

NORTH ATTLEBORO BOARD OF HEALTH

Meeting Minutes of
October 9, 2007 6:30 pm

In attendance: Don Bates, Chairman; John Donohue Jr., Member; Anne Marie Fleming, Public Health Nurse; Agents: Rob Casper and Robert Davis (Susan Shaw could not attend)

Visitors: Michael Kane and Heather Sullivan

Mr. Bates opened the meeting at 6:30 PM.

LICENSES:

Michael Kane appeared to request a Massage Therapist license and answered the Members' questions. He will be working for BayState Physical Therapy at the Hockomock Area YMCA at Elmwood Street.

MOTION made by Mr. Donohue to grant Michael Kane of 25 Veery Road, Attleboro, MA a Massage Therapist license to work at BayState Physical Therapy at the Hockomock Area YMCA. Mr. Bates seconded. No further discussion, all in favor, motion passes 2-0.

Heather Sullivan appeared to request a Manicurist license and answered the Members' questions.

MOTION made by Mr. Donohue to grant Heather Sullivan of 31 Bucklin Street, N.Attleboro working at Salon Nuovo, 869 East Washington Street a Manicurist license. Mr. Bates seconded. After brief discussion on why the application and the applicant's appearance were necessary, all in favor, motion passes 2-0.

Salon Nuovo requested a license for a Nail Salon Establishment consistent with the Board's Nail Salon Regulations.

MOTION made by Mr. Donohue to grant a Manicuring/Nail Salon Establishment license to Salon Nuovo at 869 East Washington Street, North Attleboro pending an inspection. Mr. Bates seconded. No further discussion, all in favor, motion passes 2-0.

HEALTH NURSE'S MONTHLY REPORT FOR SEPTEMBER 2007:

Anne Marie Fleming presented her monthly nurse's report and answered the Member's questions. In discussion, Ms. Fleming noted the annual increase in activity associated with giving school- age children shots needed to attend school. Members were told about a regional Hurricane Exercise planned by the regional Emergency Preparedness Coalition to be held on October 31st and invited the Members to attend. Likewise, Ms. Fleming reported on plans for an eight-community flu clinic to be held on December 1, 2007 at the North Attleboro High School that will allow us to simultaneously conduct a mass immunization test for emergency preparedness. Because the clinic is to be held at one of the Board's 3 Emergency Dispensing Sites (EDS) for the Town, it will give us the opportunity test our EDS plans with actual patient through-put. so the Members were urged to attend and participate.

Ms. Fleming also reported on meeting with the Town Administrator, Mr. Donohue and Mr. Davis recently in order to discuss finally establishing a Human Services position for the Town. Considerable discussion ensued with respect to how best to plan for obtaining the Town's approval at next spring's annual town meeting.

MOTION made by Mr. Donohue to accept the Health Nurse's Monthly Report for September 2007. Mr. Bates seconded. Some discussion, all in favor, motion passes 2-0.

HEALTH AGENT’S MONTHLY REPORT FOR AUGUST AND SEPTEMBER 2007:

Rob Casper presented two months of agent’s reports and answered the Member’s questions. Mr. Donohue raised concerns for perc tests done nearly five years ago for Christina Estates and asked Mr. Casper if they would need to be done again. Mr. Casper explained that perc tests are good indefinitely as long as the ground is not disturbed, but reminded the Board that it could strengthen the current regulations and require a stricter standard for the tests with the establishment a local time limit for perc tests before they must be redone. As the discussion on Christina Estates continued, the Chairman suggested it be deferred until later in the meeting to allow Mr. Casper to continue with his report.

Mr. Casper reported that he has been inspecting Ocean Fresh Seafood on a regular basis since news of their closure/sale was made public. He has given the company’s bank until October 10th to pay the \$150.00 fee in cash to retain its retail food license or be closed. Considerable discussion ensued.

On a related matter, a restaurant next to Ocean Fresh in the same plaza has been experiencing unusual pest control problems from the direction of the seafood company and the

MOTION made by Mr. Donohue to accept the Health Agent’s Monthly Report for August and September 2007. Mr. Bates seconded. Some further discussion, all in favor, motion passes 2-0.

Mr. Casper also discussed certain complaints that had been investigated relative to Steven’s Market and reported that everything was found to be rectified upon his reinspection 1 week later.

MINUTES:

MOTION made by Mr. Donohue to accept the minutes of September 24, 2007. Mr. Bates seconded. Some discussion, all in favor, motion passes 2-0.

OLD BUSINESS:

967 Longview Drive

The Members reviewed pictures taken of the property located at 967 Longview Drive before, during and after the Department of Public Works cleaned up all the rubbish, trash and other debris in the yard on October 5, 2007. The actual cleanup involved a large team of DPW employees, several trucks of different sizes, a front-loader/backhoe machine and several trips to the landfill to haul away the debris collected. A bill will be rendered for those services and by agreement with the owner, converted into a tax lien on the property if she cannot pay it outright. Mr. Davis will keep an eye on the property for further cleanup efforts by the family and any sign that more trash begins to accumulate again. Mr. Bates requested a letter from the Board be sent to DPW thanking them for their work at 967 Longview Drive, with a copy to the Selectmen.

The Chairman called a 5 minute break at 8:00 PM, and the meeting resumed thereafter.

Christina Estates

Mr. Davis reported on a recent meeting with DPW Director Mike Stankovich, other town departments and developers regarding Christina Estates. The project will be developed in four phases as the economy will dictate, with 18 house lots being developed in the 1st phase of the project. The first and second phase will be developed to include piping for town sewer, but the remaining phases will be designed for private septic systems only if Town sewer services have not reached the development by that time. Mr. Davis advised the developers that that the Board of Health will not proceed with any individual septic system approvals in the development unless all Title V standards are scrupulously met.

Hickory Woods

The Planning Board has decided that it was appropriate to allow the Hickory Woods developer to remove & grind in place Harold Bishop Boulevard, the worst of three streets currently under review in the development, with directions to also cut/remove/disable any private drainage structures that may be found not in accordance with the definitive subdivision plan. Members discussed the issues involved with lack of DPW approval of the work, the risks involved with opening the road so late in the paving season, and the eventual possibility that the Town may not accept the roadways as they are now being constructed. The Members also reviewed Electric Department pictures of unauthorized work that had been discovered done with their live electric boxes in the development.

FINANCE COMMITTEE LIAISON:

Mark Williamson was unable to accept the Board's invitation to this evening's meeting but has advised that he is planning to attend the next meeting.

OLD BUSINESS:

Nail Salon

As requested, the owner of Kontempo Kutz & Nailz has submitted a list of ten questions that the Members might consider asking potential licensees as they come before the Board. Mr. Davis also distributed a series of questions for the Members to consider when interviewing individual and establishment applicants.

468 Old Post Road

Mr. Davis reported receiving both telephone calls and a fax from the tenant's family requesting a waiver of the compliance deadline for them to cleanup the apartment at 468 Old Post Road. The elderly tenant will not be returning to the apartment, and the family has been struggling to clean it out since it was deemed uninhabitable in August.

MOTION made by Mr. Donohue to grant a waiver of the compliance deadline to clean out the house at 468 Old Post Road, contingent upon it not being reoccupied again until inspected by Mr. Davis. Mr. Bates seconded. After the discussion continued, all in favor, motion passes 2-0.

FY09 BUDGET:

Mr. Davis reported budget planning has begun for the FY09 year and noted the salary part of the budget will need to be addressed first. The Members were asked to think about and advise him of any budget items of particular interest or importance to them that they would want to include in it. In the discussion that followed, the Members asked that Mr. Davis invite Human Resource Director Catherine Calicchia to attend the next Board meeting to discuss salary issues with them.

CIP/REPLACING THE DEPARTMENT TRUCK:

The Chairman asked when Mr. Davis would be meeting with the Town Administrator to discuss the FY09 CIP and again request that the Department's aging truck be replaced with more appropriate, safer vehicles for the Public Health Nurse and the Agent. The meeting with Mark Fisher and the Town's CIP Committee will be held on Wednesday.

COMPLAINT LOG:

145 Broad Street

Some significant violations remain unaddressed and Counsel has not been able to compel the owner of 145 Broad Street to appear in court. The Members agreed that alternatively, the Department should start penalizing the owner with non-crim fines for non-compliance.

11 Summer Street

The owner of 11 Summer Street needs to request a final reinspection and provide Mr. Davis with a risk assessment contractor's certification on removal of exterior lead paint. With continued non-compliance, the Members agreed that the Department should start penalizing this owner with non-crim fines as well.

60 Barbara Road

Mr. Davis reported activity observed at this property earlier in the day following a \$100.00 fine issued to the owner of 60 Barbara Road. Some of the bulky items, trash and other debris had already been removed and a woman was in the process of removing even more to her car when Mr. Davis went to the property.

VFW Hall

The VFW manager came to the Department to provide copies of the club's bylaw requirements for membership and has agreed to submit the club's new policies for auxiliary membership and smoking in the club when public functions are being held. Also demonstrated were construction estimates for work that would isolate the smoking from the non-smoking areas of the building, although the manager conceded that the construction work was not financially possible for the club any time soon.

APPOINTMENTS:

Mr. Davis submitted appointment letters for the Health Agent, Assistant Health Agent and the Public Health Nurse that have traditionally been submitted to the Town Clerk. Discussion ensued with respect to the length, breadth and necessity of such appointments.

MOTION made by Mr. Bates to reappoint Robert Casper Jr. as the Assistant Health Agent for a period of three years, said appointment to expire on October 9, 2010. Mr. Donohue seconded. No further discussion, all in favor, motion passes 2-0.

MOTION made by Mr. Bates to appoint Robert F. Davis as the Health Agent and Director for a period of three years, said appointment to expire on October 9, 2010. Mr. Donohue seconded. No further discussion, all in favor, motion passes 2-0.

MOTION made by Mr. Bates to reappoint Anne Marie Fleming as the Public Health Nurse for a period of three years, said appointment to expire on October 9, 2010. Mr. Donohue seconded. No further discussion, all in favor, motion passes 2-0.

BOARD MEETINGS:

The Members agreed that November's Board meetings shall be held on Tuesday, November 13, 2007 at 6:30 PM at the Town Hall, Selectmen's conference room and Monday, November 26, 2007 at 6:30 PM at the North Attleboro Electric Department.

ADJOURN:

MOTION made by Mr. Donohue to adjourn the meeting at 8:47 PM. Seconded by Mr. Bates. No discussion, motion passes 2-0.