

NORTH ATTLEBORO BOARD OF HEALTH

Meeting Minutes of
March 23, 2010 6:00 pm

In attendance: Don Bates, Chairman; John Donohue Jr., Jonathan Maslen, Members; Agent, Robert Davis

Visitors: Martin Pearson; Joe Marquedant of J.D. Marquedant & Associates; Dr. Kerra Gazerro Hanson of The Culinary PhD; J. Thomas Bodge of "Top Dogz" Hot Dog Cart; Jay White & Al Abbas from Burger King; Mark Nardone of Bridge Home & Septic Inspection Service; Chris Gasbarro & his Attorney Eliot Brais for Chris Gasbarro's Fine Wine & Spirits

Chairman Don Bates opened the meeting at 6:00 PM.

LICENSES:

Martin Pearson of Cumberland, RI, came before the Members to answer questions regarding his application for a Food Service license to participate in the Winter Farmers' Market with his products.

MOTION made by Mr. Maslen to grant a Food Service license contingent upon the inspection of his portable wood fired pizza oven by the Health Agent. Seconded: Mr. Bates. After discussion, all in favor, motion passes 2-0.

Joseph Marquedant came before the Members to answer questions regarding his application for a Soil Site Evaluation license.

MOTION made by Mr. Maslen to grant a Soil Site Evaluation license to Joseph Marquedant of J.D. Marquedant & Associates Inc. of Hopkinton, MA. Seconded: Mr. Bates. After discussion, all in favor, motion passes 2-0.

Joseph Marquedant came before the Members representing his employee, Russell Hart for his application to Perform Engineering work in the Town of North Attleboro.

MOTION made by Mr. Maslen to grant a license to Russell Hart of J. D. Marquedant & Associates Inc. of Hopkinton, MA to Perform Engineering work in the Town of North Attleboro. Seconded: Mr. Bates. After discussion, all in favor, motion passes 2-0.

Dr. Kerra Gazerro Hanson came before the Board to make a presentation and answer the Members' questions regarding her application for a Retail Food license for The Culinary PhD. of Attleboro, MA to participate in the Winter Farmers' Market with her products.

MOTION made by Mr. Donohue to grant a Retail Food license to Dr. Kerra Gazerro Hanson for her business, The Culinary PhD, to sell her products at the Winter Farmers' Market. Seconded: Mr. Maslen. After discussion, all in favor, motion passes 3-0.

J. Thomas Bodge came before the Members to answer questions regarding his application for a Mobile Food license for "Top Dogz" hot dog cart that will be set up at Noble Hardware Store at 605 East Washington Street, N.A.

MOTION made by Mr. Donohue to grant a Mobile Food license to J. Thomas Bodge contingent upon inspection of his hot dog cart by the Health Agent. Seconded: Mr. Maslen. After discussion, all in favor, motion passes 3-0.

Jay White and Al Abbas came before the Members to answer questions regarding their change of ownership application for a Food Service & Frozen Dessert license for the Burger King restaurant in the Emerald Square Mall.

MOTION made by Mr. Donohue to grant a Food Service and Frozen Dessert license for Burger King at the Emerald Square Mall. Seconded: Mr. Maslen. After discussion, all in favor, motion passes 3-0.

Mark Nardone of Bridge Home & Septic Inspection Service of Plymouth, MA came before the Members to answer questions regarding his application for a Title V System Inspector license.

MOTION made by Mr. Maslen to grant a Title V System Inspector license for Mark Nardone of Plymouth, MA. Seconded: Mr. Donohue. After discussion, all in favor, motion passes 3-0.

Chris Gasbarro and his Attorney, Eliot Brais, came before the Members to answer questions regarding Mr. Gasbarro's application for a Retail Food license for Seekonk Liquors Inc., dba/Chris Gasbarro's Fine Wine & Spirits, at 1190 South Washington Street, North Attleboro, MA.

MOTION made by Mr. Donohue to grant a Retail Food license for Seekonk Liquors Inc., dba/Chris Gasbarro's Fine Wine & Spirits, at 1190 South Washington Street, N.A. Seconded: Mr. Maslen. After discussion, all in favor, motion passes 3-0.

Mr. Chris Gasbarro and his Attorney, Eliot Brais, next answered the Members' questions regarding his application for a Tobacco Permit for Seekonk Liquors Inc., dba/Chris Gasbarro's Fine Wine & Spirits, at 1190 South Washington Street, N. A..

MOTION made by Mr. Donohue to grant a Tobacco Permit for Seekonk Liquors Inc., dba/Chris Gasbarro's Fine Wine & Spirits at 1190 South Washington Street, N.A. Seconded: Mr. Maslen. Following brief further discussion, all in favor, motion passes 3-0.

Given Mr. David Johnson had appeared before the Board at its previous meeting, he was not required to appear again to correct the previous license and apply for a related but additional license.

MOTION made by Mr. Donohue to grant a Body Art Practitioner license to David Johnson of Dedham, MA to work at Shovelhead's Tattoo Ink. Seconded: Mr. Maslen. After discussion, all in favor, motion passes 3-0.

MOTION made by Mr. Donohue to grant a Body Piercing Practitioner license to David Johnson of Dedham, MA to work at Shovelhead's Tattoo Ink. Seconded: Mr. Maslen. After discussion, all in favor, motion passes 3-0.

The North Attleboro Travel Softball Association submitted its annual request for a temporary food license.

MOTION made by Mr. Donohue to grant a Temporary Food license to the North Attleboro Travel Softball Association for the weekends from April thru July 2010 at the Kelly Field located at the North Attleboro Middle School. Seconded: Mr. Maslen. After discussion, all in favor, motion passes 3-0.

MINUTES:

MOTION made by Mr. Maslen to accept the minutes of March 9, 2010 as written. Seconded: Mr. Donohue. After limited discussion, all in favor, motion passes 3-0.

E-CIGARETTE REGULATIONS:

The Members did not vote on the draft of E-Cigarette Regulations because Mr. Davis is awaiting Chief Gould's feedback on the draft.

SINGLE CONSULTANT ENGINEER MOU:

A Memorandum of Understanding has been signed between the Planning Board, Conservation Commission and the Board of Health to hire a Consulting Engineer to provide services to both Boards and the Commission. Mr. Bates requested that Robert Davis and Rob Casper do a RFP review.

SEPTIC REGULATION UPGRADE:

After gathering information from Department of Public Works and Rob Casper, Mr. Davis will now create a draft of a proposed septic regulation for a review.

FLOOR DRAIN REGULATIONS:

Mr. Davis needs to create a section on enforcement for the Floor Drain Regulations. He has asked the MDEP for advice and assistance and is awaiting their response.

TRASH RECYCLING REGULATIONS:

The Landfill Director, Michele Bernier has returned from vacation but has not yet met with Mr. Davis to review the Trash Recycling Regulations.

AGENDA ITEMS:

Mr. Bates has requested that the Septic, Floor Drain and Trash Recycling Regulations stay on the agenda for discussion under old business until each is finally resolved.

COMPLAINT LOG:

86 Fisher Street 1st floor

Mr. Davis needs to schedule a reinspection at 86 Fisher Street the 1st floor for multiple violation issues.

28 Smith Street 2nd floor

The owner of 28 Smith Street should be finished correcting violations and will need a reinspection.

119 East Street apt #3

A summons was served at Town Hall for Mr. Davis to appear in Fall River Housing Court on a dispute between the tenant and the landlord of 119 East Street over minimum housing violations issues associated with apt. #3. Unfortunately, Mr. Davis appeared but the attorneys for both sides had continued the case and neglected to notify him.

195 Broad Street 1st floor

The property located at 195 Broad Street has been foreclosed upon with uncorrected violations that Mr. Davis will have to follow up upon.

57 Fisher Street #2 & 59 Fisher Street #4

The emergency order at 57-59 Fisher Street has been corrected but the property is in foreclosure.

99 Chestnut Street

The trash and debris have been cleaned up at 99 Chestnut Street.

DIRECTOR'S REPORT:

Seasonal & H1N1 Flu Vaccine

The next version of seasonal flu vaccine due out this fall will be manufactured with an H1N1 component in it, but MDPH is expecting a significant increase in demand for it following the heightened interest in H1N1 this past year. National statistical reports are reporting that Massachusetts immunized the highest number of citizens of any of the states in the U.S. Given creation of demand at that level, the State is hoping that funds remaining from last year's H1N1 grant programs can be rolled over to help provide for the new seasonal vaccinations this fall.

Reserve Fund Transfer

The Health Department's vehicle is in need of hundreds of dollars of repairs to the engine as well as electrical work but the Department has no money budgeted to pay for it. Speaking for the Board, Mr. Bates is prepared to ask for a Reserve Fund Transfer to pay for all the repairs needed for the Health Department's vehicle.

Department Head Budget Meeting

The Town is waiting for the State's final numbers for next year's budget and can only project best case/worst case funding scenarios and other estimates for local budgeting purposes, particularly with respect to local aid to expect from the State. However unsure the projections, the Town Administrator has warned the Departments to expect FY11 budgets to be below level funding.

ADJOURN:

There being no further business to discuss, a **MOTION** was made by Mr. Maslen to adjourn the meeting at 6:55 PM. Seconded: Mr. Donohue. No further discussion, motion passes 3-0.