

**CITY OF NEWBURYPORT
DEPARTMENT OF PUBLIC HEALTH
MEETING**

Name of Committee Meeting:

BOARD OF HEALTH

Date of Meeting: November 6, 2008

LOCATION: Lower Level

City Hall 7:00pm

7:00PM

Call to Order

Minutes from previous meeting, September 8, 2008

NEW BUSINESS

- 1. Solid Waste / Recycling Contract**
- 2. MRC**
- 3. New Ventures / Crow Lane Update**
- 4. Famous Pizza**
- 5. Vessels/ Ships Food Service**
- 6. 182 Storey Avenue – Mr. Gerald Moynahan**
- 7. Hiller Property**
- 8. 24 Kent Street**

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ATTENDANCE:

ROBIN BLAIR O.D.
SUSAN BELUK M.D.
PATRICIA LAWRENCE, R.N.
JOHN W. MORRIS

BOARD OF HEALTH, CHAIRPERSON
BOARD OF HEALTH
BOARD OF HEALTH
DIRECTOR PUBLIC HEALTH

MEETING WAS CALLED TO ORDER AT 7:08PM

***SUSAN BELUK M.D. MADE A MOTION TO APPROVE THE MINUTES OF SEPTEMBER 18, 2008 AS WRITTEN.
SECONDED BY ROBIN BLAIR O.D., SO VOTED UNANIMOUSLY.***

BOARD OF HEALTH BUSINESS

SOLID WASTE / RECYCLING CONTRACT:

Jack Morris, Director of Public Health expressed his appreciation and gratitude for all those that worked diligently on the solid waste and recycling contract since November 2007; Molly Ettenborough, Newburyport Recycling Coordinator, Sharon Kishida, from the Massachusetts Department of Environmental Protection and Kendra Amaral, Chief Administrative Assistant to Mayor Thatcher Kezer of Amesbury.

Mr. Morris briefly reviewed all points of interest previously discussed with the Board, pertaining to the package provided by vendors. This contract will allow the communities to plan ahead, realize savings, move into single stream automated recycling, and it is anticipated that an extension of the contract would stabilize the cost of services for approximately 10 years since the cost of implementing automated recycling will be amortized in the first 4 ½ year contract.

In addition, Mr. Morris advised the Board that the Newburyport City Council voted to extend the expiration date. The contract once voted on will be entered into on the first day of January 2009 with an expiration date of June 30, 2013. In conjunctions with these contracts, an educational campaign will commence which will be paid by the vendor.

Susan Beluk M.D. motioned to accept Mello Disposal, Wheelabrator and IPR. Robin Blair O.D., Chairperson 2nd the motion.

MRC: Medical Reserve Corps: Mr. Morris advised the Board for various reasons he would like to join the MRC located in Topsfield. Patricia Lawrence R.N. and Robin Blair O.D. approved.

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NEW VENTURES LLC UPDATE:

Mr. Morris updated the Board on the status of the Crow Lane Landfill Facility. All three Board members agreed that this is a nightmare that needs to be put to an end as soon as possible. It's a rollercoaster of litigation. Mr. Morris stated that negotiations and attempts at reconciliation seem to go nowhere with Mr. William Thibeault, President of New Ventures, LLC. Mr. Morris will update the Board of any changes to the Crow Lane Landfill Facility.

MEETING CALENDAR/2009: The Board of Health meeting schedule for 2009 was distributed and dates approved at this time by all members.

FAMOUS PIZZA:

Mr. Morris updated the Board regarding the status of Famous Pizza. As recent as November 5, 2008 Famous Pizza had 5 "Critical Violations". According to Mr. Morris, It appears that the increased inspections have not motivated the owner to realize how "Critical" this situation is.

Susan Beluk M.D. was amazed that the owner, "still does not get it". He does not understand the severity of the matter. Doctor Beluk recommended to the remaining members of the Board that a "Hearing" is in order and advised Mr. Morris to contact the owner of Famous Pizza to come in at our next Board of Health meeting scheduled for December 18, 2008.

Mr. Morris feels that a plan should be in place prior to the December meeting with Famous Pizza. Mr. Morris suggested possibly revoking his license, administrative probation, a fine or a combination. Mr. Morris will present a case history over the past 4 years of inspections for the Board's review. Based on the information submitted at that time further determination will be made about what other actions may be necessary.

VESSELS / SHIPS – FOOD SERVICE: Mr. Morris advised the Board that he has been working on this issue for over two (2) years whether or not to inspect/permit, ships/vessels on the water that prepare and sell food. Mr. Morris advised the Board that a letter was written to The Department of Public Health regarding this matter. Mr. Michael Moore, R.S., Local Health and Food Safety Coordinator, Bureau of Environmental Health, Food Protection Program replied on September 17, 2008 stating the definition for "Food Establishment" in FC 1-201.10(B)(31) does not contain an exemption for boats, so it can be argued that MGL Ch 111, s. 127A grants the Board of Health the authority to rule that the Food Code applies to vessels that serve food. Susan Beluk M.D. stated that we should consider vessels/ships as mobile food vendors and inspect/permit as such. Remaining members of the Board agree. Patricia Lawrence R.N. wanted to know if the Federal Food Code superceded other codes.

182 STOREY AVENUE: Mr. Morris advised the Board that he would be scheduling a "Hearing" with the owner advising him to attend the next Board of Health meeting, December 18, 2008.

HILLER PROPERTY: Mr. Morris advised the Board that the barn and the house have both been demolished. Progress is taking place. Also, a State appointed attorney has taken over the property.

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24 KENT STREET: Mr. Morris advised the Board that a home visit took place with Roseann Robillard, Council on Aging, November 5, 2008. Mr. Morris will keep the Board posted as to the status of this location.

Dr. Susan Beluk made a motion to adjourn, seconded by Patricia Lawrence R.N.

Meeting adjourned: 8:10pm