

MINUTES OF MEETING OF THE BOARD OF HEALTH

Date of Meeting: April 20, 2022
Date of Transcription: April 26, 2022
Transcribed by: Kayla Bettencourt

1. CALL MEETING TO ORDER BY CHAIRWOMAN

2. ROLL CALL

Members Present: Amy Wiegandt, M.D., Chairwoman
Catherine Phinney, R.N., Member
Lawrence Perry, Member
Kathleen Waldron, Associate Member
Jean Connaughton, Associate Member

Also Present: Patrick MacDonald, Director
Kayla Bettencourt, Department Assistant
Elias Estevez, Health Inspector
Syed, Manager-OM 5 Star (Gulf)

Not Present: Talal Ghneim, Owner-B2B Gas

3. Tobacco Violations

Mr. MacDonald stated that 2 local retailers had violations, both town regulation violations for the minimum pricing of cigars. Both retailers has violations around the same time last year.

Ms. Waldron stated that if the second violation were within 36 months, there would be a 7-day suspension.

- **B2B Gas**

Representation for B2B Gas was not present.

MOTION: Ms. Phinney motioned that in the case of a second tobacco violation within 36 months of the date of the current violation, a fine of \$300.00 and their product sales permit will be suspended for 7 consecutive days with a stipulation that the person in charge of the

store come before the board at the next meeting to explain what they have done. Mr. Perry Seconded.

VOTE: 3-0-0 (Unanimous)

- **OM 5 Star (Gulf)**

Dr. Amy mentioned that the violation was submitted on March 8, 2022.

Mr. MacDonald stated that 5 Star received a violation for having a sale price of \$.99.

Dr. Amy asked if Syed was the owner.

Syed stated that he is the manager of 5 Star. He mentioned that he has hired many new employees and one did not know about the price and made an accident. That employee has been terminated. He then asked the board if he could pay a higher fine and not have a tobacco permit suspension.

Mr. MacDonald stated that the board does not have that discretion with the new regulations and the 2nd offense within 36 months requires suspension.

MOTION: Ms. Phinney motioned that the business operating as Gulf at 2537 Cranberry Highway be fined \$300.00 with a one-week suspension of selling tobacco for selling cigarettos for the price of \$.99. Mr. Perry seconded.

VOTE: 3-0-0 (Unanimous)

4. Title 5 & Water Quality Regulation Review

Mr. MacDonald mentioned inviting the Buzzards Bay Coalition and Barnstable County to the second meeting in May.

Dr. Weigandt mentioned figuring out a way to figure out who still has cesspools in town in order to get them updates since they are an automatic failure. She also suggested putting education on the town website as well as the Health Department Facebook.

Mr. Perry suggested adding a trigger for a property having a cesspool to a building permit.

The discussion will be continued to next meeting.

5. HEALTH AGENT'S REPORT

Patrick MacDonald read the Agent's report into the record, a copy of which is attached.

6. COVID-19 UPDATE

Dr. Weigant stated that there have been an increase in positive cases and the numbers are going up. If covid positive, you should call your doctor and inform them. High-risk people can get early treatment to prevent illness.

7. ANNOUNCEMENTS

None

8. APPROVAL OF PREVIOUS MINUTES

Approval of meeting minutes: March 16, 2022 and April 6, 2022.

MOTION: Ms. Phinney motioned to approve the March 16, 2022 minutes and the April 6, 2022 minutes with one correction of the present members.

VOTE: 3-0-0 (Unanimous)

9. ADJOURNMENT

MOTION: Ms. Phinney moved to adjourn at 6:08pm. Mr. Perry seconded.

VOTE: 3-0-0 (Unanimous)

Respectfully submitted
Kayla Bettencourt
Department Assistant

The foregoing minutes were submitted to the Board of Health on:

Attest: Catherine Phinney Date Signed: 9/21/2022