

Chautauqua County Board of Health
MINUTES

Meeting Date/Time: Thursday, March 19, 2026 6:00 p.m.
Location: HRC 4th Floor Conference Room, 7 North Erie Street, Mayville, NY 14757
Scribe: Hannah Abram
YouTube Live Link: <https://www.youtube.com/watch?v=H519QgO2cH8&t=7431s>

ATTENDENCE:

BOH Members	P/A	BOH Members	P/A	Others Present	
Dr. Faulk*	E	Dawn Columbare	P	Jessica Wuerstle, Director of Environmental Health	
Matt Hanley	E	Kenneth Dahlgren	P	Steve Kilburn, Public Health Junior Planner	
Rick Ketcham	E	Dr. Kidder	P	Sherri Rater, Administrative and Communications Coordinator	
Dr. Khan	P	Dr. Krahn	P	Hannah Abram, Admin. Aide, Board of Health Scribe	
Lacey Wilson*	P	Dr. Pender	P	Karen Engstrom	Greg Bacon, Post Journal
<i>*non-voting member</i>		Legislator Proctor	P	Susan Masters	Christie Collver
		Mark Tarbrake	E	Margaret Bruegel	Anneliese Bruegel
				Luke Waygood	Heather Waygood
				Mary C Borrello Dee	Roy Harvey
				Carrie-Ann Babcock	Stanley Collver
				Brian Beckwith	Nancy Fiasco
				John Conway	Carl Feidler
				Ducko Birskovich	Cheryl Feidler
				Kathleen Abbate	Lyle Ostrander
				Michael Dee	Jennifer Conway
				Shirley Leyman	John Conway
				Nora Ludwig	Chuck Kelsey

Call to Order	The meeting was called to order at 6:01 p.m. by Kidder.
Privilege of the Floor	Twenty-five (25) members of the public were in attendance during Privilege of the Floor to speak about wind turbines and battery energy storage systems (BESS). To hear statements made during Privilege of the Floor, please visit the YouTube link above.
Approval of 1/15/26 Minutes	Proctor made a motion to approve the January 2026 minutes. 2 nd by Pender; all in favor; motion carried.
New Business: Agreements to Settle	Agreements to settle were reviewed and discussed. As usual, there were several public water supply violations.
Hearing Officer Recommendations	<p><u>Hearing Summary:</u> In the matter of BASIL & BONES, the Hearing Officer, having determined that Respondent was properly served notice to appear, and upon owner's failure to appear or request an adjournment, found owner in default and proceeded with the hearing in absentia. As a result, the Hearing Officer found the owner has violated Title 10 N.Y.C.R.R. Part 5-1.51(b)(Table 11) in that the Respondent has failed to timely submit the required water monitoring reports.</p> <p><u>Discussion Summary:</u> The Board of Health, after review and discussion, unanimously voted in favor of adopting the Hearing Officer's Findings of Fact and the recommended penalty amount, plus an additional amount in consideration for the Hearing Officer's time.</p> <p><u>Motion:</u> Khan made a motion for a total fine of \$450. 2nd by Pender; all in favor; motion carried.</p> <p><u>Hearing Summary:</u> In the matter of CUTTING LANES INC, the Hearing Officer, after hearing testimonies from the Petitioner, Chautauqua County Health Department, and the Respondent, Daniel Bemis, found the owner has violated Title 10 N.Y.C.R.R. Part 5-1.51(b)(Table 11) in that the Respondent has failed to timely submit the required water monitoring reports.</p> <p><u>Discussion Summary:</u> The Board of Health, after review and discussion, unanimously voted in favor of adopting the Hearing Officer's Findings of Fact and the recommended penalty amount, plus an additional surcharge.</p> <p><u>Motion:</u> Proctor made a motion for a total fine of \$950. 2nd by Krahn; all in favor; motion carried.</p> <p><u>Hearing Summary:</u> In the matter of WOODBURY WINERY AND VINEYARDS, the Hearing Officer, The Respondent did not appear. The matter was held until nearly 9:45 am but there was no appearance by the respondent nor a</p>

<p><i>Hearing Officer Recommendations Cont'd</i></p>	<p>request for adjournment. The County presented a Return Receipt for Certified mail showing service of the Notice of Hearing on the Respondent at the address above on January 17, 2026. Based on credible evidence from the Petitioner, the Hearing Officer found the owner has violated Title 10 N.Y.C.R.R. Part 5-1.51(b)(Table 11) in that the Respondent has failed to timely submit the required water monitoring reports.</p> <p><u>Discussion Summary:</u> The Board of Health, after review and discussion, unanimously voted in favor of adopting the Hearing Officer's Findings of Fact and the recommended penalty amount plus an additional surcharge.</p> <p><u>Motion:</u> Khan made a motion for a total fine of \$750. 2nd by Pender; all in favor; motion carried.</p> <p><u>Hearing Summary:</u> In the matter of KILLA KOOKIES & KREAM, the Hearing Officer, having determined that Respondent was properly served notice to appear, and upon owner's failure to appear or request an adjournment, found owner in default and proceeded with the hearing in absentia. As a result, the Hearing Officer found the owner has violated Title 10 N.Y.C.R.R. Part 5-1.51(b)(Table 11) in that the Respondent has failed to timely submit the required water monitoring reports.</p> <p><u>Discussion Summary:</u> The Board of Health, after review and discussion, unanimously voted in favor of adopting the Hearing Officer's Findings of Fact and the recommended penalty amount plus an additional surcharge.</p> <p><u>Motion:</u> Pender made a motion for a total fine of \$450. 2nd by Proctor; all in favor; motion carried.</p>
<p>Old Business: Annual Review of Bylaws</p>	<p>Bylaws were reviewed by the Board. Khan moved to approve the bylaws, 2nd by Krahn; all in favor; motion carried.</p>
<p>Director's Report:</p>	<p><u>New:</u></p> <ul style="list-style-type: none"> • Dental Health & Hygiene Workforce Strengthening Subaward- The Health Department was awarded as a sub-awardee of the Chautauqua Health Network's HERSA grant in relation to dental health and hygiene workforce strengthening. It's a \$25,000 award to help facilitate and provide technical assistance around their workforce strengthening program. • New York State Aid Application- The New York State Aid Application is an annual report and application that is required of New York State. It is a part of compliance that ensures the state aid that the Health Department receives is being utilized efficiently and effectively. The application was submitted and has since received formal approval from the state for the year 2025. • Policy & System Focus for 2026 – CCHD is continuing to focus on policy and systems in 2026 with strategic planning. A “health forward” standard and “prosperity with purpose” approach have been guiding principles in everything the Health Department does. The priority area is policy improvement and development, as well as improvement in enforcement through collaboration concerning tobacco and other inhalants.

Director's Report Cont'd	<p>Updates:</p> <ul style="list-style-type: none"> • Children and Youth with Special Health Care Needs – Project Award – The Health Department was again awarded the Children and Youth with Special Healthcare Needs project from New York State for an additional project with a cohort of children and families that the Health Department works with in the community. The Early Intervention and Community team has decided to put efforts into a pilot program that is about building abilities through connection and community, bringing the services that the Health Department provides to children and their caregivers into a group setting whereas traditionally this was done one-on-one. The pilot program model resolves provider shortage issues, reduces cost to the county and state and provides socialization. The pilot program so far includes a north county location and a south county location serving 15 different families, 17 different children and 20 different caregivers. The focus of this program is to support progress in developmental outcomes, such as nutrition, education, improved social behaviors, and community relations. • Community Health Assessment & Improvement Plan (CHA/CHIP) - The Chautauqua County Health Department's Health Assessment and Improvement Plan was covered in a statewide story through Spectrum News. The state commissioner's public information officer contacted the Health Department in regards to the story, and to discuss a collaboration between the state and the county health departments. • Pediatric Dental Services - The pediatric dental services have now expanded into general dental access throughout the county. A Dental Action Council was formed. This council is a collaborative and collective group of private providers in the community working in conjunction with other partners, including CCHD. <p>Strategic Planning:</p> <ul style="list-style-type: none"> • CYSHCN/EI/PreK – The Early Intervention and PreK division, referred to as CCHD's children's development and growth division, is in the process of developing a plan postretirement of division leader, Wendy Douglas. The primary goals of this plan are to assess the structure of the division so that the service coordinators and the case managers within that division have all the necessary support needed to maintain mandated regulations and compliance. Other goals in this strategic planning include; creating a balanced division with a clear chain of command, as well as developing opportunities for advancement and succession.
Other: Letter of Support	The Board discussed drafting an updated Letter of Support from 2019 in response to public concerns about wind turbines and battery energy storage.
CHA/CHIP Presentation	Sherri Rater shared a presentation on the Chautauqua County 2025-2030 Community Health Assessment and Community Health Improvement Plan.
Adjournment	Columbare made a motion to adjourn at 8:12 p.m.
Future Meeting Dates	5/21/26, 7/16/26, 9/17/26, 11/19/26