

MONTAGUE BOARD OF HEALTH MEETING
Wednesday, October 15, 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 R.S., CHO
Guest: Mary Kersell – Franklin County Tobacco Coalition, Kathy Bridges, R.S., Donna Cummings

Michael Nelson called the meeting to order at 5:35PM

Review September 24, 2014 Minutes:

Al Cummings motioned to accept the September Director's Report. Seconded by, Christopher Boutwell. Motion passes.

*Al Cummings **motioned** to rescind the previous motion to accept the September Director's Report. Seconded by, Christopher Boutwell. Motion passes.*

Al Cummings motioned to accept the minutes September 24, 2014. Seconded by, Christopher Boutwell. Motion passes.

Director's Report for September:

- a) 27 Park Street Gina spoke to the landlord and everything should be done at time of inspection except for the table on the tree belt that he refuses to remove. November 18, 2014 there will be a reinspection by Gina as the tenant would not let her in and the complaint came from the tenant.
- b) 73 Fifth Street – the property is being worked on by the landlord. David Jensen is going to go and look at the property for structural issues and other building issues.
- c) 9 Grove Street – feeding pigeons many complaints came in. The situation seems to be under control at this point.
- d) 17 & 19 G Street – has very little improvement. The warrant has not been executed at this time.
- e) 78-84 J Street – Gina has a meeting with landlord and Attorney Julie Dares from the AGO. She will have David Jensen attend the meeting with her.
- f) Charon Art is up and running along with the apprentice.
- g) Dumpster fine policy was in the paper with an article in both the Greenfield Recorder and Montague Reporter.
- h) 7 N Street has some work being done – lots of visits have been done by both Michael Nelson and Gina McNeely. Contacted MJ Adams and FCRHA to see if they have any money to help the situation along. This case is also in housing court.

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

Health Inspector Report for the month of September 2014: No Health inspector/No Report

Nurse's Report for the month of September 2014: No Nurse/ No Report

Neal Smith of 32 Center Street requested credit or refund for home kitchen licensed for the making of Cider Jelly due to the inability to produce the product. Originally met with and fee received through Carolyn Merriam:

Discussion was made indicating that the board would like to extend the permit in hopes that Neal Smith of the Greenwood Store gets up and running in 2015 with the correct equipment. Upshot is the permit Mr. Smith has now will not expire until December 31, 2015, if the business is not up and running at that time the permit fee is forfeited.

*Al Cummings **motioned** to extend the Home Residential Kitchen permit through December 31, 2015. Seconded by, Christopher Boutwell. **Motion passes.***

Pumpkinfest Event: Pumpkinfest There are 38 food permits and 3 are still missing some paperwork. Anne has been following up and organizing all the Pumpkinfest related materials. All the on-site inspection forms have been prepared by Anne including labels. Kathy Bridges will help Gina McNeely inspect the food booths. There will be no flu clinic at Pumpkinfest this year because we have no nurse.

Nurse Position: There have been 2 applications for the Nurse position (5 hours week) the applications are due by October 30, 2014.

Health Inspector: There have been 4 applications for the Health Inspector position (20 hours week) and applications are due by October 30, 2014.

Discussion with Mary Kersell – Franklin County Tobacco Coalition:

On August 15, 2012 Regulation of the Montague Board of Health Restricting the Sale of Tobacco Products and Nicotine Delivery Products was passed by the Montague Board of Health. On December 18 2013 the regulations were amended as follows: Section L Violations: Subsection b and c change to the word “shall to “may”. Currently the MDPH has made additional clauses they would like to see in the regulations. If Montague chooses to include these new clauses the town would have to go through the hearing process again.

Some proposed changes include:

- 1) The definition of tobacco has changed so that it includes e-cigarettes or any other new products.
- 2) The wording in the cigar language has changed regarding the packaging.
- 3) Bans flavored tobacco products across the board – this deters the attraction to the underage population.
- 4) No sales within 500 feet of a school (grandfathered in until it changes hands).
- 5) Changing sales age from 18 to 21 to purchase.

Mary and Gina will revise the regulations so that it can be reviewed at the November 19, 2014 meeting including capping of the number of permits within the town.

Family Dollar was inspected by the FDA and found the cigarette display next to the window and exit door was unlocked. Gina has since inspected the cigarette service display and it was locked. The suggestion was made to move the display between the registers so that it is behind the counters. Mary Kersell thinks the BoH needs to change the environment and believes that Family Dollar this is the only store in Western MA area with this configuration for cigarette sales. The Montague Board of Health would like to send a letter and the district manager in to discuss the current placement of the cigarette display.

*Al Cummings **motioned** to adjourn the October 15, 2014 Board of Health meeting. Seconded by, Christopher Boutwell. **Motion passes.***

Meeting adjourned: 6:22 PM

Approved by: _____

Date: _____