

NORTH ATTLEBORO BOARD OF HEALTH

Meeting Minutes of  
July 1, 2008 6:00 pm

In attendance: Don Bates, Chairman; John Donohue Jr., and Jonathan Maslen, Members;  
Agents: Rob Casper and Robert Davis; MDPH intern, Valerie Hastings.

Visitors: Kelly Collins, Darlene Cary, Wendy Mairle & Cherie Pierce from Innovative Styles;  
Dana Ralph; Walter Cekala; Henry Mulkern & Leo Brenan owners of 436 N. Washington Street;  
Lisa Morales; Diane Arnold, Rasmey Chhoeuy & Soksina Parker from Chi Chi Nails; Quyen  
Pham of Anan Nails; Loan Nguyen of Fancy Nails

Chairman Bates opened the meeting at 6:00 PM.

**LICENSES:**

**MOTION** made by Mr. Donohue to grant a Temporary Food license for DANA's  
Summer Gazebo Concert Series for July and August. Seconded: Mr. Maslen. No discussion, all  
in favor, motion passes 3-0.

Dana Ralph came before the Members to answer questions with respect to his request for a  
Title V Inspector license.

**MOTION** made by Mr. Donohue to grant a Title V Inspector license to Dana Ralph.  
Seconded: Mr. Maslen. Some discussion, all in favor, motion passes 3-0.

Lisa Morales of Liberty Tax came before the members to answer questions with respect to her  
request for a Temporary Food license for the Block Party on July 31, 2008.

**MOTION** made by Mr. Donohue to grant a Temporary Food license to Lisa Morales.  
Seconded: Mr. Maslen. Some discussion, all in favor, motion passes 3-0.

Kelly Collins came before the Members to answer questions with respect to her request for a  
Nail Salon Establishment license for Innovative Styles at 26 North Washington Street, N.A.

**MOTION** made by Mr. Donohue to grant a Nail Salon Establishment license for  
Innovative Styles at 26 North Washington Street, N. A. Seconded: Mr. Maslen. Some  
discussion, all in favor, motion passes 3-0.

Wendy Mairle, Cherie Pierce and Darlene Cary came before the Members to answer questions  
with respect to their request for a Manicurist license to work at Innovative Styles, 26 North  
Washington Street.

**MOTION** made by Mr. Donohue to grant Wendy Mairle, Cherie Pierce and Darlene  
Cary each a Manicurist license to work at Innovative Styles at 26 N. Washington Street.  
Seconded: Mr. Maslen. Some discussion, all in favor, motion passes 3-0.

Rasmey Chhoeuy, Diane Arnold & Soksina Parker came before the Members to answer  
questions with respect to their request for Manicurist licenses to work at Chi Chi's Nail Salon,  
570 Kelley Blvd., N. A.

**MOTION** made by Mr. Donohue to grant Rasmey Chhoeuy, Diane Arnold & Soksina  
Parker each a Manicurist license to work at Chi Chi's Nail Salon, 570 Kelley Boulevard.  
Seconded: Mr. Maslen. Some discussion, all in favor, motion passes 3-0.

Walter Cekala came before the Members to answer questions with respect to his request for a Temporary Food license for the Butterfly Road Race at World War I Memorial Park on August 24, 2008.

**MOTION** made by Mr. Donohue to grant a Temporary Food license for Walter Cekala for the Butterfly Road Race on August 24, 2008. Seconded: Mr. Maslen. Some discussion, all in favor, motion passes 3-0.

**PUBLIC HEARING:**

436 North Washington Street

Leo Brennan co-owner of the property at 436 North Washington Street came before the Members requesting an extension of thirty days to correct sanitary code violations. Mr. Brennan told the Board that he has served the tenants an eviction notice for not paying their rent and will be pursuing the eviction through the court system. He would like to wait until the current tenants vacate to correct all the violations. In the discussion that followed, concerns were expressed for 2 safety issues (lack of smoke and CO monitors), access to the premises to any work at all, and the possibility that new work may be undone by the tenants in the interim.

**MOTION** made by Mr. Donohue to have LML Realty of 64 Broadway Street, Norwood, MA, install sufficient smoke and carbon monoxide detectors in the dwelling within five days and repair or maintain thereafter, and grant a 30 day extension to correct all the other violations cited. Seconded: Mr. Maslen. Discussion continued and the Board instructed the landlord to contact the Health Agent if trouble is encountered with the tenant refusing entrance. All in favor, motion passes 3-0.

**FANCY NAILS:**

Loan Nguyen came before the Members representing Fancy Nails at the Emerald Square Mall and its request for an establishment license to operate as a nail salon. After multiple attempts via letters, notices, phone calls, faxes and visits to Fancy Nails, including another visit by Mr. Davis the previous day, no one had yet submitted an application for a Manicurist's license to the Board even though it was obvious that manicuring was taking place at the establishment in the Mall. In response to the Members' questions, Ms. Nguyen explained that she was not the establishment's owner, manager or even supervisor, but rather had simply been asked by the owner to attend tonight's meeting without knowing why. Considerable discussion ensued.

**MOTION** was made by Mr. Bates that business at the Fancy Nails nail salon in the Emerald Square Mall be suspended until the establishment and its manicurists are licensed by the North Attleboro Board of Health. Seconded: Mr. Maslen. Some additional discussion, all in favor, motion passes 3-0.

More discussion continued, and the Members attempted to help Ms. Nguyen fully understand the action that was being taken. Mr. Bates made it clear that the Members would be willing to work with the owner or manager as necessary to rectify the situation at hand, but that the business could not reopen until the Board granted the appropriate licenses to do so.

**LICENSES:**

Quyen Pham came before the Members to answer questions with respect to her request for a Nail Salon Establishment license for Anan Nails and a Manicurist license for herself.

**MOTION** made by Mr. Donohue to grant a Nail Salon Establishment license for Anan Nails at 102 North Washington Street, N.A. Seconded: Mr. Maslen. Limited discussion, all in favor, motion passes 3-0.

**MOTION** made by Mr. Donohue to grant a Manicurist license to Quyen Pham of 482 North Washington Street. N.A. Seconded: Mr. Maslen. No discussion, all in favor, motion passes 3-0.

**MINUTES:**

**MOTION** made by Mr. Donohue to accept the minutes of the June 3, 2008 meeting after adding the word “Lab” to the second paragraph. Seconded: Mr. Maslen. No further discussion, all in favor, motion passes 3-0.

**MINUTES:**

**MOTION** made by Mr. Donohue to accept the minutes of June 9, 2008. Seconded: Mr. Maslen. No discussion, all in favor, motion passes 3-0.

**HEALTH AGENT’S MONTHLY REPORT:**

Rob Casper came before the Members to discuss his monthly report for June 2008 and answer the Members’ questions.

**MOTION** made by Mr. Donohue to accept the Health Agent’s Monthly Report for June 2008. Seconded: Mr. Maslen. After discussion, all in favor, motion passes 3-0.

**OLD BUSINESS:**

Beach Testing Policy

Mr. Davis presented the Members with a proposed Beach Testing Policy drafted for the Board of Health office. A copy had previously been given to the Conservation Agent for review and comment as well, but nothing has been forthcoming yet.

**MOTION** made by Mr. Bates to accept the new Beach Testing Policy as complete and effective as of July 1, 2008. Seconded: Mr. Maslen. Some further discussion, all in favor, motion passes 3-0.

**COMPLAINT LOG:**

145 Freeman Street

The house at 145 Freeman Street has been demolished and the property is reasonably clean. By telephone call today, owner Fred Bottomley has agreed to remove the scrap tires still left on the property.

11 Summer Street

Michael Davis, owner of the property at 11 Summer Street still hasn’t taken care of the lead issue and now has a bat problem to deal with as well. He has a court date for July 17<sup>th</sup> for failure to correct housing violations from 2007.

35 East Street

The owner of 35 East Street has come into the office and wants to comply with the Health Department. Mr. Davis will meet him on the property next week to review what still needs to be done.

36 Roland Baxter Road

The owners of 36 Roland Baxter Road came to the office in regards to their \$100 fine which they were paying. They are willing to cooperate, get the debris out of the backyard and call for a reinspection.

12 Moody Street, apt. 15

The tenant at 12 Moody Street, apartment #15 remains noncompliant and is being evicted. Mr. Davis has called the owner to confirm the action being taken and date when the premises will be vacated.

434 North Washington Street

A discarded couch remains in the front yard at 434 North Washington Street. Despite being forewarned, the owner will now be fined \$100 for noncompliance for want of \$1.50 Town trash tags to haul it away.

92 Jefferson Street

The owner of 92 Jefferson Street has yet to begin cleaning up all the trash on her property and has until Monday to clean it up or be fined \$100.

35 Calvin Road

A neighbor has complained about the stench of dog waste emanating from the back yard of 35 Calvin Road, but Mr. Davis has visited the property three different times and not noticed any odor yet.

21 Mendon Road

The property at 21 Mendon Road appears to be abandoned with an uncovered swimming pool full of green standing water.

**PENDING COMPLAINTS:**

Mr. Donohue asked to see pending as well as active complaints at the next Board meeting.

**NEW BUSINESS:**

Planning Board request for consultant input

The Town Planner has requested the Board's input on possible standards for a consulting engineer able to serve the needs of all the Town's Boards and Commissions involved with subdivision review. Members reviewed a draft list of possible requirements for such a consulting engineer, and agreed that it should be forwarded to the Town Planner for her further consideration with those qualifications of special importance to the Board of Health highlighted.

**DIRECTOR'S REPORT:**

Policy & Procedure Manual

Mr. Davis would like to put together a standardized Policy & Procedure Manual for the Health Department. In addition to the new Beach Testing Policy, one such policy would be a Permit Policy including processes to suspend or revoke licenses the Board may issue. Another policy in progress is a standardized Petty Cash Policy, and there will be others presented for the Board's consideration as time and other priorities allow. The Town Accountant is currently requiring improved procedures for all departments with petty cash, thus a new Petty Cash Policy for the Health Department is both timely and necessary. The Members agreed to review the proposed Permit Policy and discuss it again at the next meeting.

Signing of vouchers

The Members signed fiscal year-end vouchers for the department.

Board Meeting Schedule

The Members agreed to hold their next meetings on Tuesday, August 5, 2008 and Tuesday, August 26, 2008 at the Town Hall at 6:00 PM.

MDPH Internship

Ms. Valerie Hastings, our MDPH Intern has been working with the staff three days a week, getting an orientation to how the Department works and what it does, and is beginning to focus on some MIS projects that will help the Department going forward.

Beach Closure Notifications

Mr. Maslen suggested the Department look into utilizing the Town's Connect CTY system to notify beach front property homeowners by telephone when Town beaches on the same waters are closed per order of the Board of Health. Discussion ensued and it was agreed that such a service could have many emergency planning benefits beyond the obvious courtesy to the homeowners in question. Mr. Davis will look further into accessing the Connect CTY system.

**ADJOURN:**

**MOTION** made by Mr. Donohue to adjourn the meeting at 7:56 PM. Seconded: Mr. Maslen. No further discussion, motion passes 3-0.