



BOH MEETING MINUTES 02-03-2020

Attending

Joseph Tennyson, MD, Chair

Jim Griffin, Vice Chair

Robin Williams, Member

Also, in attendance: Director John Garside, Clerk Tina Nolin, Public Health Nurse Patty Moran, Assistant Sanitarian, Nick Corcoran

Meeting called to order 6:30 pm

Reading and Approval of Minutes

- Minutes for December 9, 2019 meeting: Member Williams motioned to approve, Vice-Chair Griffin seconded the motion, Board vote was 3-0 to approve the December 9, 2019 minutes.
- Minutes for December 16, 2019 meeting: Chair Tennyson motioned to approve, Vice-Chair Griffin seconded the motion, Board vote was 2-0 to approve the December 9, 2019 minutes (Member Williams who had been absent from the meeting did not vote).

New Business

Public Hearing on the Proposed Board of Health Regulations on the Practice of Bodywork

Chair Tennyson opened the public hearing at 6:43 pm and acknowledged receipt of written comments from the following people and /or organizations:

- Andy Mathey, Shiatsu Therapist
- Kathleen Melvin, Mass Association of Reflexology
- Christine Issel, American Reflexology Certification Board
- Jim Noriega, United States Trager Association
- Misha Forrester, Feldenkrais guild of North America

Director Garside reviewed the latest changes to the draft regulations and acknowledged that some of the changes were in-part as a result of written public comments the Board had received.

The Chair then opened the floor to comments from the public. There were 25 people in attendance, 5 of whom lived or worked in Marlborough. Fifteen members of the general public including business owners and representatives of professional organizations spoke regarding the proposed regulations identifying several points of interest that they requested the Board consider before making its final vote on the regulations. Comments included:

- Suggesting that no regulations be enacted by the Board
- To allow bodyworks to operate out of a home or be conducted via in-home visits versus strictly needing to have a brick-and-mortar storefront, as the regulation is proposed, in-home visits would only be allowed if clients are homebound as a documented by a healthcare professional

- Remove the mandate for practitioners to have vaccinations
- Regulations should be at the state level
- There are too many modalities under the bodyworks umbrella for proper permitting to occur
- While commendable in purpose, such regulation will not lead to a reduction in human trafficking or prostitution
- Requests for low permit application fees if regulations are adopted

Speakers were Rev. Doreen Noble, Ann Fish, Alison Chapman, Dawn Skoglund, Carol Bedrosian, Clark Reddick, Margo Roman, Kathleen Melvin, Mary McAlister, Susan Goldfischer, Jordan Bain, Deborah Fox, Madison White, Sean Carey and Whitney Larson.

Chairman Tennyson stated that the Board would consider the comments heard and thanked everyone for their participation. The Chair also stated that the Board has a responsibility to regulate bodywork activities. Chair Tennyson said that a vote on the regulation would not occur this evening and motioned to close the public hearing at 8:01 pm, seconded by Member Williams, Board vote was 3-0 to approve the motion.

Monthly Reports

Director's Update

- **Staffing**

Board was informed that today was the first day of employment for the new Assistant Sanitarian, Nick Corcoran who was introduced to the Board.

Director Garside reported on feedback from Human Resources and the Mayor's office regarding the Department's staffing needs. Garside stated that there seemed to be support for the idea of reclassifying the senior clerk position to a principal clerk, with a possible start date of July FY2021. Feedback is mixed with regard to the deputy director position in lieu of the second assistant sanitarian. The issue appears to revolve primarily around the increase in funding that would be required for such a position. Director Garside asked for feedback from the Board regarding how he should proceed to fill the staff vacancy. Chairman Tennyson motioned to hold off on filling the position, and to place the position of deputy director in the FY21 department budget as the Board sees the need to obtain more experienced applicants who can decrease the learning curve, as well as provide a means for upward mobility within the department. Member Williams seconded the motion, Board vote was 3-0 in favor of the motion.

- The Board was updated on the DPH conference call concerning the Corona Virus.
- Director Garside reported that the Department had received its Controlled Substance Registration regarding the storage of Naloxone at the Library, Memorial Beach and the Council on Aging.
- The Director attended the EEE Forum conducted by DPH. The forum served as a post mortem and recommendations for the 2020 season.

- Director Garside updated the Board regarding new food inspections and permits for The Fix located at 139 Lakeside Ave (the former Allora location) and Charley's Philly Steak which opened at Solomon Pond Mall.
- Board was informed of the box truck rollover on the ramp from 495 N / 290 W on 1/22/2020. Best Mexican Foods was the owner and it resulted in the condemnation of some products due to compromised packaging or cross-contamination.

Site Plan, Subdivision and Special Permit Updates

Director Garside presented the following approved site plans to the Board:

- 157 Union Street, Women's Imagery Center at Marlborough Hospital
- 121 Bolton Street, Zoom Mart
- 19 Ash Street, Trailside Terrace residential condos

ADJOURN

Motion to adjourn the meeting at 8:54 PM was made by Member Williams, Seconded by Vice-chair Griffin, Board vote 3-0 to adjourn.

The next Board of Health meeting will be on Monday, March 9, 2020.

Respectfully submitted,



Dr. Joseph Tennyson

03/09/2020
Dated

Cc: Board of Health Members
City Council
City Clerk
City of Marlborough Website