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MILLBURY, MASS.

MINUTES

BOARD OF HEALTH

Date: January 23, 2013

PRESENT: Armand White, James Morin, Judy O'Connor, Julie Vanarsdalen, Karyn Johnson

ABSENT: Derek Brindisi

Guests: Cynthia Paquin, Carol Kane, Bob Sanft, representing X-tra Mart
David Wnukowski, Elaine Wnukowski, Brian Wnukowski, represent Lenny's Liquors
Joe Coggins, citizen
Kathryn O'Connell, citizen
Greg D'Agostino
Fadi El-Massih, representing Riverside Mart
D.J. Wilson, representing MA Municipal Association

Meeting was called to order at 7:00 P.M. by Armand White. First order of business was the public hearing on tobacco regulations. Judy O'Connor read the public notice citing MA General Law. Armand stated all speakers will go through the chair, and no decision will be made this night.

Karyn Johnson read the proposed amendments.

Bob Sanft stated opposition to the single cigar regulation citing he has 13 employees, it would have a negative impact on business as public will go to another town to purchase not only their single cigar but whatever else they intended to buy. Agrees minors should not have access, however, the adult purchasers and tobacco vendors will be punished. The amendment would force people to buy more tobacco products, not less. Asked the board to delete cigar sales regulation.

Fadi El-Massih asked what the board is trying to establish. You can still sell the cigars but only in four packs. You will be forcing people to go to other towns. He will lose business because he can sell a four pack of cigars but not a single cigar. Many people want to buy only one cigar.

Brian Wnukowski stated the board is still allowing them to sell cigars so what's the point in the amendment. You will be able to buy a single cigar for \$2.50 but not a cigar that costs \$2.49. He is opposed to the single cigar amendment.

Carol Kane asked if this amendment is coming from the Millbury Board of Health or is this input from another town. Armand stated the amendment was in conjunction with our coalition with the City of Worcester Tobacco Collaborative. D.J. Wilson stated the data from Baltimore and Boston showing minors are smoking more cigars than cigarettes. This amendment has helped cut down cigar smoking by minors in these cities.

Joe Coggins stated Millbury businesses have been very generous to the town with their donations to the Lions Club, Little League, Pop Warner Football, etc. He said the board should rethink and relook this bylaw. There is no epidemic of minors breaking the law, stating enforce the laws we have, not add more. Millbury is a bedroom community, let's not hurt the small business.

Jim Morin clarified the City of Worcester and Millbury is part of a coalition all working together.

Judy O'Connor stated the coalition has been informational to Millbury as they make recommendations and proposals, however, the final decisions are made by the Millbury Board of Health.

Armand also stated the City of Worcester is very informative and has been a tremendous help to Millbury and these are proposals only and yes, the board wants your input.

Karyn Johnson stated Millbury has been a member of the WRTCC for a number of years. They provide enforcement, education and technical support. Millbury is not exempt from violators. Armand asked if anyone had anything else to say or ask, hearing none, he stated six people spoke and six people were opposed to stop the sale of single cigars. He thanked all for coming and closed the public hearing at 7:30 P.M. January 23, 2013.

Minutes: A motion to accept the January 9, 2013 minutes was made by Jim Morin. Seconded by Judy O'Connor. Vote unanimous.

Office Update: There were no office updates.

Vouchers: There were no vouchers to be signed.

Health Agent Report: Julie Vanarsdalen reported inspections are going well and complaints are minimal.

Jim Morin stated he received two complaints regarding the Laundromat on Elm Street not having hot water. Julie V. stated she could check with them. Julie M. stated past complaints were referred to the state, as the state permits them and inspects them. She recommended Julie V. check with Derek on that issue.

Jim Morin stated on Sunday, January 20, 2013 at 8:30 P.M. he closed the restaurant, Red Robin, due to back ups in all bathrooms. He made this decision as a health agent and not a manager.


Old Business: Judy O'Connor stated she drives by Brierly Pond daily and the sign for not feeding the geese/ducks has not be moved from Goretti's to Brierly Pond. Discussion held and the board asked that a letter be sent to DPW director Rob McNeil for the sign to be relocated early spring.

Other Business:

A motion to adjourn at 8:00 P.M. was made by Jim Morin. Seconded by Judy O'Connor. Vote unanimous.

Minutes approved:

Armand White 

James Morin 

Judith O'Connor 