

## Meeting Minutes

Board of Health Meeting: December 18, 2019

In Attendance: Katie Goldrick, Kat Tribulski, Abbey Myers, Julie

Absent: David Reilly

Open Meeting: 6:36pm

Katie Goldrick: Agenda item #1 – updates for the 2020 permits that are coming up. How many are left?

Abbey Myers: There are 16 left - 5 are higher risk, and the rest are convenient stores, schools and churches. This is food permits and tobacco. I'm giving everyone until January to give everyone a little more time. We have 49 permits. I have followed ups with about 20%. Previously there was a 29-question permit form and now it is over 60. It's between the FDA Food Code in the Massachusetts Food Code all lumped into one. There is a lot of education on the new food codes. No one is being given the permit until the application is complete, the fee is paid and the inspection is completed. There are about 30 that are completed. Hope to have everyone on compliance by February.

Katie Goldrick: Agenda item #2: Discussion about ongoing nuisance issues, including flu shot.

Julie: Doing staff at the high school, and have done the police and fire. Did a couple residents. We have about 40 shots left.

Katie Goldrick: There is a larger than expected Hep A outbreak. We will get you on the list regarding this information.

Julie: No other updates other than still doing the blood pressure clinics.

Kat Tribulski: For the blood pressure clinics, do you have any spare cuffs so if any malfunction there is a backup or do we need to purchase some?

Julie: No – I do not have any backups.

Kate Tribulski: We should budget to purchase some extra.

Katie Goldrick: On our agenda is budgeting expenses for the upcoming year so Julie please make a wish list.

Katie Goldrick: As of the nuisance issues, are there any other issues?

Abbey Myers: Noise is the only complaint.

Katie Goldrick: Agenda item #3: Litter ordinance in the future. This is going to have to be ongoing. Let's add that to our discussion.

Katie Goldrick: Agenda item #3: Updates for the new tobacco laws.

Abbey Myers: So, we can enforce it, we need to adopt it. We do the same thing as a by law or regulation - we put out a public notice that we are hereby adopting 105 CMR 665. We can make changes or edits to it as we see fit or we can adopt it in its entirety. Whatever the Board feels is appropriate, and then have a hearing on it. If no one has problem we send it to the AG, and if the AG says yes and it is a regulation. If it is state-based I can enforce it, but I can't collect the fines for it.

Katie Goldrick: so, we adopt it and then set up a fee for it.

Abbey Myers: We got a summary of what can and cannot be sold, and there is a very strict fee schedule. We have to adopt it before we can collect the fee. AN example of the fees is \$100 first offense, \$200 for the second and it goes up to \$500 or \$1000. Starting June 1<sup>st</sup>, there can be no menthol or flavor sold, nothing with a distinct taste or smell. Same thing with cigars, e-cigarettes, or chewing tobacco. They have 6 months to sell their stock. Vaping is legal, but it has to be no flavors, and the nicotine content has to be 35mg or less. The only thing that takes effect later on is the flavors.

Katie Goldrick: What kind of notification have the retailer received from us?

Abbey Myers: I have gone to almost all of the retailers informing them of the new law. They have signs that they need to keep up; the state law and the cessation resources health warning for e-cigarettes and the sale of flavored cigarettes. Everyone should be in compliance with that.

Katie Goldrick: We should do spot checks to make sure they are in compliance.

Abbey Myers: I do spot checks whenever I go into a store. Will spend June 2<sup>nd</sup> and on doing spot checks too?

Katie Goldrick: Let's talk about the time frame to adopt this.

Abbey Myers: Read all of the information on this law and see if there is anything you want to add to it.

Katie Goldrick: We will add this to the next agenda.

Katie Goldrick: Agenda item #5 - hazardous waste spring cleanup.

Abbey Myers: I called a couple of places. They are already on the state bid list, so we don't have to go out for proposals. They usually start up around April and a little bit of May. Hazardous waste days are rain, shine, sleet or snow.

Katie Goldrick: We talked about costs associated and residence fees. In the past, it costs the town about \$20,000, so I was thinking of suggesting a fee.

Abbey Myers: We have sign up ahead of time and ask what is being brought in. It has to be a licensed person in the town of Holbrook. We can use our data from this year to determine a fee going forward.

Katie Goldrick: Agenda item #6 - old business updates. Let's start with the dumpster permits.

Abbey Myers: We have over 150 dumpster permits now. Anyone who gets a demo permit, gets a dumpster permit with it. The issue people have brought up are temporary dumpsters. They get them to clean out their hours and have them there for months. Restaurants have a special rule - they need to have it cleaned, etc. If you have a dumpster on your lawn, you are not going to get it sanitized and cleaned every week or two. I came up with a temporary dumpster sign and it is valid for 30 days. We could also create something if they don't bring this back after the 30 days, and fine them.

Katie Goldrick: Agenda item #7 – Old Castle. This has been going on for 2 years. I spoke with Mr. DeLuca our town attorney and I think we're going to look at some additional actions.

Lisa (Resident): Last night she was awoken from sleeping, so they are still working after 11:00 pm. This happens about 2-3 times a week. Sometimes the police are called, but not always.

Kat Tribulski: Suggests making sure she is also following up with the planning board. The resident agrees.

Robbin: Yes – same complaint.

Katie Goldrick: January was when we did the enforcement and then we had to go to court. Then they appealed so we went to court again. The town won that appeal. The clerk magistrate said that Old Castle had to pay the fines that we had on record up till that point, however they have paid. We contacted them and they informed Mr. DeLuca that they would be filing an appeal. To my knowledge they have not yet appealed. I did speak briefly with the Chairman of the Planning Board and he and I are going to talk about further enforcement. I spoke to the Building Inspector; Director of Inspectional Services and he is aware as well. We will pursue either temporary closure – we would probably have to do that in court. If we can team up with other committees or boards that's wonderful, but I do believe that if it's impacting the health and welfare, it falls on the Board of Health, and we do have the power to do a temporary closure. Mr. DeLuca is looking for documentation so we can get a really good time line to present.

Abbey Myers: We have two court cases: The one for the temporary closure potentially and the unpaid fine.

Katie Goldrick: We usually only meet once a month, but I think we need to meet before that. Schedule January 2<sup>nd</sup> to 8<sup>th</sup>.

Robin (Resident): Is it possible to get someone to clean up 55 High St.?

Abbey Myers: Summary on 55 High St. I have no way of telling them what to do. It's strictly the state's responsibility since they took over asbestos.

Katie Goldrick: However, we can provide feedback and updates, and then give visual updates and residential complaints.

Abbey Myers: They have a 6-month deadline and they have a \$25,000 fee right now. Spoke with them and told them the plastic is down. They are under a consent order so every time there's an issue, contact me or contact DEP in Lakeville and because they will get fined for every violation.

 6/1/21

Resident: Can we have a joint meeting at the end of February to see where things stand and what direction they are going?

Kat and Abbey: Yes.

Katie Goldrick: Agenda item #8 – the sound bylaw. That did not pass the town meeting. We will make a simple outline to better explain.

Katie Goldrick: We will bump this to February.

Katie Goldrick: Agenda item #9 - the budget for the upcoming year. Abbey is reviewing the expenses for the past year. There are a few things we do not need to spend money on this year as we now have Abbey to handle those tasks. Expenses: business cards, new forms, paper products, training classes, RIT expense, hazardous waste, future staff salary increases, postage, memberships. We should add clothing uniform budget – for events like the flu and prostate clinics.

Kat Tribulski: We should use the excess money we are collecting from the permits, etc. to benefit the town and get some of the things we need. Add excess supplies for the nurse, printing budget for things like the sticker for dumpsters, etc.

Katie Goldrick: February will aim for the Sound bylaw review. We're looking at Old Castle in the next couple weeks. At the very beginning of March, a possible joint meeting with DEP. Abbey will send out an email to the Board when the inspections are complete.

Kat Tribulski: Motion to close the meeting.

Katie Goldrick: Second the motion.

Katie and Kate: Both in favor.