

**BOARD OF HEALTH**  
**TOWN HALL**  
**334 MAIN STREET**  
**THURSDAY, NOVEMBER 3, 2011**  
**7:30 P.M.**

**PRESENT: RONALD MAJDALANY, CHAIRMAN**  
**CLAUDIA RYAN**  
**FREDERICK CONFORTI**

The meeting was called to order at 7:30 p.m.

1. **APPROVAL OF MINUTES:**

A. Minutes of the October 6, 2011 Meeting.

**MOTION:** Ms. Ryan to approve.

**SECOND:** Dr. Majdalany (Stepped down as Chairman)

**VOTE:** 2-0

2. **SPECIAL PERMITS:**

A. Recommendation to the Zoning Board of Appeals on the Special Permit Application submitted by Thomas Kleinman and Sara Blexrud to construct an 18' x 12.6' addition on the west side of the existing house at 32 Sumner Street, Great Barrington, MA (Discussion/Vote) Attorney Susan Smith was present to explain the application for special permit. Ms. Smith advised that it is a prior nonconforming structure located within the setback on the west side. The plan of the addition which measures 18' x 12.6' starts at 19.2 feet from the west boundary. If it had started at 20' the Building Inspector could have issued a building permit. Ms. Smith said it is going to be a room with no plumbing or a bathroom or kitchen, just a bedroom. She noted that if it met the dimensional requirements for the property, a special permit would not be needed.

**MOTION:** Ms. Ryan that the Board of Health makes no recommendation to the Zoning Board of Appeals as there are no health issues.

**SECOND:** Dr. Conforti

**VOTE:** 3-0

3. **TWO TOBACCO COMPLIANCE CHECK VIOLATIONS:**

A. Getty Mart #9348

B. Gorham & Norton

Mark advised on October 14, 2011 both Gorham & Norton and Getty Mart made tobacco sales to a 17 year old male. They have both been sent letters and made aware of the violation. Mark noted in the past the Board fined the clerk and not the establishment because the business has provided a certified clerk. The Board agreed that just fining the clerk seemed appropriate.

4. **AGENT REPORT:**

Locke is finishing up on the second round of food inspections. He is now just focusing on the trouble places. A total of 357 food establishment inspections have been done since January 2011, some places repeatedly. These inspections include the farmers markets and weekend events.

5. **OLD BUSINESS:**

A. Berkshire Public Health Alliance Update: Mark advised he will be attending a meeting on November 10<sup>th</sup> and will provide an update at the next meeting. He advised that November 18, 2011 is the deadline for the grant submission. It was noted that 11 applicants were awarded planning grants and only 5 will be awarded implementation grants.

B. Choke saving Classes: Mark advised that Berkshire County Boards of Health and Fairview Hospital will provide classes on choke saving. The classes are planned to be sometime between Thanksgiving and Christmas. Mark said he would have the dates before the next meeting.

C. Conflict of Interest/Ethics Training. This was on the agenda just as a reminder to complete the training on line.

6. **NEW BUSINESS:**

A. FY13 Board of Health Budget: Mark advised that the FY13 budgets are required to be level funded. Mark said he reduced the supply and beach testing accounts and added money to the contracted services account to compensate for the VNA increase. Dr. Conforti advised he would like to review the VNA contract. Mark advised that he contacts them every year to obtain a quote. He noted that this year the Visiting Nurse contract may exceed the \$5,000 procurement threshold. It was noted that if the alliance receives the grant, the first thing they would do is hire a public health nurse which would eliminate the VNA Service for approximately two years. That way the Board could write the contract. Mark said he would have a final budget at the next meeting.

There will be an all Boards and Committees meeting on November 14, 2011 to discuss the Town Charter.

The Town Manager asked the licensing departments, building, fire and health to have an open house on Tuesday, November 15, 2011 for anybody who may have questions on a permit renewal for 2012.

Respectfully submitted,



Carolyn Wichmann  
Secretary