



BERWYN PUBLIC HEALTH DISTRICT
REGULAR MEETING MINUTES of September 7, 2018

1. President Pechous called the meeting to order at 4:00 pm. Pechous, Avila and Paul answered present on the call of the roll. Attorney Zdarsky and Accountant Eagan were also in attendance. Mr. Vincent Bertuca and Mr. Philip Toca of Berwyn Insurance and Financial Services were also present.
2. The **Pledge of Allegiance** was recited.
3. **Open Forum:** Open Forum was called. No one approached and Open Forum was ended.
4. **Approval of Minutes:** Pechous made a motion, seconded by Avila, to approve minutes submitted for the Regular Meeting of August 13, 2018. The motion carried by a voice vote.
5. **Closed Session Minutes Review:** Paul made the motion, seconded by Pechous, to defer this item until the October meeting. The motion carried on a voice vote.
6. **Bills Payable and Payroll:** Paul made a motion, seconded by Pechous, to approve the payables and payroll submitted through September 7, 2018 in the amount of \$58,071.29. The motion carried unanimously on the call of the roll.
7. **Statement of Receipts and Disbursements – August, 2018:** Mr. Eagan presented the monthly report which was reviewed. The report was marked informational by Order of the Chair.
8. **Vital Statistics Report – August, 2018:** Pechous made the motion, seconded by Paul, to accept the report as submitted and place the money in the proper funds. The motion carried by a unanimous voice vote.
9. **Medical, Nursing & Sanitation Reports:** The reports for August, 2018 were reviewed and marked informational by Order of the Chair.
10. **Receipt for Filing Annual Audit:** Paul requested that this item be deferred to October. The item was deferred by Order of the Chair.
11. **Health Related Infrastructure Grant Agreements:** Pechous recognized Attorney Zdarsky who reported on his progress in drafting the agreements between the Health District and Grantees. Discussion ensued. Mr. Zdarsky will send draft agreements to the Board for review and then the agreements will be sent to the grantees for signatures.
12. **Eyes for Education:** Pechous reported that contracts had been sent to District 98 and District 100 and also to the service provider Tropical Optical. To date, no signed contracts by the parties have been received. The matter was deferred to October by Order of the Chair.
13. **Mayor Lovero's Holiday Fund:** This item had been deferred from the August meeting. Pechous advised the board that past donations from the District amounted to \$4,000 per year. Township usually approved a \$2,000 each year and also approved \$2,000 per year from the General Assistance Fund. Pechous reported on the amount of staff time spent to assist the Holiday Fund activities. Pechous made the motion, seconded by Paul, to refer the matter to Attorney Zdarsky to

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determine the legal entity status of the Mayor's Holiday fund, to determine whether income and expense reports are submitted and defer action on the item to the October meeting. The motion carried on a unanimous voice vote.

14. **Children's Wellness Program Agreements:** Treasurer Avila reported on the program agreements that he had drafted and sent to School District 98, School District 100, Ms. Lisa Arteaga, and Ms. Jamie Revell. Mr. Avila sent the board members copies of the signed agreements late Friday afternoon of September 7, 2018. The program is scheduled to begin on September 8, 2018. District 100 communicated that they do not believe that they need to sign an agreement according to Avila.

Mr. Zdarsky remarked on the advice he provided to Avila about drafting the agreements. He stated that the contracts were not the same as those Avila had previously sent to Zdarsky for review. Pechous questioned the section indicating that the Health District would be paying Ms. Revell. Pechous questioned specifically whether Ms. Revell would be an "employee" of the Health District. Avila presented the program as being an all-volunteer program. She questioned the section about the program being "under the supervision of the Health District". David said that he would be present at the Saturday session upcoming. Discussion ensued about the changes in status of the program participants from volunteer to being paid.

Pechous questioned Avila about blood draws on the children participants. Avila stated that Health Labs would be doing the work. Avila was questioned about Ortega and Arteaga signing the contracts as if they were signing as agents of Women's Workout World and Dominican University respectively. Avila will have them re-sign the contracts so that they are signing in their individual capacities. Zdarsky asked if Avila had any written agreements with Health Labs for liability. Pechous asked who is paying Health Labs. Avila said that Health Labs would be charging the parent participants' insurance companies. Release forms that Avila had created were discussed and he stated that he would be doing the paperwork, if any, to report the bills to the insurance companies.

Avila reported 25 students and 25 parents currently signed up for his program. The program was designed as requiring 40 children participants. Pechous asked whether the program should be postponed until more participants were signed up. Discussion ensued about the viability of the program with so few participants

Pechous voiced concerns about the lack of formal preparation of documents for this program that had been in discussion for approximately three years. Pechous stated her concerns that Avila, a non-lawyer, was drafting agreements without review by the Health District's retained lawyer.

Paul requested Zdarsky to voice an opinion about the sufficiency of the agreements and waivers as presented and, with the understanding that the documents being submitted to him by Avila were last-minute, whether the Health District was protected. Mr. Zdarsky stated that the Health District was minimally protected. Discussion ensued. Paul voiced her unhappiness about the lack of settled details after 3 years of discussion and hours before the start of the program.

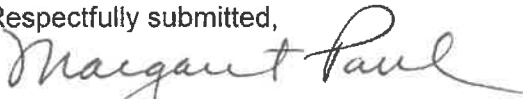
Avila blamed the recent tax appeal for his lack of preparation. Avila made a motion to move forward with the program, seconded by Paul. On the call of the roll, Avila and Paul voted AYE. Pechous voted Nay and asked that her following remarks would be made a part of the record:

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"I do not like being put in a position where I need to make a decision the day before you have decided a program is going to happen. There is plenty of merit to this program. But, I don't know that 12 kids is going to be what we had intended. No, it's not what we intended. We intended a group of 80. I'm feeling like this is Hurry Up and Do It. And I'm not sure what the hurry up and do it is for. I think if we took a little more time we would be able to do this so that it would not be a program that we just pushed out."

15. **Hometown Heroes Program:** Pechous reminded the board members about the event scheduled for September 9, 2018 at 11:00 a.m. The item was marked informational by Order of the Chair.
16. **Annual Treasurer's Statement:** Pechous reviewed the Treasurer's Statement. Pechous made the motion, seconded by Paul, to approve the Treasurer's Report as submitted and cause the report to be filed and published in the local paper if required. The motion carried by a unanimous voice vote.
17. **Broker of Record / Health Insurance Discussion:** Pechous introduced Mr. Bertuca and Mr. Toca who are insurance brokers working for the Health District. They were attending the meeting to assist in the Board's understanding of insurance premiums currently being charged by carrier Blue Cross. Thy provided an explanation of the "Grandfathered" health insurance plan currently in effect along with charts. New insurance tables come out in October. They will work with the Board and staff to determine what type of coverage is desirable and affordable compared to the current plan. The item was marked informational by Order of the Chair.
18. **NIMS Training Reminder:** Pechous asked the Board to be compliant with all NIMS training requirements out of respect for First Responders and in memory of 9-11 victims. The item was marked informational by Order of the Chair.
19. **Senior Breakfast – 12/5/2018:** Pechous made the motion, seconded by Paul, to authorize \$1,000 toward sponsorship of the annual holiday party for seniors. The motion carried by a unanimous roll call vote.
20. **Adjournment:** Pechous made the motion, seconded by Paul, to adjourn the Regular Meeting of the Health District Board. The motion carried by a unanimous voice vote.
21. The meeting was adjourned at 5:45 p.m.

Respectfully submitted,



Margaret Paul, Secretary
Berwyn Township Public Health District