

Board of Health  
Meeting Minutes  
October 2, 2018 – 7:00 P.M.  
Ashland Town Hall, 101 Main Street, Ashland, MA  
Selectmen’s Meeting Room

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

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

**Members Present:**

Jon Fetherston, Chris Daniele, Ronald Etskovitz and Koduvayur Narayana

**Members Absent:**

Diane Mortensen

**Others Present:**

Mark Oram, Health Agent / Director  
Laura Clifford, Administrative Secretary  
Amy Turncliff, Resident, Decisions at Every Turn, Co-Chair

**Call to Order**

Mr. Fetherston called the meeting to order at 7:02 p.m. and announced that the meeting was being recorded by WACA-TV.

**Citizen’s Participation**

None.

Mr. Fetherston suggested the Board make a motion to move the Review of Ashland Regulations Restricting the Sale of Tobacco Products to the top of the agenda, due to Amy Turncliff’s attendance to join the discussion of this topic. Mr. Narayana made a motion that Item 9 be taken up first. Mr. Etskovitz seconded the motion. The motion was approved 4-0.

**Review of Town of Ashland Regulations Restricting the Sale of Tobacco Products**

Mr. Fetherston explained that this topic was put on the agenda after a recent Board of Health meeting, at which the Board of Health granted the new owner of Marathon Mobil a waiver from the Tobacco Regulation Section E 11**(b)**; the Board agreed to do a full review of the Regulation.

Ms. Turncliff discussed the continued funding Decisions at Every Turn (DAET) has recently received and noted that they would be happy to join the Board of Health in weighing in on an assessment of the Tobacco Regulations. Ms. Turncliff discussed the differences of vaping/juuling, how the devices are used and how the companies are advertising; the Board agreed it is a big problem. Ms. Turncliff discussed Ashland being a leader in reducing tobacco use, particularly in youth.

Chris Daniele distributed copies of the Tobacco Sales Regulations containing edits he had made; he reviewed the suggested changes, including the Statement of Purpose, and discussed updating the links and references. Mr. Daniele also discussed updating the language in the definitions, as well as revisiting Section

E 11(b), and possibly increasing the penalties (**Section P 1**). Mr. Oram noted that under **MGL**, Section 21D, noncriminal disposition, the fine cannot exceed \$300, but the Board may wish to speak to **legislators** about changing this, or may use the criminal process. Mr. Daniele discussed tobacco vendors having a TIPS–like certification for tobacco. The Board discussed inviting Attorney Cheryl Sbarra to a future meeting during a public hearing; Mr. Fetherston suggested Town Counsel also attend. Discussion continued regarding the 500 foot buffer zone referenced in Section E 11(b), and a possible condition to the waiver, as well as store front advertising and signage in the buffer zone.

Mr. Fetherston suggested that after the juuling and vaping seminar, the Board meet with DAET on November 20<sup>th</sup>, and possibly the DPH Attorney and Town Counsel, to continue the discussion and continue the review of the Tobacco Sales Regulations. Ms. Turncliff will forward any new or relevant information to the Board. The Board thanked Ms. Turncliff for her partnership.

#### **Shaw’s Supermarket, update**

Mr. Oram reported that on September 28<sup>th</sup>, Tom Curran went back out to Shaw’s; the violations had been corrected and they were in compliance. A situation like this can be avoided by having continuous inspections and training; Mr. Oram noted that having the backing of a strong Board has also been helpful. Mr. Narayana suggested increasing frequency of inspections of the larger facilities; Mr. Oram noted that this may require an increase in permit fees.

#### **Mill Pond Rest Home, update**

Mr. Fetherston drafted a letter to Mill Pond Rest Home which was shared with the Board; the letter will be mailed via Certified Mail tomorrow. Mr. Oram noted that the Fire Chief is waiting for the sprinkler system to be completely repaired; Mr. Fetherston asked that the Board be updated on this.

#### **Discuss Upcoming Juuling/Vaping Seminar (November 1, 2018)**

Mr. Daniele noted that everything is in place for the seminar and would like an idea of numbers to help MassBay set up for the event. Mr. Fetherston noted that we are hoping WACA-TV will be able to record the seminar. Mr. Oram discussed the panelists, to possibly include Ashland, Framingham and Natick school resource officers, and the school nurse. Mr. Daniele noted it would be helpful to determine if Mary Cole will need any technology/equipment, Mr. Fetherston would like to make sure beverages are provided.

#### **Board of Health to appoint Liaison to Nyanza Advisory Committee**

Mr. Fetherston explained that the Nyanza Advisory Committee was created two years ago to include a Member from the Board of Health and Conservation, and three at-large Members. The Board of Health needs to appoint a Member tonight. Mr. Daniele made a motion to appoint Jon Fetherston as liaison to the Nyanza Advisory Committee. Mr. Narayana seconded the motion. The motion was approved 4-0. Mr. Oram is working to coordinate a tour of Nyanza in the spring. Mr. Fetherston suggested the Nyanza Committee come to a future Board of Health meeting to make a presentation.

#### **Review of Board Member Goals**

Board Members agreed that with the Food Code update, Juuling/Vaping Seminar, and other items, they are on a good path, and agreed it may be time to look at going back to update FinCom.

#### **Health Agent’s Report**

##### **Restaurant openings updates: Bagel Table, Noodle City, Marathon Mobil, Dulce D’Leche**

Mr. Oram discussed the opening of Bagel Table on Thursday, October 4<sup>th</sup>; Noodle City to take over Burger City in mid-October; Marathon Mobil **opened on** Monday, October 1st; Dulce D’Leche is planning to open a

large manufacturing type warehouse, to later include seating; they are still working on their plans. The Board discussed a brew pub currently going through Planning.

**Employee / Elderly Flu Clinic to be offered by Rite Aid on October 23, 2018**

Nancy Cleary, Public Health Nurse, will be here with Rite Aid to conduct a flu clinic, no one has contacted us as of yet to sign up.

Mr. Narayana noted that November 13<sup>th</sup> there will be a Dementia Friendly Kick-Off Event, invitations will go out soon. And Karen Spilka will host a Health and Wellness seminar at Keefe Tech on October 27<sup>th</sup>.

Mr. Fetherston noted that the Metrowest Region of Commerce is partnering with the Charles River Rotary Club to sponsor a narcan business meeting on October 30<sup>th</sup>, inviting hotels and large businesses to let them know narcan is available, free of charge.

**Review of Minutes, September 25, 2018**

Mr. Narayana made an edit to the minutes regarding the Food Code Update presentation. Mr. Narayana then made a motion to approve the minutes as amended. Mr. Daniele seconded the motion. The motion was approved 4-0.

**Discuss Future Agenda Topics and Meeting Dates**

The Board agreed the next meeting date will be October 16<sup>th</sup>, items to discuss: the 2013 Food Code and Mill Pond Rest Home, and final discussions on Juuling and Vaping prior to the November 1<sup>st</sup> seminar. November 20<sup>th</sup> will be the meeting with DAET to discuss Tobacco Regulations. December meeting dates: December 4<sup>th</sup> and December 18<sup>th</sup>.

**Adjournment**

Mr. Narayana made a motion to adjourn. Mr. Etskovitz seconded the motion. The motion was approved. The meeting adjourned at 8:45 PM.

ASHLAND BOARD OF HEALTH  
DOCUMENTS REVIEWED AT THE 10/2/2018 MEETING  
(All items stored in the Board of Health files unless otherwise noted)

1. Edits to the Tobacco Sales Regulations submitted by Chris Daniele
2. Letter to Mill Pond, drafted by Jon Fetherston
3. Food Inspection Report – Shaw’s Supermarket
4. Juuling / Vaping Seminar Flyer
5. September 25, 2018 Draft Minutes
6. Audio Recording of the meeting is available