

Board of Health
Meeting Minutes
April 17, 2019 – 7:00 P.M.
Ashland Town Hall, 101 Main Street, Ashland, MA
Meeting Room B/C

Jon Fetherston, Chairman
Diane Mortensen, Vice Chairperson
Mark Oram, Agent/Director

Chris Daniele, Clerk
Ronald Etskovitz, Member
Koduvayur Narayana, Member

Members Present:

Jon Fetherston, Diane Mortensen, Ronald Etskovitz

Members Absent:

Chris Daniele
Koduvayur Narayana

Others Present:

Mark Oram, Health Agent/Director
Laura Clifford, Administrative Secretary
Elliot Brown, Tobacco Compliance Officer
Melissa Evans, Assistant to Elliot Brown
Bill Bruce, Regional Manager, Global Partners, Alltown Ashland
Thom Crook, Manager, Shaw's
Joseph Gaied, Current Owner, Ashland Pizza Palace
Jon Gergos, Prospective Owner, Ashland Pizza Palace
Monir Fakhouri, Prospective Owner, Ashland Pizza Palace

Call to Order

Mr. Fetherston called the meeting to order at 7:01 PM and announced that the meeting was being audio recorded.

Citizen's Participation

None.

Shaw's, April 6, 2019, sale of tobacco to a minor (Newport Menthol Gold)

Thom Crook, Store Manager of Shaw's, explained the steps that have been taken since the sale of menthol cigarettes to a minor, these include a mandatory sign-off sheet for all cashiers and reinforcing the Regulations with the employees. Also, the cashier must now have the customer service manager bring over the cigarettes from the locked case and verify that the cashier has checked the ID. Shaw's did sell twice in 2015, but has not failed a compliance check since that time. Mr. Oram noted that he is planning to go out in September to review the new Regulations with all of the tobacco vendors, the new Regulations will be in effect on January 1, 2020. Mr. Oram noted that a non-criminal disposition ticket was issued for \$300; if there is another sale within three years, they will lose their tobacco sales permit for 14 days.

Alltown Ashland, April 6, 2019, sale of tobacco to a minor (Electronic nicotine delivery product – JUUL)

Bill Bruce, Regional Manager of Alltown, indicated they have terminated the associate who sold the JUUL product based on their store policy; since this occurred, they are now asking to see ID's for all customers. Board Members were surprised that this hasn't been their policy all along, and strongly stressed that they should help set their employees up for success through proper training. Mr. Oram said the Regulations should be kept in a binder and that all employees must read and sign a statement acknowledging they have read the Regulations, per Section E(2) of the Regulations. Alltown has been issued a non-criminal disposition for \$300. Mr. Oram noted that he will be setting up mandatory tobacco training sessions soon.

Ashland Pizza Palace, new owner, request for waiver to Fats, Oils and Grease Management for exterior grease interceptor

Mr. Oram explained that the Fats, Oils and Grease Management Regulations require that when there is a transfer of business or ownership, an external grease trap must be installed, unless they seek a waiver from the Board. The Board reviewed the waiver request from the proposed owners, Jon Gergos and Monir Fakhouri. Mr. Fakhouri discussed their restaurant experience and the mandatory training they received on maintenance of interior grease traps. Mr. Fakhouri noted that they will use only disposable paper products and they have a company they use to dispose of the grease and to clean the grease trap. Mr. Oram noted that there is an issue with the location of the handwash sink; Joseph Gaied, current owner, noted that the sink will be relocated prior to the sale. Ms. Mortensen made a motion to approve the fats, oils and grease waiver request for Ashland Pizza Palace. Mr. Etskovitz seconded the motion. The motion was approved 3-0.

Health Agent's Report

Budget FY19/FY20 updates

Mr. Oram reviewed the budget and noted it is in good order and is where it should be. \$2,500 was transferred from Contracted Services line to the Nursing budget. The Board discussed the meeting with the Town Manager, Michael Herbert, and noted it was a helpful discussion. Mr. Oram discussed the \$6,000 overage invoiced from ATC, the previous landfill contractor. Mr. Oram noted he has requested a detailed invoice from ATC; Ms. Mortensen suggested the contract be reviewed by Town Counsel.

On-Call Coverage for April 22 – 30, 2019

Mr. Oram noted he will be out from April 22-30; during his absence, the on-call personnel, Tom Ryder and Steve Ward, will be available. Mr. Fetherston noted that over the weekend he and Mr. Narayana responded to a call regarding a water leak at Mill Pond; Mr. Oram said that the issue regarding the bathtub has been repaired. Mr. Oram noted the State has not responded to Mr. Narayana's question regarding the number of bathtubs required for the number of Mill Pond residents. Mr. Oram noted that he, the Building Commissioner and the Plumbing Inspector met with the new Administrator of Mill Pond last week; they are working to correct all remaining issues.

Review of Minutes for April 2, 2019

Ms. Mortensen made a motion to approve the minutes from April 2, 2019. Mr. Etskovitz seconded the motion. The motion was approved 3-0.

Discuss Future Agenda Topics and Meeting Dates

Mr. Fetherston noted that at the time of the next Nyanza Advisory Committee Meeting, May 9th, he will no longer be a Member of the Board of Health, or the Board of Health appointed Member; Board Members had previously discussed their intention to appoint Ms. Mortensen and agreed to have this on the next

agenda, May 7th. Ed Hart has also requested to come back before the Board regarding Pest Management Regulations, and Mike Gurnick will be updating the Board on the Medical Reserve Corps.

Adjournment

Mr. Fetherston made a motion to adjourn. Mr. Etskovitz seconded the motion. The motion was approved 3-0. The meeting adjourned at 8:06 PM.

ASHLAND BOARD OF HEALTH
DOCUMENTS REVIEWED AT THE 4/17/2019 MEETING
(All items stored in the Board of Health files unless otherwise noted)

1. Violation Report, Sale of Tobacco to a Minor, Alltown
2. Violation Report, Sale of Tobacco to a Minor, Shaw's
3. Letter/Waiver Request from Jon Gergos, new owner of Ashland Pizza Palace
4. FY19 YTD Budget
5. Draft Meeting Minutes – 4/2/2019
6. Audio Recording of the meeting is available