

MONTAGUE BOARD OF HEALTH MEETING
Wednesday, February 26, 2014 – 5:30 pm – Downstairs Meeting Room
Town Hall, One Avenue A, Turners Falls, MA

Meeting Minutes

Present: Michael Nelson, Chair, Albert (Al) Cummings, Christopher Boutwell, Gina McNeely, Director of Public Health.

Michael Nelson opened the Board of Health Meeting at 5:38 PM

Review January 15, 2014 Minutes:

*Al Cummings **motioned** to accept the Montague Board of Health minutes for the meeting of January 15, 2014. Seconded by, Christopher Boutwell. **Motion passes.***

Director's Report January 2014

- a) Budget
- b) Receivership – working with the Attorney General office
- c) RH10 Temperature and relative humidity tool to help with no heat calls device collects data for review.
- d) 7 N Street – on going
- e) 37B North Leverett Road – in court
- f) Peter Kretzenger – High Street court order in process to not run a business out of the home and continuing hoarding issues.
- g) 132 L Street – in process of receivership with Obear Construction
- h) 104 3rd Street – purchased and rehabilitation
- i) 69 5th Street – in progress with Co-Op
- j) 78 J Street – upcoming for receivership
- k) 138 2nd Street – not a residence might not be able to do receivership through the Attorney General's program
- l) 110 L Street – in court currently
- m) 89 4th Street

*Christopher Boutwell **motioned** to accept the Director's Report for the month of January 2014. Seconded by, Al Cummings. **Motion passes.***

Health Inspector Report (Carolyn Merriam) for the month of January 2014

- a) G Street – hoarding situation
- b) Simon Stamps – odor complaints may increase during humid days.
- c) Roberto's food inspection

*Al Cummings **motioned** to accept the Health Inspector's Report for the month of January 2014. Seconded by, Christopher Boutwell. **Motion passes.***

Nurse's Report (Carolyn Merriam) for the month of January 2014

- a) Adult enrollment application for flu vaccine reimbursements
- b) The sharps program continues to be a success

Al Cummings **motioned** to accept the Nurse's Report for the month January 2014. Seconded by, Christopher Boutwell. **Motion passes.**

Michael Nelson opened the hearing at 5:56 PM.

- **Continuation of Hearing:** Michael John suspension or revocation of onsite waste water treatment systems installers permit in Montague.
Mr. John was notified on February 18, 2014 by 1st class and certified mail. Attorney Jeff Blake drafted a decision letter based on the Board's findings at the January meeting for approval by the Board of Health.

Al Cummings **motioned** to approve the decision letter be sent to Michael John of 33 Hillside Road, Montague, MA. to revoke installers license. Seconded by, Christopher Boutwell. **Motion passes.**

- **Tobacco Sales to Minors:** in violation of Regulation of the Montague Board of Health to Restrict the Sale of Tobacco Products & Nicotine Delivery Products.
Guests: Mary Kersell – Coordinator for Hampshire, Franklin Tobacco Substance Prevention Partnership, John Steiner, Manager, Food City dba/Crooked River Corporation/Food City

Al Cummings **motioned** to open the hearing for tobacco sales to minors by Crooked River Corporation. Seconded by, Christopher Boutwell. **Motion passes.**

Dennis Lacourse conducted a compliance check at 10:00 AM on Friday, November 29, 2013 using a 17 year old male with his own driver's license to purchase a tobacco product. The 17 year old male was successful in obtaining the product. The clerk did ask for identification and did not read the license correctly. This would be a second violation and within 36 months so a fine of \$200.00 was issued and paid. John Steiner was called and informed of the compliance check he then confronted the cashier and was told she read the year as 1995. Since the compliance check John has implemented a program for the cash registers to prompt the cashier to input a date of birth in which case if the purchaser is under age it tells you. John has also implemented a policy that if the person is under 25 and has no form of ID they will not sell to them. Food City has been acknowledged for not selling tobacco products from the WE Card program (WE card is a program sponsored by the tobacco companies). Some tips: the horizontal ID is for under age persons, don't touch the product before checking ID's, remind the clerks regarding checking ID's.

Christopher Boutwell **motioned** to close the hearing for tobacco sales to minors by Crooked River Corporation A. Seconded by, Al Cummings. **Motion passes.**

Michael **motioned** to not suspend the permit for 7 days currently, but if or when a 3rd violation occurs (within 36 months of the most recent illegal sale) there would be an additional 7 days added to the 30 day suspension. Seconded by, Christopher Boutwell. **Motion passes.**

- **Pioneer Coop of Franklin County** a request regarding orders to correct sent by the board of health for 7 N St., Second Floor, Turners Falls, MA
Guests: Carmen (Millie) Agosto – Treasurer of PCFC and Rec Committee, Sarah Ahearn – Board member PCFC, David Jensen – Montague Inspector of Buildings

Gina cited 7 N Street on January 16, 2014 via written orders to correct. After the order the PCFC requested a hearing for an extension of the deadlines; this was worked out between Gina and Carmen and an extension was given. Allegedly, the tenants have not allowed access to the apartment since last summer. The capital needs assessment had to be done and MJ Adams from FCRHRDA came into the Co-Op to do it and now needs access. The tenants have recently been cooperative about access by allowing the Co-Op to go into the apartment. Most items that were cited are outside the residence and have not been addressed. Gina stated she believes the building is falling apart from the outside in, especially the roof which has led to a mold problem inside the structure.

- **Leaking Roof** – The Coop will have a tarp placed on the roof after the order is written by Gina this is to be done by March 13, 2014, a building permit by March 13, 2014 removing all roofing materials and having the project started. Complete the roof repairs no later than April 30, 2014.
- **Moldy ceiling** – This has been a chronic problem and needs to be addressed after the roof is repaired. Replace ceiling and all water damaged components. Complete ceiling repairs by April 30, 2014.
- **2nd Egress** - Exterior staircase (Montague City Rd side of building) is rotting and lacks a graspable handrail all repairs have to be made to fire escape. The repairs must be made by a licensed contractor. All repairs to fire escape must be made by April 30, 2014.
- **Entry Door** - (N Street side) door and threshold need to be replaced. (April 30, 2014)
- **Bathroom Electrical Fixtures** – Letourneau, a licensed electrician will fix outlet over the sink, the GFCI and light fixture. Complete repairs by March 13, 2014.
- **Bathtub caulking and toilet**– Plumber looking into this; caulking exhibits signs of mold. Repairs to bathtub and toilet by March 13, 2014.
- **Interior staircase** - leading to 2nd floor apartment from N Street entrance lacks handrails. Repair to interior staircase by March 13, 2014.
- **Porch** – Change out what is damaged and weatherized.

*Al Cummings **motioned** to accept the amendments to the order written by Gina and gone over at the February 19, 2014 BOH meeting copy to David Jensen. Seconded by, Christopher Boutwell. **Motion passes.***

*Al Cummings **motioned** to close Board of Health Meeting. Seconded by, Christopher Boutwell. **Motion passes.***

Meeting adjourned: 7:02 PM

Approved by: _____

Date: _____