



TOWN OF EASTHAM

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MINUTES EASTHAM BOARD OF HEALTH WORKSHOP THURSDAY, August 20, 2015 AT 2:00PM

Present: Dr. Joanna Buffington, Dr. Martin Haspel, Chair, Vicky Anderson, Jane Crowley, Susan Barker

Absent: Glenn Olson

I. CORRESPONDENCE & OTHER INFORMATION

- Discussion of the Mullin Rule
 - Steven Wasby came before the Board of Health to explain this rule and to ask for support of this rule being implemented.
 - The Mullin Rule is defined as follows:
 - Section 23D. (a) Notwithstanding any general or special law to the contrary, upon municipal acceptance of this section for 1 or more types of adjudicatory hearings, a member of any municipal board, committee or commission when holding an adjudicatory hearing shall not be disqualified from voting in the matter solely due to that member's absence from no more than a single session of the hearing at which testimony or other evidence is received. Before any such vote, the member shall certify in writing that he has examined all evidence received at the missed session, which evidence shall include an audio or video recording of the missed session or a transcript thereof. The written certification shall be part of the record of the hearing. Nothing in this section shall change, replace, negate or otherwise supersede applicable quorum requirements.
 - (b) By ordinance or by-law, a city or town may adopt minimum additional requirements for attendance at scheduled board, committee, and commission hearings under this section.
 - Steven Wasby would like the implementation of this rule to be brought before the Board of Selectmen.
 - This rule allows a person who did not attend a meeting, in which a topic was continued, to discuss this topic at a future meeting. Without this rule a Board member would not be allowed to join the discussion or vote on a particular case unless they had attended all prior meetings in which the topic was discussed.
 - It was explained to Steven by the Board of Health that this rule may not be needed for the Board of Health since they generally continue a case in its entirety and do not generally begin discussion on a case then continue it.

- Steven Wasby explained that this rule may be needed in the future. He also explained that it would be nice for all of the Boards to have the same guidelines and rules for meetings.

Vicky Anderson Motioned to express support for the Mullin Rule Section 23D.

Joanna Buffington Seconded the motion

3-0 Vote

II. OTHER BUSINESS

- **Re-Organization**
 - The Board decided to continue the Re-Organization until Pat Larivere is a member of the Board of Health.
- **Approval of May Minutes**
 - The Board of Health wished to make a few changes to the minutes before they are approved.
- **N-Star/ EverSource**
 - The Eastham Board of Health has never been in favor of the spraying of the power lines.
 - EverSource claims that they are unaware of the well locations within 100' of the spraying area but we have provided them with GPS locations of all the wells within 100' of the spraying area.
 - In the past we have written letters to Nstar expressing the Board of Health discomfort with the spraying of the power lines. Jane has asked the Board of Health to decide if they would like to take action on this subject.
- **Discussion of December meeting date change**
 - The Board of Health decided to change their December meeting to December 10th at 3:00pm in the Earl Mountain Room.
 - They will also hold a December workshop later in the month if necessary.

Vicky Anderson motioned to adjourn the meeting at 2:45 pm

Dr. Joanna Buffington seconded this motion

Mark V. Hupel 11/19/15