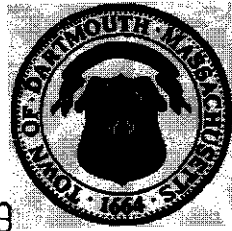


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DARTMOUTH BOARD OF HEALTH
DARTMOUTH TOWN HALL - ROOM 315 - 6:00 P.M.
MEETING MINUTES - Wednesday, April 29, 2015

The Chair polled the Board at 6:00 P.M. for a roll call vote to convene into Executive Session pursuant to M.G.L. Ch. 30A, Sec 21: Chair Leslie E.J. McKinley, yes; Lynne Brodeur, yes, and Thomas W. Hardman, yes.

At 6:42 P.M. Leslie E.J. McKinley, Chair entertained a motion to close Executive Session and go into the regular Board of Health Meeting by roll call vote -Thomas W. Hardman - yes, Lynne Brodeur-yes, Leslie E.J. McKinley-yes.

The Board of Health meeting was called to order at 6:43 P.M. on April 29, 2015 in room 315.

Leslie E.J. McKinley, Chair, Lynne Brodeur and Thomas W. Hardman were present. Christopher Michaud, Director of Public Health, was also present.

The minutes of the meeting of April 1, 2015 were approved as amended by Leslie E.J. McKinley, chair, Lynne Brodeur and Thomas W. Hardman.

At this time the reorganization of the Board of Health members, Thomas W. Hardman nominated Leslie McKinley to remain as chair, Thomas W. Hardman would become vice chair and soil board member, Lynne Brodeur board member, and Nicholas Charest will not be reappointed as Tobacco Control Agent. Therefore, with Thomas W. Hardman motioning and seconded by Lynne Brodeur the Board voted unanimously to reorganize and reappoint as follows:

- | | |
|---------------------------|--|
| Leslie E.J. McKinley | Chair, Board Member, Health Agent, (term expires April 2018) |
| Thomas W. Hardman | Vice Chair, Board Member, Health Agent, Representative to Soil Board (term expires April 2017) |
| Lynne Brodeur | Board Member, Health Agent, (term expires April 2016) |
| Christopher Michaud, R.S. | Director of Public Health/Health Agent, Animal Inspector |
| Courtney Cohen | Health & Sanitary Inspector/Health Agent |
| Janice Young | Health & Sanitary Inspector/Health Agent |
| Donna Farias | Administrative Clerk |
| Tina Cabral | Administrative Clerk |
| Dr. Gail Davidson | Board Physician |
| Sandra J. Gosselin | Animal Inspector/Rabies Control Agent |



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Stacy Rebelo	Assistant Animal Inspector/Rabies Control Agent
Catherine Perry	Assistant Animal Inspector/Rabies Control Agent
Nicholas Charest	Not reappointed as Tobacco Control Agent

7:00 Little Moss Restaurant/6 Bridge Street - Food Service - Variance approval of HACCP- The Board met with Janice Young, Health and Sanitary Inspector, John Loftberg owner of Little Moss Restaurant, Chris Cronin, Chef, and Ryan Lenz, President of Lenz Food Solutions, L.L.C.

Mr. Lenz, explained briefly to the Board the sous vide preparation and cooking operations.

Ms. McKinley asked if Ms. Young would like to add anything. Ms. Young had numerous questions for Mr. Loftberg, Mr. Cronin, and Mr. Lenz on the process and the handling of the products. Ms. Young explained her concern for microbial growth if the process is not done properly. Ms. Young inquired about the reasoning for preparing food this way. It was explained for consistency when cooking.

Ms. Brodeur commented this would allow for longer storage life. Mr. Lenz stated it can be stored up to one month.

Ms. McKinley asked if there were other restaurants in the area that use this procedure. Mr. Cronin explained there are restaurants in the Boston area that use the sous vide pasteurization method.

Ms. Young wanted to know who would be trained in this method at the Little Moss Restaurant and who would be responsible for maintaining the logs. Mr. Loftberg and Mr. Cronin have been trained by Mr. Lenz. Mr. Loftberg mentioned there will be four individuals trained in sous vide pasteurization at Little Moss Restaurant, and he would be the one maintaining the logs. Any new employees would be trained by Mr. Loftberg or Mr. Cronin.

A brief microbiological discussion ensued on how the process helps minimize or prevents the regeneration of bacteria and less cross contamination.

Mr. Michaud explained the administrative aspects of issuing a variance which can have be conditioned based on any changes to the menu, timeframe, or certain number of violations to rescind the variance.

Ms. Young also brought to the Board's attention that the plan she has reviewed and approved is not the most current plan. Ms. Young has made several attempts to reach out to Mr. Loftberg's builder and to Mr. Loftberg to submit the revised plan. Mr. Loftberg stated he would get Ms. Young the revised plan the next day.

Ms. Young questioned some of the menu items, and if these items would be fresh or would the restaurant use the sous vide method. Mr. Cronin responded to Ms. Young's inquiries and



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noted that the menu will change seasonally. Mr. Cronin would notify the Board of Health of those menu changes.

Ms. Young mentioned that Mr. Loftberg still needs to submit to the Board of Health office his Allergen Awareness Certificate and his updated Serve Safe Certificate because it has expired.

Discussion on the following matters ensued: temperatures, times, reasons in the Federal Food Code prescribe for a variance to do sous vide pasteurization, staff turnover, types of thermometers, and training.

Mr. Loftberg assured that there is backup equipment should something fail, and have data logs for the thermometers. Ms. Young commented how she would like to see Little Moss Restaurant staff demonstrate sous vide pasteurization. Mr. Loftberg and Mr. Cronin invited the Board as well to see this method of cooking.

- **Thomas W. Hardman motioned to approve the variance to allow Little Moss Restaurant to the sous vide pasteurization with the following conditions: at least four key personnel will be trained and present during the processing, the variance will be on a permitting cycle, Mr. Loftberg will need to forward to Ms. Young revised plans, and Mr. Loftberg needs to submit his Allergen Awareness, and Serve Safe Certificates to the Board of Health office, and seconded by Lynne Brodeur, motion made unanimous by Leslie E.J. McKinley.**

7:10 P.M. Robert Cunningham/500 Faunce Corner Road - Medical Office - Drinking Fountain Variance- Christopher Michaud, Director of Public Health informed the Board this is a variance to eliminate the drinking water fountain in a medical office at 500 Faunce Corner Road. The Plumbing Board has reviewed and approved the variance, but Board of Health approval is required.

- **Thomas W. Hardman motioned to approve the variance from the Plumbing Code to eliminate a drinking water fountain in a medical office at 500 Faunce Corner Road, and seconded by Lynne Brodeur, motion made unanimous by Leslie E.J. McKinley.**

Fisher Road composting -update - Mr. Michaud explained a letter from Mark Dakers, MassDEP had been received in regards to the issuance of a General Composting permit to Mr. Francis. Discussion ensued on the issue of composting complaints, and who will enforcement these types of complaints.

- **Thomas W. Hardman motioned that if any complaints specifically due to composting operations come into the office that no Board of Health personal will be sent out, and they are to be referred to the Massachusetts Department of Environmental Protection, and seconded by Lynne Brodeur, motion made unanimous by Leslie E.J. McKinley.**



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Tobacco Regulations - update/Bill filed to legalize marijuana in MA/Tobacco age increase would curb addiction/AG Seeks to regulate e-cigarettes/Coalition for Responsible Retailing (CRR) letter/MHOA Response to CRR letter - Mr. Michaud and the Board discussed the changes with the Tobacco Regulations coming from the State. Mr. Michaud will be working on the new Tobacco Regulations and will focus more on the permitting and enforcement aspect of the Regulations only.

- ***No further action required by the Board of Health at this time.***

Septic System Plans

Septic Plan(s) requiring no action of the Board of Health

Steven Chmielenski/Plat 66, Lot 26-61, 7 Blackbird Court
Ronnie Oliveira/Plat 42, Lot 28-1, Lucy Little Road

- ***No further action required by the Board of Health at this time.***

Director's Report - topics for discussion

Opioids/-update/More than 200 heroin overdoses in Massachusetts already this year-Mr. Michaud briefed the Board on his meetings with the coalition, and that he has reached out to the Bristol County Sheriff Office to have access to speak with the inmates about their experiences with opioid usage. Also the Department of Public Health awarded the Board of Health the intern grant and the intern whom will be shared with Rochester. Rochester would like to utilize the intern for tick borne illness, and Dartmouth would like to utilize the intern for Opioids, but the timing may be more suitable for Rochester's proposal.

Vehicle collision with dumpster in vicinity of McCabe Street-The Board discussed the matter of the dumpster placement on McCabe Street. The Board would like to have a letter sent to ABC Disposal asking them to come to the Board's next meeting to discuss the procedure of placing dumpsters in the street.

Updating Board of Health website - Discussion on updating the Board of Health website was addressed, and once the new format is in place the web page will be reorganized. For the time being, any old information will be taken off the website.

Plumbing Code Variance determination and fee for composting toilets - Mr. Michaud brought to the Boards attention that composting toilets may require a variance from the Board before acted upon by the Plumbing Board. Mr. Michaud wanted the Board's opinion, if the Board should continue to hold variance approvals for composting toilets which is no different than Title 5 - General Use Approval.

- ***Thomas W. Hardman motioned to issue a onetime approval for all self-contained composting toilets requiring a Plumbing Code determination by the Board of***



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Health, and no fee required, and seconded by Lynne Brodeur, motion made unanimous by Leslie E.J. McKinley.

Director's Report - No action required

- Department of Public Health inquiry about the Dartmouth Middle School
- Granite City Crushing/Map 163, Lots 56 & 57 and Map 52 Lot 9
- Swine Keeping and Agricultural Feed and Feeding Practices Regulations
- Police Station update

➤ ***No further action required by the Board of Health at this time.***

Betterment Policy/1 Meadow Shores - proposed house addition with active septic system betterment- Mr. Michaud explained to the Board the past practices when there is an existing betterment on the home and the owner is proposing additions to the home before the betterment is paid off. In this situation, the home was sold and the new owner assumed the betterment through the transfer of title, and is proposing on doing some work to the home which requires the Board of Health sign off.

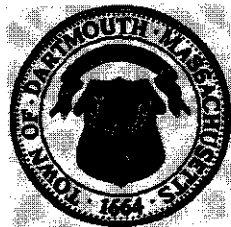
The Board discussed the betterment and procedures at length and the Board will allow the renovations and additions they are currently proposing to the existing home. Going forward the Board would like to see something on the Betterment Agreement between the Board of Health and owner letting the applicant know that the betterment will need to be paid off before any Board approved of cosmetic or convenience additions.

- ***Lynne Brodeur motioned that going forward the Board of Health will require in the document of the Agreement between the Town of Dartmouth Board of Health and the Owner of Certain Real Property Pursuant to Massachusetts General Laws Chapter 111, Section 127B ½ AND Notice of Betterment Assessment it state that the Betterment will need to be paid in full prior to any Board of Health sign-offs, and seconded by Thomas W. Hardman, motion made unanimous by Leslie E.J. McKinley.***

2015 Flu vaccine disbursements- Mr. Michaud notified the Board that he has only asked for thirty doses of vaccine for next year. The thirty doses of vaccine can only be used for those under the age of 19 regardless of insurance. This year the Board of Health only used ninety-seven doses of vaccine out of two hundred and sixty.

- ***No action required by the Board at this time.***

Site Inspection Field Report - Guest Establishment Compliance with Occupancy Limitation- The Board members discussed the Guest Establishment inspection report done by Health and Sanitary Inspector, Courtney Cohen. Inspections were conducted by Courtney Cohen, Health on April 2, 2015.



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The inspection revealed that Groveland Motel, Inc. dba Dartmouth Motor Inn and Moby Dick Motel, Inc. have patrons at their establishment longer than 28-days, which is a violation of the Guest Establishment Regulations.

- ***Thomas W. Hardman motioned to have the owner of Groveland Motel, Inc. dba Dartmouth Motor Inn and Moby Dick Motel, Inc. to meet with the Board at their next meeting, on Wednesday, May 13, 2015, and seconded by Lynne Brodeur, motion made unanimous by Leslie E.J. McKinley.***

Installer's Bonding - discussion- Mr. Michaud explained the Board of Health has always required bonding for sewage disposal installers. Mr. Michaud has never encountered a situation where the permittee's bonding was needed to fulfill an obligation.

- ***Thomas W. Hardman motioned the Board of Health no longer needs to require bonding for installers, and seconded by Lynne Brodeur, motion made unanimous by Leslie E.J. McKinley.***

Animal Permit request Kelly Cunha and Kevin Costa/28 Cypress Drive - 4 chickens- The Board members perused the animal permit application and noted that the Assistant Animal Control Officer, Stacy Rebelo found there to be no issues.

- ***Thomas W. Hardman motioned to issued Kelly Cunha and Kevin Costa an animal permit for four chickens and no roosters, and seconded by Lynne Brodeur, motion made unanimous by Leslie E.J. McKinley.***

Lessons in legal liability MHOA Seminar - Legal Liability- This document was included for informational purposes only.

- ***No action required by the Board at this time.***

78 Gidley Town Road - Residential garage alteration to office space and change of use impacts on septic system- Mr. Michaud explained Mr. Neves came into the Board of Health for a building permit sign-off for a residential garage alteration to office space. The Board discussed the design of the sewage disposal system, current space, and reviewed the applicants proposed plan. It was the consensus of the Board to require the Mr. Neves to have his attorney draw up a deed restriction, and forward to the Board for approval. It was also suggested that Mr. Neves provide a locus or exhibit of the building and septic system to accompany the deed restriction.

- ***Thomas W. Hardman motioned to have a deed restriction prepared by Mr. Neves attorney limiting this structure to office use only. Prior to the recording of the deed restriction, a locus plan or exhibit to accompany the deed restriction will need to be submitted for approval by this Board, and seconded by Lynne Brodeur, motion made unanimous by Leslie E.J. McKinley.***



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Monthly Rabies Report - March 1 to March 31, 2015- This document was included for informational purposes only.

- **No action required by the Board at this time.**

Brandon Woods Home Care of Dartmouth/Dartmouth Public Health Statistics March 2015- The Board perused the Brandon Woods Home Care of Dartmouth March Statistics. Mr. Michaud advised the Board that our Public Health Nurse Jillian Corbean will be leaving Brandon Woods Home Care of Dartmouth as of May 4, 2015. Mr. Michaud has spoken with Terry Larson who has interviews scheduled with some registered nurses. However, Ms. Larson proposed using licensed practical nurses as interim nurses once Jillian Corbean leaves until a new registered nurse is hired. Mr. Michaud has reviewed the contract which states that the Town's Public Health nursing must be performed by registered nurses.

- **Lynne Brodeur motioned that Brandon Woods Home Care of Dartmouth will need to provide a registered nurse for public health nursing and seconded by Thomas W. Hardman, motion made unanimous by Leslie E.J. McKinley.**

Complaint log from 03/26/2015- 04/24/2015 - Complaints were reviewed by the Board.

- **No action required by the Board at this time.**

Discussion for any item not know 48 hours in advance -

- **Nothing at this time.**

Board Signatures- The Board members signed a bill from CSB Enterprises LLC for the installation of a sewage disposal system using betterment funding at 529 Horseneck Road, and an Order of Betterment Assessment for 529 Horseneck Road.

At 8:40 P.M. Leslie E.J. McKinley, Chair entertained a motion to close the regular Board of Health Meeting. Roll call vote -Thomas W. Hardman - yes; Lynne Brodeur - yes; and Leslie E.J. McKinley-yes.

Respectfully submitted,

Donna Farias
Administrative Clerk