

NORTH ATTLEBORO BOARD OF HEALTH

Meeting Minutes of
April 28, 2008 6:00 pm

In attendance: Don Bates, Chairman; John Donohue Jr., and Jonathan Maslen, Members; Public Health Nurse Anne Marie Fleming and Agent Robert Davis

Visitors: Anne Nguyen, Hoa Bui, Ken Tuan Pham/Top Nails; Layla Huynh/U.S. Nails; Ed Freeman of Freeman's Food Service; David Congdon of Easton, MA; Alaina & Tom Giampapa/12 Moody Street and; Michael Matros of 8 Jarvis Lane/Firefighters Kid's Day.

Chairman Bates opened the meeting at 6:10 PM.

LICENSES:

Layla Huynh came before the Members to answer questions with respect to her request for a Manicurist license.

MOTION made by Mr. Donohue to grant a Manicurist license to Layla Huynh of 993 Dorchester Avenue, Dorchester, MA working at U.S. Nails & Spa. Seconded: Mr. Maslen. No discussion, all in favor, motion passes 3-0.

David Congdon came before the Members to answer questions with respect to a Title V System Inspector license.

MOTION made by Mr. Donohue to grant a Title V System Inspector license for David Congdon/Dean Construction of Easton, MA. Seconded by Mr. Maslen. Some discussion, all in favor, motion passes 3-0.

Ed Freeman came before the Members to answer questions with respect to a Mobile Food/Milk & Cream licenses for Freeman's Food Service, Inc.

MOTION made by Mr. Donohue to grant a Mobile Food/Milk & Cream licenses for two trucks for Freeman's Food Service, Inc. of Providence, RI pending inspection. Seconded by Mr. Maslen. Some discussion, all in favor, motion passes 3-0.

Michael Matros representing the North Attleboro Firefighters Kid's Day Association came before the Members to answer questions with respect to a Temporary Food license.

MOTION made by Mr. Donohue to grant a Temporary Food license for the North Attleboro Firefighters Kid's Day Association for July 10th -13th at Mason Field. Seconded by Mr. Maslen. No discussion, all in favor, motion passes 3-0.

Anne Nguyen came before the Members to answer questions with respect to a Manicuring/Nail Salon license for Top Nails & Spa.

MOTION made by Mr. Donohue to grant a Manicuring/Nail Salon license for Anne Nguyen/ Top Nails & Spa at 586 Kelley Blvd. Seconded by Mr. Maslen. Some discussion, all in favor, motion passes 3-0.

Hoa T. Bui came before the Members to answer questions with respect to a Manicurist license.

MOTION made by Mr. Donohue to grant a Manicurist license to Hoa T. Bui working at Top Nails. Seconded by Mr. Maslen. No discussion, all in favor, motion passes 3-0.

Gary Briggs came before the Members to answer questions with respect to a Retail Food license for Briggs Nursery at 295 Kelley Blvd.

MOTION made by Mr. Donohue to grant a Retail Food license for Briggs Nursery at 295 Kelley Blvd. subject to presentation of a ServSafe certificate, registration for a ServSafe program by the end of next week, or further clarification by Mr. Donohue of the requirements for ServSafe certificate under the food service circumstances proposed by Mr. Briggs. Seconded by Mr. Maslen. Following discussion, all in favor, motion passes 3-0.

PUBLIC HEARING:

12 Moody Street apt. 14 and apt. 21

Mr. Giampapa came before the Members on his request for a public hearing regarding several violations in apartments 14 & 21 at his 12 Moody Street property. The owner expressed concern for two of the violations cited, and agreed to inspect and fix if necessary the sprinkler head in the one of the bathrooms. The second concern was for main entry door to the building closing and locking automatically. After an extended period of discussion, the Board granted Mr. Giampapa thirty days to make all the repairs necessary, but asked that he return to the next Board meeting on May 13, 2008 with a proposal to address the automatic door requirement for the complex.

HEALTH NURSE'S MONTHLY REPORT FOR MARCH 2008:

Anne Marie Fleming came before the Board to present her monthly report for March 2008 and answer the Members' questions.

MOTION made by Mr. Donohue to accept the Health Nurse's Monthly Report for March 2008. Mr. Maslen seconded. Following discussion, all in favor, motion passes 3-0.

MUNICIPAL WELLNESS GRANT:

Mr. Davis informed the members that a Director has been hired for the Municipal Wellness Program and her first meeting with all the seven towns in the Program will be held at the North Attleboro Town Hall conference room this week. Mr. Davis intends to meet with the Director and introduce her to Anne Marie and Cathy Calicchia. In addition, Mr. Donohue suggested that Judy Aubin, the Head of the School Nurses should be interested in the program and be included as the Program takes shape.

MINUTES:

MOTION made by Mr. Donohue to accept the minutes of April 7, 2008. Mr. Maslen seconded. Limited discussion, all in favor, motion passes 3-0.

PUBLIC HEARING:

158 North Washington Street

A tenant of 158 No. Washington Street has been visited by Mr. Davis, Police Officers and the Fire Chief to follow up on complaints of unsanitary living conditions in his apartment, but he has refused to come to the door and may have mental health issues that are impairing his better judgment. Accordingly, Mr. Davis has been working with the Regional Director of the Department of Mental Health, the Department of Veteran's Services and other agencies that may be able to help in the situation. Separately, the individual's landlord is also trying to evict him.

MOTION made by Mr. Donohue to proceed to declare the apartment of Thomas Goudas at 158 North Washington Street Unfit for Human Habitation as of April 28, 2008, and proceed to

condemn it as appropriate. Mr. Bates seconded. After discussion, all in favor, motion passes 3-0.

Mr. Davis noted that efforts to assist this tenant are ongoing and asked that the record note how tremendously helpful and supportive the North Attleboro Police Department has been throughout this process to date.

OLD BUSINESS:

Nail Salon Regulations

The Board has been requested by Representative Poirier to take another look at its Nail Salon Regulations based upon a complaint she received from an anonymous Nail Salon owner questioning why the Town and the State are both licensing Nail Salons. North Attleboro is one of few towns that licenses both Salons and Manicurists. The town of Franklin licenses only the Salons. Mr. Bates asked the Members to review and reconsider the Board's Nail Salon Regulations based upon the recent complaint and discussion.

Finance Committee Budget Review

The Board proposed three articles for Annual Town Meeting consideration, fines and fees, emergency fund and consulting fees, but agreed to withdraw the latter two at the recent FinCom review meeting.

RECESS:

The Board recessed for five minutes.

Permits

Mr. Donohue and Mr. Davis will be the Board of Health's representatives designated to work with all the other boards and departments involved in the Selectmen's new multi-board permitting committee intended to examine ways to streamline the permit process.

ServSafe Training

On April 22nd and 23rd there were two all day programs held on training for food manager ServSafe certification for food establishments and their employees.

COMPLAINT LOG:

The owners of 158 North Washington Street and 468 Old Post Road paid their violation fees.

11 Summer Street

There was a case of mistaken identity when a Michael Davis was arrested in Newton, MA with the same DOB as the Michael Davis that owns 11 Summer Street in North Attleboro who was supposed to appear in court. Town Counsel was to represent the Town in Court that day but was unable to appear himself. Counsel has been asked to correct the mistaken identity issue for the gentleman who did appear.

139 Jackson Street

The owner has cleaned up some of the yard at 139 Jackson Street, but is not finished yet.

9-11 Cross Street

Mr. Davis will be doing a final inspection at 9-11 Cross Street on Wednesday.

35 East Street

At his appeal before the Board, the owner of 35 East Street asked for an additional 30 days to clean up his property and bring it into compliance with the Sanitary Code. Some cleanup has been done, but much still needs to be addressed. Allegedly, the owner is dealing with both medical and financial difficulties compounding the correction of the violation cited. Mr. Davis will notify the owner of the need to comply and take the violation to court himself if necessary.

967 Longview Drive

Mr. Donohue reported that he has seen the trailer on the front lawn finally moved to the driveway, with other work apparently being done to clean up the property at 967 Longview Drive.

60 Barbara Road

The owner of 60 Barbara Road has yet to pay the \$100 violation fine.

NEW BUSINESS:

08' Arbovirus Update

Mr. Davis missed the opportunity to take a conference call on Arbovirus for the '08 season, but will try to obtain the minutes of the call or the information exchanged in it.

ADJOURN:

MOTION made by Mr. Donohue to adjourn at 9:02 PM. Seconded by Mr. Maslen. No further discussion, motion passes.