET	0	0.0	0	0.0	0	0.0	1	1.2	0	0.0
STREP PNEUMONIAE,INVASIVE**	2	2.3	8	9.4	4	4.7	6	7.0	6	7.0
TOXIC SHOCK SYNDROME,STREPTOCOCCAL**	1	1.2	0	0.0	0	0.0	0	0.0	0	0.0
TUBERCULOSIS***	0	0.0	1	1.2	1	1.2	2	2.3	1	1.2
TYPHOID FEVER	1	1.2	0	0.0	0	0.0	0	0.0	0	0.0
VIBRIO - NON 01 CHOLERA**	3	3.5	2	2.3	1	1.2	0	0.0	1	1.2
YERSINIOSIS**	1	1.2	6	7.0	1	1.2	0	0.0	2	2.3

Disease	2023		2022		2021		2020		Ave (2020-2022)	
	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate	Freq	Rate
SYPHILIS TOTAL.....	0	0.0	34	39.9	24	28.2	20	23.5	26	30.5
- P&S SYPHILIS	0	0.0	16	18.8	7	8.2	8	9.4	10	11.7
- EARLY LATENT	0	0.0	15	17.6	11	12.9	8	9.4	11	12.9
- LATE LATENT	0	0.0	2	2.3	6	7.0	4	4.7	4	4.7
- CONGENITAL SYPHILIS	0	0.0	1	1.2	0	0.0	0	0.0	0	0.0
GONORRHEA TOTAL.....	100	117.4	109	128.0	142	166.8	97	113.9	116	136.2
- GONORRHEA	100	117.4	109	128.0	142	166.8	96	112.7	116	136.2
- GONORRHEA,DISSEMINATED	0	0.0	0	0.0	0	0.0	1	1.2	0	0.0
CHLAMYDIA	271	318.3	377	442.7	337	395.8	396	465.1	370	434.5

*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.

Health Promotion Program

Opioids

911 CALL REPORTS

All calls that come into Tompkins County's 9-1-1 center are coded based on the type of emergency. To help direct the call, the dispatcher assigns each a "Nature." The Department of Emergency Response (DoER) sends the monthly totals to Whole Health for calls coded as "Overdose/Poisoning," and these are posted in graphic form [on the WH website](#). A 3-month summary is shown below.

Total 911 calls per month that are Nature coded as "Overdose/ Poisoning."

Source: DoER.

Month	2018	2019	2020	2021	2022	2023
JUL	20	27	26	39	29	31
AUG	29	28	33	39	30	29
SEP	34	28	20	40	57	35
OCT	32	30	21	40	45	27

CHWs

OUTREACH

- 10/13 - Dryden Library
- 10/14 - Latinx Heritage Month Fiesta

TRAININGS

- 10/05 - Navigating the Path to a Culture of Healing
- 10/11 - Home Visiting Safety with Ellie Nierstedt, Graduate Public Health Fellow
- 10/17 - Partnering with Faith Based Organizations to Improve Health and Equity (County Health Rankings & Roadmaps)

HNP

MONTHLY STATISTICS

HEALTHY NEIGHBORHOODS PROGRAM	October MONTH	YTD 2023	October 2022	TOTAL 2022*
# of Initial Home Visits (including asthma visits)	23	198	14	219
# of Revisits	18	20	0	16
# of Asthma Homes (initial)	2	22	1	42
# of Homes Approached	2	92	0	392

QUARTERLY DATA

Socio-economic and demographic profile of HNP clients for Q2 (July-September 2023)

Socio-economic and demographic profile	Count	Percent (%)
Identifies as White alone	57	78.1
Identifies as Hispanic	7	10.4
Currently renting home	36	49.3
Among renters, who receive rental assistance	22	61.1
Receives SNAP	32	44.4
Total clients, Second Quarter	73	73

OUTREACH & TRAINING

- DEIB CFT
- Homeless & Housing Task Force
- Internal Lead Case Review
- Health Education Webinar: We’re Not Just for Kids – How Everyone Can Utilize the Upstate New York Poison Center, with a focus on the Senior Population

- HNP Staff are participating in a book study: “This Book is Antiracist: 20 Lessons on how to Wake up, Take Action and Do the Work”
- “We Ask Because We Care” Part I: Advancing Health Equity with Better Data
- CNY Indoor Air Quality
- Team JEDI

COVID-19

- Change to COVID-19 Data Dashboard: As of October 13, 2023, the "Deaths by County of Residence" field is no longer being updated by the New York State Department of Health. As such, we have removed the field from our dashboard. The data source for this dataset has been the daily COVID-19 survey through the Health Electronic Response Data System (HERDS). Hospitals, nursing homes, and adult care facilities have been required to complete this survey daily. NYSDOH has discontinued updates due to changes in HERDS reporting requirements.
- Continued distribution of KN95 and N95 masks, COVID-19 Test Kits to community partners.

Media

SOCIAL MEDIA

- Boo to the Flu campaign, Oct 31st
- Event promotion:
 - Oct 14: Rabies Vaccination Clinic at TCAT Bus Garage (737 Willow Ave, Ithaca)
 - Oct 26: Lourdes Mammo on the Move Mobile Mammography Van at TCWH (55 Brown Rd, Ithaca)
- Highlighting awareness for October:
 - Breast Cancer Awareness Month
 - Domestic Violence Awareness Month, “Wear Purple Day” Oct 19
 - National Lead Poisoning Prevention Week, Oct 22-Oct 28
 - International Bat Week, Oct 24-31

PRESS RELEASES

- Oct 5: [Community Announcement: Breast Cancer Screening & Early Detection Saves Lives](#)
- Oct 13: [Health Advisory: Local Legionellosis Update](#)
- Oct 23: [Lead Poisoning Prevention Week 2023: October 22 to October 28](#)
- Oct 26: [International Bat Week: October 24–October 31, 2023](#)
- Oct 30: [HEALTH ALERT: Say “Boo” to the Flu! Early Fall Vaccination Recommendations](#)

OUTREACH - conducted by Health Promotion, PH Fellows, CSCN, and Mental Health staff

- 10/03 - Fall Career Carnival at TC3
- 10/15 - Danby Harvest Festival
- 10/21 - Trunk or Treat at YMCA
- 10/21 - Brooktondale Apple Festival
- 10/25 - Borg Warner Health and Safety Day

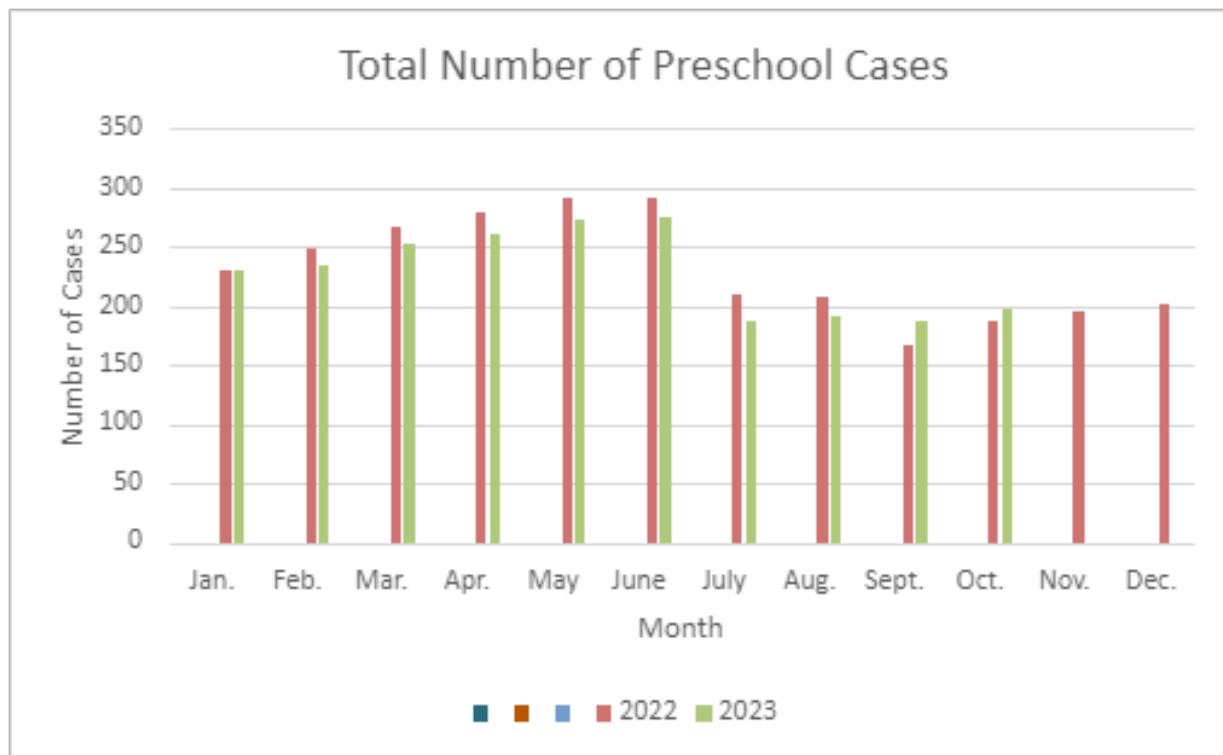
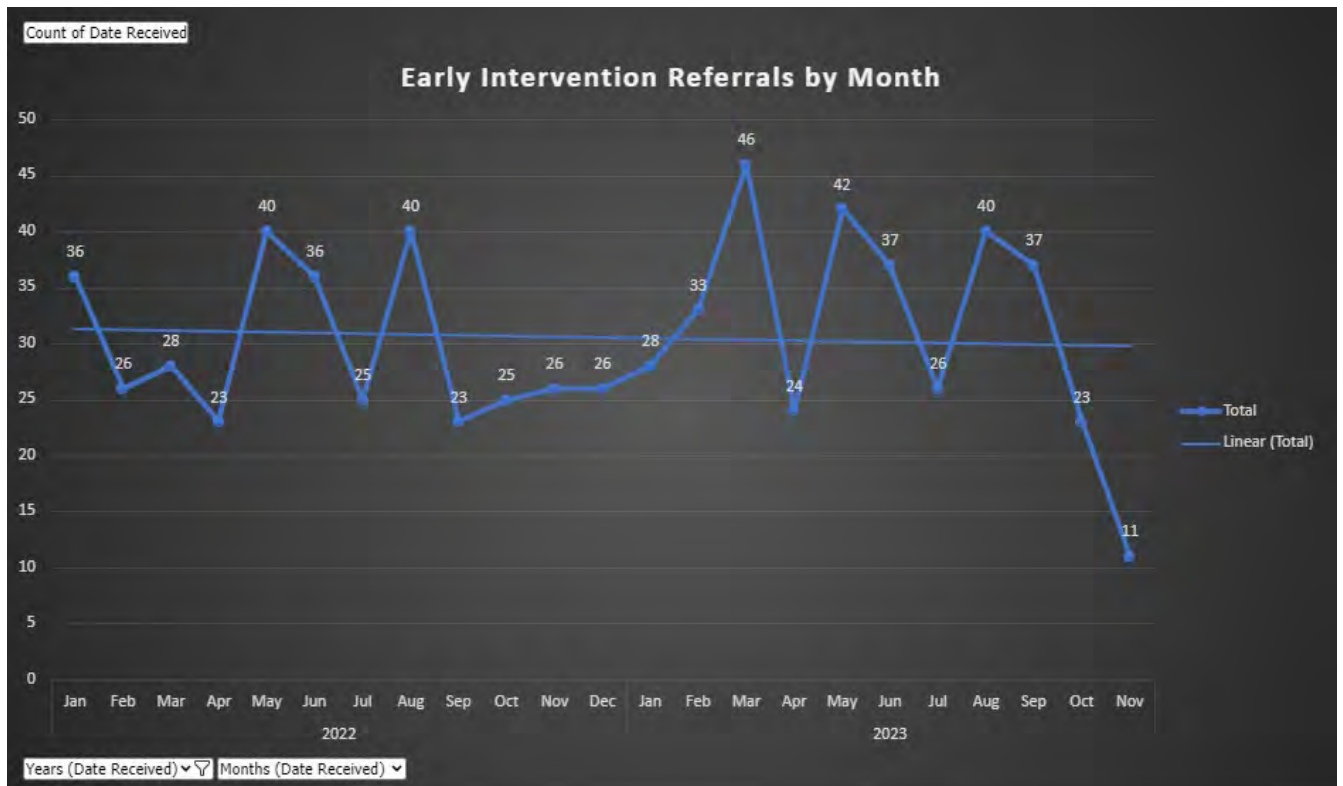
TRAINING

- Trauma-informed Care
- Cayuga Health System: We Ask Because We Care – Part 1: Advancing Health Equity with Better Data
- NYSACHO: “What’s New with the Flu?”
- Medical Society Consortium on Climate & Health: “Public Health and Crisis Situations: Communicating and Connecting with Confidence”

Committee and Partnership Meetings

Group, Organization	Activity/Purpose	Date
CATCHI Working Group (Coordinated Approach to Community Health Integration)	Combines Social Determinants of Health, CHW initiative and Childhood Nutrition Collaborative into one working group.	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 Cte.	Bi-monthly
Community Health and Access Committee	Sub-committee of the HPC. Focus on telehealth, maternal health, etc.	Quarterly
COFA Advisory Board	Updates and Age Friendly	Quarterly
Suicide Prevention Coalition	In partnership with the Sophie Fund	Monthly
Immunization Coalition	Quarterly meeting, updates about COVID-19 vaccine and discussion/feedback, youth vaccination promo	Quarterly
Lead Poisoning Prevention Network	Quarterly meeting, review lead cases, prevention, new regulation	Quarterly
Cayuga Health Data Governance Committee	Oversight/advisory committee for the health equity team at Cayuga Health, focus on data collection for health equity, We Ask Because We Care campaign.	Quarterly
TC Cancer Screening Working Group	Regular meeting	Monthly
Aging Services Network	Regular meeting	Monthly
Homeless & Housing Taskforce	Regular meeting	Bi-monthly
PICHC Partners Meeting	Weekly meeting to discuss community health worker roles, align program design, collaborate w/community partners	Weekly
PICHC State Call	Monthly meeting for PICHC programs in NYS	Monthly
LATCH: Lactation Alliance for Tompkins County Health	Monthly meeting of community partners/stakeholders. Mission: To protect, promote, & support breastfeeding/chestfeeding in Tompkins County, and to protect, promote, & support the rights of families to achieve their infant feeding goals.	Monthly

Children with Special Care Needs (CSCN)



Environmental Health

**Division of Environmental Health
Summary of Activity (2023)**

	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	YTD	2022 Totals
FOOD PROTECTION PROGRAM - Restaurants & Other Food Service														
<i>Permitted Operations (523 Permitted Operations*)</i>														
Inspections**	79	59	82	45	44	45	85	93	110	75			717	841
Critical Violations	13	25	20	12	9	2	12	25	30	10			158	211
Other Violations	31	41	27	47	18	14	30	47	40	19			314	330
Plans Approved	3	0	1	2	1	2	1	2	2	0			14	8
Complaints Received	4	5	4	4	8	7	5	3	7	1			48	34
<i>Temporary FSE (150 Estimated Operations)</i>														
Permits Issued	2	2	12	7	14	33	23	34	21	12			160	151
Inspections**	2	1	7	1	9	14	17	20	10	12			93	94
Critical Violations	0	7	0	5	1	0	3	1	7	0			24	36
Other Violations	0	1	0	4	3	0	0	1	3	0			12	14
MOBILE HOME PARKS (39 Permitted Operations, 2012 Lots*)														
Inspections**	0	0	1	1	4	7	0	0	0	3			16	32
Critical Violations	0	0	0	1	2	0	0	0	0	3			6	15
Other Violations	0	0	0	15	7	1	0	2	0	28			53	98
Complaints Received	0	2	0	1	2	1	2	2	1	0			11	10
TEMPORARY RESIDENCES - Hotels & Motels (34 Permitted Operations, 2225 Rooms*)														
Inspections**	0	0	0	0	8	2	3	5	8	5			31	41
Critical Violations	0	0	0	12	9	0	0	0	0	4			25	56
Other Violations	0	0	0	6	9	0	5	8	2	7			37	116
Complaints Received	1	0	3	1	1	0	1	0	0	0			7	21
MASS GATHERING (Fingerlakes GrassRoots Festival)														
Inspections**	0	0	0	0	0	0	10	0	0	0			10	9
Critical Violations	0	0	0	0	0	0	7	0	0	0			7	13
Other Violations	0	0	0	0	0	0	46	0	0	0			46	22
Complaints Received	0	0	0	0	0	0	0	0	0	0			0	0
MIGRANT FARM WORKER HOUSING (1 Operation)														
Inspections**	0	1	0	0	0	0	0	1	0	0			2	2
Critical Violations	0	0	0	0	0	0	0	0	0	0			0	0
Other Violations	0	0	0	0	0	0	0	0	0	0			0	0
Complaint Investigations	0	0	0	0	0	0	0	0	0	0			0	0
CAMPGROUNDS & AGRICULTURAL FAIRGROUNDS (13 Operations, 973 Sites*)														
Inspections**	0	0	0	2	5	0	6	4	0	3			20	37
Critical Violations	0	0	0	0	0	0	0	0	0	0			0	23
Other Violations	0	0	0	0	2	0	11	5	0	0			18	17
Complaints Received	0	0	0	0	0	0	0	0	0	0			0	1
CHILDREN'S CAMPS (34 Operations)														
Inspections**	0	0	0	0	0	18	25	14	0	0			57	55
Critical Violations	0	0	0	0	0	1	3	0	0	0			4	3
Other Violations	0	0	0	0	0	0	0	0	0	0			0	0
Injury/Illness Investigations	0	0	0	0	0	0	0	0	0	0			0	0
Complaints Received	0	0	0	0	0	0	0	0	0	0			0	0
SWIMMING POOLS & BATHING BEACHES -(58 Operations*)														
Inspections**	2	8	3	3	12	13	17	8	4	9			79	85
Critical Violations	2	0	0	1	0	0	2	0	0	4			9	9
Other Violations	4	6	3	0	0	0	23	0	0	21			57	48
Injury/Illness Investigations	0	0	0	0	0	0	0	0	0	0			0	1
Complaints Received	0	0	0	0	0	0	0	0	0	0			0	2
PUBLIC WATER SYSTEMS (PWS) 89 Community PWS, 63 Other PWS*)														
Inspections**	0	0	0	3	6	8	5	4	15	12			53	129
Boil Water Orders Issued	0	0	0	2	2	1	0	0	0	0			5	12
Complaints Received	0	0	0	0	0	0	0	1	0	0			1	1

Division of Environmental Health
Summary of Activity (2023)

	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	YTD	2022 Totals
ON-SITE WASTEWATER TREATMENT SYSTEMS (OWTS)														
Permits Issued	13	12	19	20	20	29	24	24	19	22	0	0	202	193
New Construction/Conversions	2	8	7	13	8	12	14	8	10	14			96	99
Replacements	11	4	12	7	12	17	10	16	9	8			106	94
Completion Certificates Issued	6	5	8	6	12	29	31	21	9	23	0	0	150	152
New Construction/Conversions	4	1	1	2	2	8	17	6	4	13			58	74
Replacements	2	4	7	4	10	21	14	15	5	10			92	78
ENGINEERING PLAN REVIEWS														
Realty Subdivisions	0	0	1	0	0	0	0	0	0	0			1	3
OWTS	2	2	3	2	2	4	7	1	2	5			30	23
Collector Sewer	0	0	0	0	0	0	0	0	0	0			0	6
Public Water Systems	1	0	0	0	1	0	0	1	0	1			4	5
Water Main Extension	0	0	0	1	0	2	0	0	0	1			4	9
Cross-Connection Control Devices	0	0	1	1	0	1	1	1	0	0			5	12
Other Water System Modification	0	0	0	0	0	2	0	0	0	0			2	5
Other Engineering Reviews	0	0	0	0	0	0	0	0	0	0			0	7
RABIES CONTROL PROGRAM														
Potential Human Exposure Investigations	22	21	38	33	69	69	62	152	37	22			525	530
Human Post-X Treatments	3	4	5	6	27	20	14	79	11	4			173	163
Animal Specimens Tested	8	6	24	12	26	30	42	74	11	2			235	177
Animals Testing Positive	2	0	1	2	3	2	2	5	1	1			19	10
Rabies Clinics Offered	1	0	0	1	1	0	0	0	1	1			5	5
Dogs Vaccinated	85	0	0	81	108	0	0	0	83	101			458	382
Cats Vaccinated	74	0	0	63	50	0	0	0	58	56			301	281
Ferrets Vaccinated	3	0	0	6	0	0	0	0	1	0			10	2
Pet Quarantine	2	0	0	0	0	0	1	5	1	0			9	4
CHILDHOOD LEAD PROGRAM														
# of New EH Referrals w/ Elevated BLL	1	0	0	1	0	1	0	2	2	0			7	11
# of EH Investigations Initiated	1	0	0	0	1	0	0	0	4	0			6	11
# of Home Assessments Performed	1	0	1	0	0	0	2	0	0	0			4	8
# of Notice of Demands Sent	0	0	0	0	0	0	0	0	0	0			0	4
Lead Calls/Inquires Received by EH	2	1	3	1	0	0	0	0	0	0			7	16
FOIL REQUESTS														
Total Received	3	2	6	6	7	2	4	6	4	4			44	46
ADOLESCENT TOBACCO USE PREVENTION ACT (ATUPA) (65 Operations *) & CLEAN INDOOR AIR ACT (CIAA)														
ATUPA (Adult & Minor) Compliance Checks	15	14	42	0	0	0	0	0	0	12			83	127
Violations	1	0	0	0	0	0	0	0	0	0			1	19
CIAA Complaints	0	0	0	0	0	0	0	0	0	0			0	3
COMPLAINTS - General/Nuisance														
Complaint Investigations Opened	7	7	5	12	17	19	25	5	6	4			107	52
ENFORCEMENT ACTIONS														
Total Cases	8	4	3	1	4	0	5	2	0	4			31	43
Cases Related to FSE	0	0	3	0	3	0	1	0	0	3			10	19
BOH Penalties Assessed	\$45,525	\$5,700	\$1,500	\$400	\$3,350	\$0	\$3,100	\$10,500	\$0	\$2,200			\$76,275	\$123,600
BOH Penalties Collected	\$5,500	\$1,000	\$9,850	\$8,000	\$3,000	\$4,300	\$3,700	\$4,900	\$500	\$11,500			\$50,350	\$40,500
CUSTOMER SERVICE/SUPPORT														
Calls Received	499	441	645	603	793	636	538	711	464	470			5800	8359
Walk-In Customers	9	37	38	45	48	71	28	42	30	28			376	463
TCEH Emails Received	404	355	382	379	522	530	423	405	377	366			4143	5181
Applications Processed	83	125	179	214	207	181	145	182	116	145			1577	1575
Payment Receipts Processed	49	97	156	161	148	120	89	143	103	119			1185	1258
Renewals/Billings Sent	114	34	209	143	37	56	103	49	57	126			928	841

* As of 1/1/2022

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

New Business

- Nothing this month