

The regular meeting of the Board of Health was held on Tuesday, April 24, 2018. Timothy J. Fontaine, Chairman, Elinor Kelliher, M.D., Secretary and Carolyn Rogowski, Member were present. The meeting was called to order at 4:03 p.m. by Mr. Fontaine.

Payroll schedules and bills were signed as approved by Board members. Dr. Kelliher will come to the office on Mondays to verify hours are correct and sign payroll worksheets. Minutes of the March 27, 2018 and April 3, 2018 meetings were read by Board members. Motion made by Dr. Kelliher to accept the March 27th and April 3rd minutes as written, with Mr. Fontaine seconding the motion.

Kapinos-Mazur Funeral Director application was reviewed by Board members and license will be issued.

Human Resources Department Request for Classification and/or Rate Change for Ms. Messer was unanimously approved and signed by Mr. Fontaine.

The inspection report from Health Inspector Andrew DaCruz for International Produce was reviewed by Board Members. The Retail Food Permit and Health Inspection Report Request for International Produce LLC from the Department of Public Health was signed by Mr. Fontaine and all required documents will be forwarded to the Department of Public Health.

Director of Nurses Cheryl Messer, BSN came in to discuss the following items with Board members:

- Card boxes for nurses' patient cards have been purchased, handed out to the nurses and must be kept in Clinic.
- Volunteer Training meeting with Lois Luniewicz from MRC is scheduled for May 30, 2018. Volunteers are beginning to RSVP. A questionnaire is being prepared.
- 911 Training – Stop the Bleed – tourniquet training is not being provided free for volunteers. The cost for 45 people is \$1,100.00. Ms. Messer informed the Board that the Pioneer Valley Planning Commission approved and is paying for the training which will be held on July 31, 2018 from 6:00 – 8:30 p.m. at Town Hall. The training will be by reservation only with only 45 slots.
- Ms. Rogowski inquired about when the employee handbook would be complete. Board members discussed the uniform policy for the nurses. Ms. Messer will finish drafting policy.
- Board members reviewed 24 Trauma brochure provided by Ms. Messer.
- Dr. Kelliher gave Ms. Messer resources for addiction and mental health.
- Information was given to Stephanie Bozigian-Merrick for MOU's for group homes in town.
- Contract has been signed with Health South/ A.J. Donais with an MOU for emergency preparedness.

Dr. Kelliher brought to the attention of the Board that there is a soft serve sign at Uncle Bob's General Store on East Street inquiring if they have a frozen dessert license. Mr. Fontaine will

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speak to the manager, inform them the machine needs to be sanitized and tested and give them 24 hours to come to the office to fill out the application.

Dr. Kelliher inquired about eggs being sold on West Street as well as honey in town. Board members discussed that agricultural areas, farm stands selling eggs are not under the purview of the Board and honey sold from a home requires no special permits or inspection.

Septic Inspector Mike Pietras and property owner Mark Pafumi came in to discuss a well variance for 598 Alden Street with the Board. The variance is requesting to lessen the setback to the roadway per the regulations from 25 to 20; and the property line from 10 to 6. The reason is the septic system has one spot that it can possibly fit. The existing well and septic system are not even 30 feet apart. Mr. Pafumi did notify the abutters and brought in the certified receipts but informed the Board that it was not advertised in the newspaper. Chris Sorenson of 602 Alden Street was also in attendance. Mr. Sorenson reviewed the location of the well and indicated he had no opposition. Mr. Sorenson did inquire what would be done to control runoff water. Mr. Pietras asked him if he would be averse to a stone trench drain to stop any additional runoff. Mr. Sorenson advised the Board that the septic for 603 Alden Street is in the front of the property. The Board would like verification from John Kopinsky, Engineer, as to the location of the septic at 603 Alden Street as well as a note made that a trench drain will be added for runoff. Mr. Pietras will discuss this with Mr. Kopinsky. The Board feels the certified mailing to all 8 abutters is sufficient and advertisement in the newspaper is not necessary. The hearing has been continued to the May 8, 2018 meeting at 4:00 p.m.

Septic Inspector Mike Pietras did advise Board members that he would like to renew his contract for one additional year. He also asked the Board if they would be interested in using the electronic system currently being used by the Building Department for septic plans. Mr. Pietras will get more information for the Board from the Building Inspector, Justin Larivee.

Mr. Fontaine informed the Board about a power outage that occurred at Big Y, 433 Center Street on Sunday, April 15, 2018. Power was off for almost 2 hours as the back-up generator did not kick in. Board members reviewed the timeline sent by Maggie D'Amour, Store Director. The store did remain open during the outage but was only allowed to sell dry goods. Refrigerated cases were not opened, and temperatures were monitored throughout the outage with an infrared thermometer. The pharmacist did verify that the medication/vaccine fridge was within normal range.

Health Inspector Andrew DaCruz came in to meet with the Board. Health Inspector Tim Mendes was not present. Board members discussed that regular inspections need to be done. Mr. DaCruz mentioned to Board members that during an inspection of Oscar's Pizza it was observed that there is now a full commercial kitchen upstairs which is not part of Oscar's. Mr. Fontaine will speak to the Building Inspector and to Oscar's. The Board discussed with Mr. DaCruz new badges and Dr. Kelliher showed him one that was made for her by the IT

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Department at Town Hall. Another letter will be sent to Tim Mendes requesting he attend the May 8, 2018 meeting at 5:00 p.m.

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Board members reviewed a complaint received regarding chickens at 529 Chapin Street. Ms. Rogowski did inspect, saw a chicken coop, but no chickens. Photographs received showing chickens on the property at 83 Parkview Street were reviewed by Board members. A letter will be sent to the owner of 529 Chapin Street asking them to come to the next meeting scheduled for May 8, 2018 at 4:30 p.m.

Mr. Fontaine received a call on Thursday, April 19, 2018 regarding the sprinkler system at Burger King, 419 Center Street. He was met there by the Fire Department who informed Burger King to close until the sprinkler system was repaired. Mr. Fontaine also instructed them that all food was to be thrown out. Ms. Rogowski received a call that the sprinkler system was repaired, and the Fire Department had approved and allowed them to reopen. During Ms. Rogowski's inspection, they were in the process of cleaning and sanitizing all equipment and approval to reopen was given by her when the sanitation process was complete.

A Foodborne Illness Complaint from Gung Ho, 305 Center Street received on April 6, 2018 was reviewed by Board Members. Complainants did not seek medical attention and no test was done of food consumed. No other complaints were received. Health Inspector Andrew DaCruz did perform a routine inspection on March 4, 2018 showing no violations.

Board members reviewed an email received from Septic Inspector Mike Pietras regarding a complaint of a septic breakout at 1248 Center Street. Mr. Pietras did discuss his opinion on the suspected problem causing the breakout with the designer and the installer. The installer did coordinate repair of the control panel and performed an operational test reporting all appeared to be working properly. Mr. Pietras has calendared a follow-up review for one month. Mr. Pietras then had a further conversation with the installer who informed him of additional issues at the property. Mr. Pietras and/or the Board will be contacted with a proposed repair.

Mr. Fontaine spoke with the manager at Pride regarding the tobacco violation of pricing cigars below regulation rules and the manager was given a copy of the regulations. She was going to forward the information to her district manager. Mr. Fontaine informed her that this needs to be corrected, that there will be compliance checks and fines involved.

Ms. Rogowski made a motion for an executive session to discuss personnel, seconded by Dr. Kelliher. Executive session has been scheduled for the May 22, 2018 meeting from 4:00–4:30 p.m.

Dr. Kelliher discussed tobacco compliance with Board members. She reviewed the appropriate signage that needs to be posted and discussed as tobacco permit applications are received inspections can begin. Dr. Kelliher also shared an email received from Aimee Petrosky, the

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Director of Public Health in East Longmeadow outlining what the tobacco grant covers. Mr. Fontaine signed the Participating Municipality Agreement. Mr. Fontaine brought to the attention of the Board that the Unity Athletic Club has a tobacco vending machine. Per the tobacco regulations, all vending machines containing tobacco products are prohibited. A letter will be sent to the Unity Club asking them to remove the tobacco vending machine.

Dr. Kelliher brought in fliers and discussed with Board members the Ludlow CARES event on Monday, April 30, 2018 at 7:00 p.m. – Protecting Childhood Sexual Safety. Fliers were mailed to all homes with children between the ages of 4 and 17, advertised on cable access TV, the Register and Mass Live. The speaker is from Stop It Now! which uses a public health model to prevent child sex abuse. Stop It Now! runs training for youth service organizations to increase awareness and create safe environments for children. The event will have a variety of tables available with resources for families. Prevention tools will be offered.

Correspondence from the Department of Environmental Protection to Ludlow Country Club regarding a release of gasoline was reviewed by Board members.

Correspondence from Sheriff Nicholas Cocchi regarding the corrective action responses and plans of action in response to the facility inspection at the Hampden County Jail and House of Correction was reviewed by Board members.

Correspondence from the Barnstable County Lyme/Tickborne Diseases Task Force regarding the Tick-borne Disease Symposium held November 2017 was reviewed by Board members.

Water test for Lot 12, Maria's Way was reviewed and approved by Board members. Department of Inspectional Services will be notified of the approval.

Housing inspection for 126 East Street submitted by Health Inspector Andrew DaCruz was reviewed by Board members. Heat and hot water were repaired. A violation letter will be sent to the owner informing him he has 14 days to correct the remaining violations.

The Reorganization of the following Boards were reviewed by Board members:

- **Board of Public Works**
 - Thomas Haluch, Chairman
 - Barry Linton, Vice-Chairman
 - Guilherme Rodrigues, Member
 - Alex Simao, Member
 - Stephen Santos, Member

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- **Planning Board**
 - Joseph Queiroga, Chairman
 - Raymond Phoenix, Vice Chairman
 - Kathleen Houle, Secretary
 - Christopher Coelho, Member
 - Ralph Quiterio, Member
 - John Pedro, Associate Member
- **Recreation Commission**
 - Sean McBride, Chairman
 - Jason Martins, Vice Chairman
 - Don Cameron, Member
- **School Committee**
 - Dr. Michael J. Kelliher, Chairman
 - James P. Harrington, Vice Chairman
 - Jeff Laing, Secretary
 - Charles T. Mullin, Member
 - Jacob R. Oliveira, Member
- **Zoning Board of Appeals**
 - Anthony Jarvis, Chairman
 - Paul Zielinski, Vice Chairman
 - Kathleen Bernardo, Member
 - Manny Lopes, Member
 - Joseph Wlodyka, Member
 - Alan Aubin, Alternate member
- **Library Trustees**
 - Chris Davis, Chairperson
 - Robert Mishol, Vice Chair
 - Elaine Karalekas, Secretary
- **Board of Assessors**
 - Beverly Barry, Chairman
 - Tony Rosa, Clerk
 - Michael O'Rourke, Member
- **Board of Selectmen**
 - Manuel Silva, Chairman
 - Derek DeBarge, Vice Chair
 - Carmina Fernandes, Member
 - Brian Mannix, Member
 - William Rooney, Member

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- **Conservation Commission**
Jason Martowski, Chairman
Penny Lebel, Vice Chairman
Angela Tierney, Secretary
Steven Hicks, Member
Scott Urban, Member

Ludlow Community Center March 2018 Pool Reports were reviewed by Board members.

Food Establishment Inspection Reports submitted by Health Inspector Andrew DaCruz were reviewed by Board members.

Water samples taken on April 2, 2018 from Lupa Zoo which is located at 68 Nash Hill Road and submitted by Quabbin Analytical Laboratory were reviewed by Board members.

The following samples taken on March 4th and submitted by Morrell Associates were reviewed by Board members:

- Burger King #4224, 419 Center Street – Vanilla ice cream showed a Standard plate count/g of 9,700 and a Coliform/g count of < 1 EHSCC.
- McDonald's #6099, 420 Center Street – Vanilla milk shake showed a Standard plate count/g of 5,500 and a Coliform/g count of < 1 EHSCC; Vanilla ice cream showed a Standard plate count/g of < 250 EPAC and a Coliform/g count of < 1 EHSCC.
- McDonald's #3174, Milepost 60, MA Turnpike East – Vanilla milk shake showed a Standard plate count/g of < 250 EPAC and a Coliform/g count of < 1 EHSCC; Vanilla ice cream showed a Standard plate count/g of < 250 EPAC and a Coliform/g count of < 1 EHSCC.

The following Food Recalls were reviewed by Board members:

- Recall of Certain Lots of Izzy's Maple Nut Ice Cream Due to Undeclared Peanuts
- FDA Orders Mandatory Recall of Kratom Products Due to Risk of Salmonella
- Global Commodities Corporation Recalls Buenas Grated Coconut due to Possible Health Risk
- Aspire Food Group Issues Alert on Undeclared Sulfites in Exo Bars
- Independent Nutrition, Inc Issues Allergy Alert on Undeclared Milk in Ignite Pre-Workout Supplement Products
- Club 13 Recalls Kratom Maeng Da Red Powder and Capsules Because of Possible Health Risk

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- Cut Fruit Express, Inc. Announces A Voluntary Recall of Fresh Bruschetta Mixed and Dips Because of Undeclared Soy and Milk
 - Bob's Red Mill Natural Foods, Inc. Voluntarily Recalls Organic Amaranth Flour (22 Oz.) Because of Possible Health Risk
 - Advocare Issues Allergy Alert in Select Bottles of Muscle Strength and Nighttime Recovery Product Because of Undeclared Milk Allergen on The Label
 - Stewart's Shops Issues Allergy Alert on Pint Chocolate Peanut Butter Cup Ice Cream
 - Nine Whole Foods Market Stores Issues Voluntary Recall for Explorateur French Triple Crème Cheese Due to Possible Health Risk
 - Premier Pharmacy Labs Issues Voluntary Nationwide Recall of Specific Sterile Injectable Products Lots Due to a Potential Lack of Sterility Assurance
 - Cookwell & Company Issues Allergy Alert for Undeclared Soy, Wheat and Fish Allergen in Charred Tomato & Basil Sauce with a "Best By" Date of "10 Nov 18"
 - 'Rhino 69 Extreme 50000' Recalled due to Presence of Active Ingredient 'Tadalafil'
 - Guixens Food Group Issues Allergy Alert on Undeclared Sulfites in La Marinera Brand Dried Yellow Potatoes
 - Seacrest Foods Recalls l'Explorateur Soft Ripened Cheese Due to Possible Health Risk
 - Rose Acre Farms Recalls Shell Eggs Due to Possible Health Risk
 - Urgent: Voluntary Product Recall of Vuse Vibe Power Units
 - K9 Natural Ltd Voluntarily Recalls K9 Natural Frozen Chicken Feast Raw Pet Food 2.2lb and 11lb Bags Because of Possible Listeria Monocytogenes
 - Vitakraft Sun Seed Recalls of Sunseed Vita Prima Sugar Glider Food Due to Possible Salmonella Health Risk
 - Epic Products, LLC, Issues Voluntary Nationwide Recall of All Lots of Euphoric Capsules Due to Presence of Undeclared Sildenafil and Tadalafil
 - World's Best Cheese Recalls l'Explorateur Soft Ripened Cheese Due to Possible Health Risk
 - Viable Solutions, LLC Recalls Certain Kratom-Containing Powder Products Because of Possible Health Risk
 - TruPet LLC Recalls Boost Me Mighty Meaty Beef Topper Meal Enhancer Because of Possible Salmonella Contamination
 - Superior Foods Company Voluntarily Recalls 487 lbs. of Smoked Salmon Spreads
 - Nutrizone Recalls Various Lots of Multiple Dietary Supplements Because of Possible Salmonella Health Risk
 - Eatly USA Issues Allergy Alert on Undeclared Walnuts in Artichoke Spread
 - OC Raw Dog, LLC RECALLS one lot of Chicken, Fish & Produce BECAUSE OF POSSIBLE HEALTH RISK
 - Voluntary Recall Notice of Happy Harvest Canned Spinach Due to Potential Undeclared Peanut Allergen from Product Mislabeling
 - Ziegenfelder Company Recalls Certain Ice Pops for Possible Health Risk

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Septic pumping reports submitted by Clean Septics were reviewed by Board members.

The following Legal Notices submitted by the Planning Board were reviewed and approved by Board members:

- Site Sketch regarding Antonio Martins, 679 Moore Street (Assessors Map 33, Parcel 55) to allow the expansion of the subject building.
- Site Plan regarding Pauldin, LLC (c/o Dinis Baltazar), 12 Carmelinas Circle (Assessors' Map 26 – Parcel 9B) to utilize the property as a contractor's yard.

The following Special Permits granted by the Planning Board were reviewed by Board members:

- Jonathon Rodrigues, 85 Mclean Parkway for a Home Office – trucking company (Jonny's Trucking).
- Dawn Hebert, 844 Center Street for Home Office – graphic and website designer (Dawn Creative Company).

Change of Occupancy submitted by the Planning Board for Marsia Nogueira, 687 East Street for The Beauty Studio Boutique, Inc. at 393 East Street was reviewed by Board members.

Letter submitted by Justin Larivee, Department of Inspectional Services requesting demolition of 786 Poole Street was reviewed by Board members.

April 3, 2018 and April 17, 2018 NACCHO Connect (National Association of County and City Health Officials) were read by Board members.

April 2018 issue of Public Health Dispatch submitted by National Association of County & City Health Officials (NACCHO) was read by Board members.

Motion made by Ms. Rogowski to adjourn the meeting with Mr. Fontaine seconding the motion. All in favor 2-0.

Meeting adjourned at 5:58 p.m.

Respectfully submitted,



Elinor Kelliher, M.D.
Secretary

EK/sl