

Board of Health Meeting Minutes

May 15, 2014

Present: Rich Maccagnano, Karen McManamon, and Ann McCobb. Eric Dickinson absent.
Karen called the meeting to order at 7:15 p.m.

Public Comment

None

Approval of Minutes

Approval of the May 1, 2014 minutes was deferred to the next meeting.

Approval of Bills

The following bills were approved and signed:

Century Health Systems	\$195.00
Westcott Site Services	\$190.00
MHOA – Job posting	\$75.00

Compliance officer: Brian Moran handed out the new contract for the Covanta Compliance Officer. The contract is with Fay, Spofford & Thorndike since Norfolk Ram was acquired by them. The rate increased \$20/hour to \$160/hour. The total sum remained capped at \$16,500. In 2013 the total bills didn't exceed \$5,000. Rich asked that the words "not to exceed" were inserted after the "Total Sum" value.

Brian made and initialed the corrections, and 2 copies were marked "original."

The Board and Brian discussed the waste banned material problem. Covanta just came back into compliance after an incidence with clean gypsum board on the tipping floor. The DEP is tightening the requirements and the transfer stations say they can't meet the new requirements. This problem doesn't fall in the scope of Brian's compliance officer job, but Brian will continue to report the exceedances in his compliance report to the Board. Brown & Caldwell is the 3rd party waste banned inspector for Covanta. Brian plans on becoming a waste ban inspector.

Motion: Rich motioned to accept the Compliance Officer contract for FY 2015 as initialed. Karen seconded and it pass unanimously.

Brian told the Board that he could help with any soil testing, plan review or inspections as needed with Ann's retirement. And he has qualified people with lower rates. The Board thanked him for his offer.

Health Director's Report

Beach Testing: Ann gave the Board a PowerPoint hand-out from a training session she attended on beach testing and camps. The State is proposing a change to how boards of health handle bacteria exceedances and beach closings. In the past, exceedances required the beach to be

closed, new samples be taken and tested before the beach could be reopened days later. Most of the time the retest comes back negative. After the June 9th hearing a new method may be in effect giving the local boards more “wobble room” should they adopt the proposed method.

Camps applications are due 90 days prior to the camp, but no one does this. Ann sent letters to the 6 camps from last year to get the process started. Some of the applications can't be completed before the campers sign up, but some of the 12 policies can be reviewed now.

Beneficial Use Determination for street sweeping reuse by Highway: Paul LeBeau reviewed the Kleinfelder proposal for \$16,500 to do the required testing and application. He said the earliest the funds could be secured would be at the October Town Meeting.

Rich asked Ann to send a letter to Steve at Kleinfelder thanking him for his efforts and that we have no problem with the contract, but the funding will need to wait for the fall town meeting. The letter should copy Paul and selectmen including Jay Leary. Jay could write the article for the October Town Meeting warrant.

Rich felt it was appropriate to have the testing contract come through the BOH since the DEP will come back to the BOH if there is a problem.

Bond releases: New construction projects need final grade inspections, but mid-winter projects can't get loam and seed. So the developers are allowed to leave a bond with the town treasurer with a requirement to complete the final grade by a specified date, usually June 15th. This year 8 bond agreements were issued, mainly for Mohawk Path. Ann will close all 8 before June 30th.

There are bond releases from 2004 to 2006 that have not been released. The owner took out the bonds and the properties were sold to new owners. It is cumbersome for Treasurer, Mary Bousquet to continue to hold these monies since it has been over 8 years. Ann asked the Board for a determination.

Motion: Karen motioned that all bonds older than 8 years to be determined to belong to the town. Rich seconded and it passed unanimously.

High School Concession Stand: Board asked for update. To date, a list of engineers was requested and given to Bobby Kadra for the School Business Manager.

Food Inspector Len Izzo did inspections. He recommended the proposed food code be tabled until the Health Department job changes were squared away. The Board concurred. Ann will write a letter to the food establishments regarding the unattended pre-opening bread delivery issue.

Crestview Pool: The accessory building built last year was determined not to be big enough to accommodate the bathrooms, and a new building is anticipated to be ready in 6 weeks. Until then, the pool will not be opened.

Finance Committee: BOH has funding deficit in the Professional Services line item and additional legal services from Town Counsel are planned through the end of June. Michelle Zeamer, our Finance Committee liaison, will be informed.

Counsel Meetings: Upcoming meetings with Town Counsel Bill Mayer are planned on June 5th. On June 11th Bill will meet with all parties relative to 41 Pleasant Street. The Litigation control conference is scheduled for July 10th.

Town Meeting: The town Clerk certified the town meeting action on the BOH FY '15 budget and revolving account. A copy was given to the Board.

Testing for Proposed Senior Living at Brooksmont Farm: Matt Leidner, Civil Design Group engineer, is planning to file for soil tests. Ann determined the testing fee to be \$605 per site visit, per location. There will be further discussion about choosing a soil evaluator to observe tests on behalf of the Board. The application fee would need to go into an escrow account when we get the application and site plan.

Complaints: Three complaints are on-going: 10 Colonial Way, 536 Norfolk Street, neither a health issue; 46 Curve Street, dumpster is on site but trash is overflowing with bags on the driveway; house is vacant, some progress is being made. Rich stated that the Bertucci's dumpster routinely overflows on the ground and the gates are left open.

New England Emulsions: Ann did a site visit with DEP's John Staples and Michelle Delmarre. N.E. Emulsions owner Mark Gabriel, assistant Dewey Mann, and consultant John Lavin joined the inspection. They reconfirmed that all the most objectionable activities were moved to Deerfield. The odor appeared to be coming from the 2 vents on the big tanks (#19 & 20) in front where asphalt cement is loaded into trucks. Michelle asked if John could get creative to figure out how to install charcoal filters to mitigate the odor.

The weather and wind direction affects the odor.

There was a brush burning smell and it turned out to be next door at Superior Pallet. Owner Keith Knowles was observed burning pallets in an open barrel. Michelle will follow-up with Chief Mike Cassidy and do enforcement. Michelle said the junk and broken stuff left around the property at Superior Pallet was an issue for the Building Inspector so the BOH made no notation.

Town Meeting: The two lots on Chamberlain that were to be transferred during Town Meeting were postponed indefinitely. Water Department process to clean pipes was also postponed indefinitely.

Health Agent Job Description: The Board reviewed the Health Agent job description. They added "part-time" to the advertisement and made the food inspections optional in the job description. It is finalized and ready to post.

Tobacco Youth Access Regulation was reviewed with the e-cigarette modification sent from the attorney. A copy of the much longer State sample regulation was distributed.

Metrowest Grants issued were reviewed. The High School received funding to serve mental health needs. The BOH reviews each grant offerings and find that most require that projects be sustainable.

Board Member Comment

None

Rich Maccagnano motioned to adjourn the meeting. Karen seconded, and passed unanimously.

Respectfully submitted:

Ann Adams, Health Department Clerk

Approval Date: 7-17-14