

HOLLAND BOARD OF HEALTH-- Minutes

MEETING DATE: Thursday 3-26-2015

MEMBERS IN ATTENDANCE: Dana Manning, Dave Kowalski, Ken Ference-Chairperson

MEETING OPENED AT: 7pm

Walk-in: Chris Haller representing the Trails Committee following up on request for port-a-potty.

Question 1: Will BOH be able to put into our budget a request for a port-a-potty for trails committee?

A request was put into FinCom back in January. We are waiting on their approval of our budget, but that request as placed on our budget as a line item. Entertained prospect of making the same request a warrant article to ask the town to fund in the BOH budget, or another way to ask for funding would be by individuals collecting 10 signatures and then placing the request on the warrant to be voted on at the ATM.

Question 2: Chris Haller presented a plot plan for a trail to go in behind the community center. Well is currently located 190 feet from the building. Question: What are the rules for distance from a public water supply.

The BOH will have to research that answer.

Question 3: Is there an as built for the Community Center's Septic System? Are there restrictions?

NOTE: FILE CHECKED: THERE ARE NO PLANS ON FILE FOR 40 BRIMFIELD ROAD.

Dave Kawalski seems to think that Paul Gillis may have the file.

ACTION BY BOH: BOH will email Charlie Kaniecki at DPH and ask if there are any restrictions for the trail planning with respect to the well and the septic. DK agreed to contact Paul Gillis to see if he has the plan.

Chris McCooe—13 Lakeridge Drive. Requesting copy of Certificate of Completion/Compliance for her septic system. Certificate of Compliance provided to her. Ms. McCooe also asked about the last time her septic system was pumped. The BOH has the pumping records provided by the septic haulers. These records have not been filed for 10 years due to lack of secretarial support.

Question 3: Chris McCooe made a request for HRA to check the septic system at 70 Sturbridge Road it is overflowing.

Walk in FRED BRYANT: 24 Long Hill Road. Requesting a copy of his Certificate of Compliance. Final inspection was completed by Arthur Quinn on August 25, 2014. Mark Farrell will be contacted to request a copy of the as-built so that a COC can be issued.

FEE SCHEDULE: The changes suggested from 2 weeks ago will be reflected and brought to the next meeting.

VARIANCE PROCEDURE: Currently there is still no variance procedure.

UPDATE ON TECHNICAL ASSISTANCE: DM tried to contact Cheryl Sbarra (MAHB attorney) on Monday March 23<sup>rd</sup>. Awaiting to hear back from her with more available dates to try to schedule a meeting.

DUMP STICKERS: Dave will print once Ray Korny gives us final schedule. Ray Korny asked for pay increase from \$10 to \$11:50. This request would have needed to be submitted in January before sitting down with FinCom for budget. This would be a 15% pay increase, which may be more than the town traditionally grants. KF will take request to FinCom for consideration.

RESCHEDULING FOOD INSPECTIONS: Will follow up again with Lori McCool. Looking to schedule in early May for Elementary School, Community Center, Villa Nova Holland Market, Robert's Gas and Holland's Maine Attraction (opening in April.) (School ASAP in May.)

FOLLOW UP ON SHEPARD GATE: Pasteurization License Application received from Jennifer Poirrier. DK will bring new license to her and also **collect the two improperly issued licenses which were not issued by the board.**

FOLLOW UP HAULER INSTALLER APPLICATIONS:

RECEIVED: Pioppi check# 10414 for new application dated 3-10-2015.

RECEIVED:GB Construction service DBA for Slim and Joseph Berthiaume & sons ck# 1628 dated 3-11-2015

Permits issued:

Langevin Building and Excavation permit # 32615-3

Soper's Landscaping permit#32615-2

Ciesla Construction permit# 32615-1

Motion to accept directions for Installer. All in favor. Will retype and email to Board Clerk to post on website.

BUDGET: DK will look into ACCESS vs QUICKEN comparison.

MAIL: Ice Dam Notification filed by address 9 Davidson Road FILED BY ADDRESS

NEW BUSINESS:

17 Collette Drive (no show)

Articles for Warrant will be presented at next BOH meeting on April 9<sup>th</sup> meeting.

Discussion on Recall Petition:

DM asked if Dave wanted to start with an explanation of the recall affidavit.

DK "You're welcome to start on that because I really don't have anything to say to be honest with you."

DM "I interested to hear what you have to say because I think I already sent a letter that states what I have to say."

KF "You spoke with several people that I knew and I received phone calls when I was in Florida about it about us being involved with zoning board. This is from the letter from the ZBA.... To assessors BOH Planning board, Fire department..... ***"Any board or department that may have questions, comments or recommendations regarding a special permit application must reply by [such and such a date] per MGL 40A paragraph 11."*** So that covers that."

DK "that doesn't cover it. Zoning issues are not the purview of a BOH.

DM "You may be right.... I will never make a zoning decision. But I can comment on it per their Massachusetts General Law Chapter 41....

DK "you can't comment on it."

DM "Yes I can."

DK "You commented as a BOH"

DM "No I didn't comment as a BOH, I commented as me."

DK: "you commented as a Board of Health and you signed off on it as the BOH.

KF "It doesn't matter.... It does not matter"

KF...."allow questions or comments....(interrupted by DK...)

DK...."I don't want to argue I don't want to argue...."

KF "very underhanded... (interrupted again)

DK "I don't want to argue at all."

DM " and here is the OML complaint. There has been one filed against me and the matter is closed and it is NOT an OML violation. This is your copy (DM hands highlighted copy to DK."

KF "There you go."

DM " You have accused us of a CRIME. Official misconduct is a CRIME.

DK "Not me."

DM "Your name is on that petition."

DK "let me tell you what is going to happen.

DM "That's your copy."

DK "It doesn't matter, it doesn't matter, this is bogus. The complaint is still wide open if you don't believe me call the open board. "

KF "oh really, I've got the letter here and it says it's closed."

DK "ok, they sent you that letter in error

KF "Ok how come I haven't gotten a letter?"

Dave starts to walk out.....

KF "OK....have a nice night Dave."

DK "You're going to continue it you are going to find out you are in SERIOUS trouble."

KF "Fine"

DK Have a nice evening."

KF "You too"

Installer and Hauler checks from Soper's Landscaping, Ciesla Construction, Pioppi's, GB Constuction service DBA for Slim and Josheph Berthiaume & son organized to be turned into Treasurer.

Meeting adjourned at 21: 41 Motion to adjourn KF 2<sup>nd</sup> by DM all in favor. KF, DM (Dave Kowalski stormed out of meeting at 21:33 after threatening "You're going to continue it you are going to find out you are in SERIOUS trouble" when recall affidavit Dave Kowalski initiated was being discussed.

APPROVED  
DATE: 4-9-2015  
APPROVED BY: DM

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DK *[Handwritten signature]*