



BOARD OF HEALTH

# TOWN OF WESTBOROUGH MASSACHUSETTS

FORBES MUNICIPAL BUILDING  
45 WEST MAIN STREET, SUITE 25  
WESTBOROUGH, MA 01581-1916

TEL. (508) 366-3045  
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## MONTHLY MEETING

Tuesday

June 16, 2009  
Forbes Municipal Bldg., Room 24  
5:30 p.m.

## AGENDA

1. Minutes of Meeting (5/19/09)
2. Director's Report (5/09)
3. Sanitarian's Report (5/09)
4. Health Inspector's Report (5/09)

### **New Business**

- A. Appointment of New Chairman
5. Director's Issues
6. Adjourn



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## Minutes of Board of Health Meeting June 16, 2009

The regular Board of Health meeting was held on Tuesday, June 16, 2009, in room 24 in the Forbes Municipal Building. The meeting was called to order at 5:30 p.m. by Chairman Federici. Those present were Member Ehrlich, Director McNulty, Sanitarian Baccari, and Inspector Gilchrist. Member Reh was absent. Bills and payroll were signed.

Minutes of meeting held on May 19, 2009, were reviewed and approved.

Director's report was discussed and approved.

Sanitarian's report was discussed and approved.

Health Inspector's report was discussed and approved.

### **NEW BUSINESS**

#### **Appointment of New Chairman**

It was mutually agreed upon by the Board for Chairman Priscilla Federici to remain as Chairman until the September meeting.

### **DIRECTOR'S ISSUES**

#### **Update on 11 Bowman Street**

After having made some improvements last fall, progress in cleaning up the property slowed down over the winter. The homeowner is currently hospitalized with numerous long-term health issues. Neighbors are upset over the lack of progress and have contacted some of the selectmen and the Board of Health. According to a family friend, the homeowner, who has Parkinson's Disease, was hospitalized in April with an infection. After the infection has been successfully treated, he is scheduled for a knee replacement. Following the surgery, the homeowner will be in rehab for several weeks.

According to Town Counsel, Director McNulty said he has two options. First option: he can go back to court and have the court find the homeowner in contempt and have the homeowner fined for every day that he doesn't clean up the property. Second option: obtain a clean lien order from the court on the property. Town Counsel could draft an order/motion for the court to use. The Town would have to pay for a lien on the property to clean it up. The BOH doesn't have money in its budget for that. The Town Manager recommended the Board request a reserve fund transfer from the Finance Committee. Director McNulty said it appears that the only recourse is for the Town to do the clean up.

Pictures of the yard were distributed. Last fall, the court approved a list of items to be removed from the property.

Because of the extenuating circumstances and before any legal action is taken, Member Ehrlich wants the homeowner to be notified of the Town's intentions.

Chairman Federici commented that maybe a group of volunteers could help.


Director McNulty said the homeowner does not want to part with the junk. A few years ago, the Building Department obtained a court order to have several unregistered vehicles removed from the property. A towing company towed away all the vehicles, only to have the homeowner pay the towing company the towing charges and he got all the vehicles back. Because of that, Director McNulty said the court order has to say "clean and dispose of". The junk has to disappear and not come back.

**A motion was made by Member Ehrlich for the Board to proceed with the necessary legal procedures to get the yard picked up. Chairman Federici seconded the motion; the vote was unanimous.**

Director McNulty has been asked to attend the School Committee's meeting scheduled for June 17, 2009. As more cases of influenza A H1N1 are identified, the committee is seeking guidance in enforcing the seven-day exclusion policy issued by the MDPH and CDC. The policy states any student or staff should be promptly sent home and stay out of school for at least 7 days, even if their symptoms resolve. Some parents have challenged the policy. Director McNulty informed the Board that summer camps (both day and residential) will also be involved with the exclusion.

There being no further business, the meeting adjourned 6:15 p.m.

The next regular meeting will be on July 21, 2009

Respectfully submitted,  
  
Kathleen Smith  
Administrative Assistant