

**CITY OF SALEM  
BOARD OF HEALTH  
MEETING MINUTES  
September 8, 2015**

**MEMBERS PRESENT:** Dr. Shama Alam, Chair, Mark Danderson, Janet Greene, Paul Kirby, & Dr. Danielle Ledoux

**OTHERS PRESENT:** Suzanne Doty, Public Health Nurse, Council Liaison Councilor Beth Gerard, Heather Lyons-Paul Clerk of the Board, Larry Ramdin, Heath Agent, Mr. Robert Carp & Mr. Samir Patel

**TOPIC**

**DISCUSSION/ACTION**

**1. Call to Order**

7:20pm

**2. Minutes of Last Meeting  
(July 14, 2015)**

**P. Kirby motioned to accept the minutes with corrections.  
M. Danderson 2<sup>nd</sup> All in Favor. Motion Passed**

**3. Chairperson Announcements**

Paul Kirby and Dr. Alam met with the Mayor to discuss keeping communication open for topics that may be relevant to the Board.

**P Kirby motioned to take the agenda item 5 out of order. D Ledoux 2<sup>nd</sup> all in favor**

**4. Monthly Reports-Updates**

**A. Public Health Nurse's Report**

Copy available at the BOH office

**B. Health Agent's Report**

\*Transfer Station at this time has is no impact on this department besides setting up a rodent control plan.  
\*Proposed Hotel on Essex Street Mall is currently in preliminary discussions.  
Copy available at the BOH office

**C. Administrative Report**

Copy available at the BOH office

**D. City Council Liaison Updates**

**J. Greene motioned to accept the reports. D. Ledoux 2<sup>nd</sup> All in favor**

\*Dr. Jeremy Schiller has been nominated to the Board. His appointment will be considered at the next City Council meeting.  
\*No further activity by the legislature on the bill that will reduce the Board from 7 to 5. The bill was positively reported out by the Joint Public Health Committee and is in the Joint Health Care Finance Committee. No hearing date has been scheduled  
\*Councilor Gerard attended an inspection by the DEP. K & C Auto Body was inspected because of numerous odor complaints

from a neighbor on Franklin St Ct. DEP inspector asked the business to use their equipment during the inspection. No odors were noticed during the inspection. Minor violations not related to odors were observed.

## 5. Tobacco Hearings

### A. Bunghole Liquors Appeal of the 7 day suspension

#### Bunghole Liquors 204 Derby Street

Mr. Robert Carp owner of Bunghole Liquors has requested the Board reconsider the 7 day suspension. He has paid the \$200 violation at the meeting and is not disputing that the sale was made. He informed the Board that he is an attorney and a former law professor. Mr. Carp has questions about all the facts that lead to the violation and is asking for more transparency of the process. He has requested more information about the minor who purchased the cigarettes from his store. That request should be sent to Joyce Redford, Director of The North Shore/Cape Ann Alcohol and Tobacco Policy Program.

**D. Ledoux motioned that we rule on this today and we uphold the 7 day suspension and \$200 violation for Bunghole Liquors tobacco permit on September 20, 2015 to September 26, 2015. 2<sup>nd</sup> M. Danderson All in Favor**

Mr. Carp asked for transcription of the recording, a copy of recording, list of attendees, and a copy of the minutes. He will be filing an appeal in superior court and will provide a notice of deposition. Copies will be supplied within a 10 day period in accordance with the Freedom of Information Act and Open Meeting Law. Deposition and scheduling will be handled with the City Solicitors office. Mr. Carp then asked for more time between now and the suspension so he can have time to prepare for the appeal. P. Kirby suggested we amend the motion to a later date.

**J. Greene motioned to amend to move the suspension dates another week out from September 27, 2015 to October 3, 2015. P. Kirby 2<sup>nd</sup> Discussion All in favor**

### B. Nicole's Mini Market Appeal of 1<sup>st</sup> violation

#### Nicole's Mini Market Essex Street

Mr. Samir Patel owner of Nicole's Mini Market asked the Board to reconsider this 1<sup>st</sup> violation. His business has had no previous violations. Owner has purchased a system that will not allow the cashier to enter a tobacco product without scanning an ID for proof of age. All employees were trained on this.

**M. Danderson motioned to deny the request based on the regulations governing the violations of the sale of tobacco to minors. P. Kirby 2<sup>nd</sup> All in favor**

Dr. Alam expressed questions and concern on the FDA pilot program for tobacco inspections and impact on local violations.

The Board would like to discuss this program with Joyce Redford to further understand the impact to local violations at the October meeting and to also understand the compliance program further.

The Board discussed whether to empower the Health Agent to set the suspension dates for the 2<sup>nd</sup> and 3<sup>rd</sup> tobacco violations that have not filed an appeal.

J. Greene indicated that she would like to continue hearing from the business owners about the impact the suspensions will have on their business.

The Board was in agreement that this discussion will be delayed to a future meeting when they are more prepared to make an informed decision.

Training for businesses by the North Shore/Cape Ann Alcohol and Tobacco program has been scheduled for September 23, 2015 and businesses have been notified by mail. The Board requested to be notified of the training date.

## **6. Opiate Discussion**

Overdoses have increased over the past few months. The issue is predominant among the white non-Hispanic community. L. Ramdin will be ordering 2 copies of the “Anonymous People” DVD. Screenings will be set up for the schools and for the community. J. Green suggested we contact the YMCA Ames Hall to check on availability for the community viewings. Dr. Alam requested that the Board be notified of the screening dates once available.

## **7. Healthcare Round Table Update**

M. Danderson attended the meeting and summarized for the Board. The urgent care department will be closing at Union Hospital and expanded at Spaulding building as part of the NSMC. A mental health care and addiction center will be added. M. Danderson asked at the roundtable meeting about their emergency preparedness planning. There are impacts to their current plan and changes are being made.

## **8. Shared Kitchen**

**M. Danderson motioned to table this topic until the November meeting. P. Kirby 2<sup>nd</sup> All in favor**

## **9. Protocol for Evaluating Health Agent**

**P. Kirby motioned to table this topic until the November meeting J. Greene 2<sup>nd</sup> All in favor**

## **10. New Business / Scheduling of future agenda items**

\*Invite Joyce Redford to talk about NSCAATPP  
\*The request for Salem Grill Z Chicken’s revocation of their tobacco permit will be scheduled for the October meeting.

\* The shared kitchen topic will be scheduled for the November meeting

\*The process for evaluating Health Agent will be scheduled for the November meeting

**11. MEETING ADJOURNED:**

**P. Kirby motioned to adjourn the meeting. M. Danderson  
2<sup>nd</sup>**

**All in favor**

10:00pm

Respectfully submitted,

Heather Lyons-Paul  
Clerk of the Board

*Next regularly scheduled meeting is October 13, 2015 at 7pm  
At City Hall Annex, 120 Washington Street, Room 313 Salem.*