

REGULAR MEETING OF THE OAKLAND BOARD OF HEALTH

September 8, 2008 - 7:30 p.m.

Conference Room - Municipal Building

CALL TO ORDER Meeting called to order at 7:35 PM by Mr. Beattie

ROLL CALL Mr. Beattie, Dr. Davis, Mr. Ostapczuk, Mr. Talucci, Ms. West, Ms. Wilgus – All Yes

OTHERS PRESENT Council Liaison Pasquale Pignatelli, Thomas J. Romans, Esq., and Sanitary Inspector Robert Jernick

MEETING ANNOUNCEMENT **This meeting is being held in accordance with the regulations of the Public Meetings Law, notices of which were sent to The Record, Suburban Trends and any other persons requesting same.**

REGULAR BUSINESS

MINUTES The Board reviewed the July 14, 2008 meeting minutes.

Motion of Ms. West, seconded by Ms. Wilgus, the minutes were approved.

Roll Call: Mr. Beattie, Mr. Ostapczuk, Mr. Talucci, Ms. West, Ms. Wilgus – All Yes. Dr. Davis abstained.

REPORTS The Board reviewed the following reports:

Sanitarian's Monthly Report – July & August 2008
Secretary's/Registrar's Monthly Report – July & August 2008
Bergen County Animal Control - May, June, July 2008

Motion of Dr. Davis, seconded by Mr. Ostapczuk, reports accepted.

Roll Call: Mr. Beattie, Dr. Davis, Mr. Ostapczuk, Mr. Talucci, Ms. West, Ms. Wilgus – All Yes

PAYMENT OF BILLS Motion of Ms. West, seconded by Dr. Davis, the following bills were approved:

07/01/2008 – North Jersey Media Group – The Record (Publish 7/08 BOH Meeting)	\$ 35.89
07/15/2008 – The Valley Hospital (2 nd Qtr. '08 Community Wellness Program)	\$785.08
08/01/2208 – North Jersey Media Group – Suburban Trends (Publish 7/08 BOH Meeting)	\$ 29.21
08/06/2008 – Rutgers Center for Government Services (Tuition for Registrar & Dep. Registrar to attend EDRS Overview and Certified Copy Issuance)	\$284.00
08/19/2008 – Borough of Waldwick (Five children seen at the 8/12/08 CHC)	\$115.00

Roll Call: Mr. Beattie, Dr. Davis, Mr. Ostapczuk, Mr. Talucci, Ms. West, Ms. Wilgus - All Yes

UNFINISHED BUSINESS

**CHRONIC BLOOD
SHORTAGE/WORK-
PLACE BLOOD DRIVE**

Ms. Dubowick contacted Community Blood Services and learned that the time of year when the most acute shortage occurs is in August, and choosing a date and hanging posters throughout town is all that is required to hold a drive. A decision was made by Mr. Beattie to authorize the blood drive and move it up to August. The drive was held on August 26th at the Senior Center and was opened up to the community. Twenty-three pints of blood were collected, twice what was anticipated by Community Blood Services. Mr. Beattie expressed interest in holding another blood drive in the spring.

**VALLEY PUB – FOOD
MANAGER’S COURSE**

Inspector Jernick informed the Board of a discussion he had had with Mr. Beshlian about his plans to host an in-house six-hour ServSafe Food Manager’s Course for all of his employees. The course was offered for free by the New Jersey Restaurant Assn. a significant savings over Bergen County’s 18-hour Food Manager’s Course costing \$225/person. Inspector Jernick informed Mr. Beshlian that Borough ordinance requires an 18-hour Food Manager’s Course, but Mr. Beshlian went ahead with his plans. Inspector Jernick stated that his stance on the matter is that the 18-hour course is required by Borough ordinance, therefore, the class that Mr. Beshlian took does not meet code requirements.

Additional information received from Carmine Cappuccio, the head of Food Safety at Bergen County, supports Inspector Jernick’s position. The County’s 18-Hour Course is far more comprehensive, and includes homework assignments and research, and guest lecturers are brought in to speak about a variety of pertinent subjects.

The Board decided that the ServSafe Course taken by Mr. Beshlian through the New Jersey Restaurant Assn. does not meet code requirements; therefore Mr. Beshlian will be required to take and pass the next available 18-Hour Food Manager’s Course and pay for Temporary Health Licenses in the meantime. The Board directed Ms. Dubowick to prepare a letter to Mr. Beshlian. Mr. Beattie requested that the letter be e-mailed to him for his review and approval.

Mr. Romans noted that a change could be made to the ordinance allowing for other food manager’s courses, if approved by the Board.

NAIL SALON ORDINANCE

Mr. Romans stated that he had been asked to look into the advisability of adopting an ordinance governing the licensing and inspection of nail salons. Mr. Romans prepared a report which included nail salon ordinances from other towns and regulations that the Department of Community Affairs has adopted. The state has adopted comprehensive laws and regulations governing cosmetology and hair styling which would include manicurists and nail salons. Enforcement is left to Dept. of Consumer Affairs. Mr. Romans stated the Board could conduct occasional spot checks and report the results to the Board of Cosmetology, however, Mr. Romans noted, they may not do anything with the information. Mr. Romans outlined several options the Board might wish to pursue, including publishing information on the website for consumers. Mr. Romans stated that the Board would be skating on thin ice in terms of enforcing the state regulations.

It was agreed that consumers must become their own advocates, speak up when proper sanitation procedures are not being followed and that information for the consumer should be posted on the Borough’s website.

Motion of Mr. Talucci, seconded by Ms. Wilgus the matter was tabled for the time being.

Roll Call: Mr. Beattie, Dr. Davis, Mr. Ostapczuk, Mr. Talucci, Ms. West, Ms. Wilgus – All Yes

NEW BUSINESS

JUNIOR'S PIZZA ZEYTINIA

The owner of Junior's Pizza, Sevda Darkanat, was summoned to appear before the Board for being out of compliance with the Food Manager's Course requirement and for having five consecutive conditionally satisfactory ratings. Ms. Darkanat did not appear. Ms. Darkanat was issued three summonses in conjunction with the conditionally satisfactory inspections. Mr. Beattie instructed Inspector Jernick to issue another summons to Ms. Darkanat for being out of compliance with the Food Manager's Course requirement and to serve it to her when she appears in court later in the week. Mr. Beattie stated that the reason for issuing the summons will be to communicate to Ms. Darkanat that there are consequences for not showing up at a Board of Health meeting when summoned to appear. Inspector Jernick noted that Ms. Darkanat had informed him that the establishment is being sold in two weeks.

The owners of Zeytinia were also summoned to appear before the Board for failing to certify the sushi chef and two people from the back kitchen in Food Handling since the owners appeared before the Board in February. This establishment has been operating under temporary food licenses since it opened over a year ago.

The Board discussed various options for handling these two problematic establishments and decided that a letter should be sent to the owners of both stating that if the unmet code requirements are not satisfied by December 31, 2008, their Health Licenses will not be renewed in 2009.

2009 BUDGET

The Board of Health discussed the 2009 budget. The only change the Operating Expenses budget anticipated for next year is an increase in the Waldwick Inter-local Agreement for the Child Health Conference. The downturn in the economy could increase the need for services. Ms. Dubowick indicated that this budget item may run short this year. Council Liaison Pignatelli recommended that a memo be sent to the Administrator noting the amount of the anticipated shortfall and requesting a transfer be made to this account in November.

Ms. Dubowick was directed to send a letter to Bergen County Department of Health Services requesting needed budget information prior to the budget deadline. If budget figures for contracted services have not been received by the deadline, the same increases assessed in 2008 should be used for the 2009 budget.

The Advertising line item in the OE budget should also be increased to an average of the last three years' budget appropriations in order to provide for the possibility of advertising a Septic Maintenance Ordinance.

OTHER BUSINESS

MOD POD

Ms. West asked whether a memo was sent to the Mayor and Council with the Board's recommendation on the MOD POD survey. The memo had been sent, and

Administrator Kunze is planning a meeting with Mr. Beattie, Council Liaison Pignatelli, a representative from OEM, and Ms. Dubowick to discuss what preparations are being made for a bioterrorism event.

Mr. Beattie was concerned that discussing bioterrorism preparations in a public venue, prior to finalizing an actual plan, might alarm the public. Council Liaison Pignatelli said how important it is for government to keep the public informed of bioterrorism preparations. To the contrary, he stated, knowing that government is planning and preparing for such an event gives people a sense of security.

Council Liaison Pignatelli said that under Morris County's plan for mass prophylaxis, medication will be delivered to residents, whereas Bergen County's plan calls for residents to drive to the POD. Furthermore, under Morris County's plan Lincoln Park would require 16 DWP workers to distribute medication, whereas Bergen County's plan requires nearly 90 volunteers to staff a POD where residents must drive to pick up medication. Council Liaison Pignatelli expressed concern over the confusion that could be caused by several thousand people driving to a POD as well as the potential for further spread of disease with so many people gathering in a small area.

Council Liaison Pignatelli noted that he had discussed Morris County's plan with Joanne Moriarity at Bergen County. Ms. Moriarity seemed interested in the concept, and said she will take the plan to her colleagues and report back to Council Liaison Pignatelli. It was decided, therefore, that this matter would be carried to next month's meeting.

**RATIFY DECISIONS
MADE DURING SUM-
MER ADJOURNMENT**

The Board ratified the following decisions made during summer adjournment:

- 1) Authorization to hold the Oakland Blood Drive on August 26th.
- 2) Approval of the septic plan for 25 Page Drive (new construction).
- 3) Approval of Registrar's and Deputy Registrar's attendance at Rutgers EDRS Refresher Course in November.

Roll Call: Mr. Beattie, Dr. Davis, Mr. Ostapczuk, Mr. Talucci, Ms. West, Ms. Wilgus – All Yes

ADJOURNMENT

Motion of Ms. West, seconded by Mr. Ostapczuk, the meeting was adjourned at 9:10 PM.

Roll Call: Mr. Beattie, Dr. Davis, Mr. Ostapczuk, Mr. Talucci, Ms. West, Ms. Wilgus – All Yes

APPROVED:

Ronald J. Beattie, President

ATTEST: _____
Karin Kennedy Dubowick, Secretary

DATE: _____