

**REGULAR MEETING
OF THE
OAKLAND BOARD OF HEALTH**

October 24, 2023 – Oakland Public Library 6:30pm

MINUTES

REGULAR BUSINESS

CALL TO ORDER **Time: 6:31 PM**

ROLL CALL: All Yeas - Ms. Check, Ms. Goffredo, Mr. LaForgia, Mr. Provenziale, Mr. Talucci, Mr. Tiffinger

ABSENT MEMBERS

No members were absent; however, Mr. Goodrich arrived at 6:40 PM due to a work commitment.

MOTION TO EXCUSE:

Not applicable.

OTHERS PRESENT

Council Liaison Pasquale Pignatelli, Sophy Sedarat, Esq., Chief REHS Laura Folco

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.

PUBLIC COMMENT

No public present to open Public Comments.

ADOPTION OF MINUTES

The Board reviewed the September 19, 2023, meeting minutes.

On motion of Ms. Check and Mr. LaForgia, the September 19, 2023, minutes are approved.

ROLL CALL: All Yeas – Ms. Check, Mr. LaForgia, Ms. Goffredo, Mr. Goodrich, Mr. Provenziale,
Mr. Talucci, Mr. Tiffinger

REVIEW REPORTS

The Board reviewed the following reports:

- BCDHS Public Health Nursing Activity Report, CDRSS, Audits – September
- REHS' Monthly Report – September
- Tyco Animal Control Report – September
- Secretary/Registrar's Report – September

On motion of Mr. Talucci, seconded by Mr. Provenziale, the reports are accepted.

ROLL CALL: All Yeas – Ms. Check, Mr. LaForgia, Ms. Goffredo, Mr. Goodrich, Mr. Provenziale,
Mr. Talucci, Mr. Tiffinger

PAYMENT OF BILLS

The Board reviewed the following Bills:

Services Charged to 2023 Budget:

10/1/2023 – Tyco Animal Control (Animal Control Services for September, per 2023 contract)	\$ 1,350.00
10/1/2023 – Tyco Animal Control (Animal Control Emergency Services for September, per 2023 contract)	\$ 120.00
09/29/2023 – Spatial Data Logic (Additional Seat for Board of Health – Enterprise Licensing, per 2023 contract)	\$ 1,940.00
09/25/2023 – Sophy Sedarat, Esq (3 rd Qtr BOH Legal Services, per 2023 Professional Services Contract)	\$ 731.25

On motion of Mr. Goodrich, seconded by Mr. LaForgia, the bill for Spatial Data Logic was removed.

ROLL CALL: All Yeas – Ms. Check, Mr. LaForgia, Ms. Goffredo, Mr. Goodrich, Mr. Provenzale, Mr. Talucci, Mr. Tiffinger

On motion of Mr. Goodrich, seconded by Mr. LaForgia, the remainder of the bills were ratified and approved for payment.

ROLL CALL: All Yeas – Ms. Check, Mr. LaForgia, Ms. Goffredo, Mr. Goodrich, Mr. Provenzale, Mr. Talucci, Mr. Tiffinger

UNFINISHED BUSINESS

12 Tulane – Ms. Folco said the County will issue violations on the noncompliant septic.

3 Fir Court – Referred to the County's Environmental Division.

NEW BUSINESS

New Vape Shop – Ms. Check mentioned they are advertising products which were not approved for sale. Ms. Sedarat will follow up to see if they are in violation of the resolution.

OTHER BUSINESS

Here We Glow Again – Ms. Folco explained the business changed hands, and an inspection showed the new owners were not compliant. Bergen County followed up with them 4 times and were there to witness their new customer process during which no codes were followed. Under Ms. Folco's instruction the business was closed. After being given specific requirements to get the business reopened, the owner decided to leave it closed.

Giant Farmer's Market – issue regarding food borne illnesses. Ms. Folco followed up with the complainant who had numerous complaints regarding different foods spread out over a month. Ms. Folco determined that there was no traceability, and it was abated.

Dog Bites - The subject of dog bites came up and Ms. Folco explained that all bites without human exposure is referred to TYCO. A discussion ensued regarding potentially dangerous animals and the criteria for that.

9 Post Road – Septic malfunctioning repeatedly. Failure to appear in court. DOH is following up.

9 Thackeray Road – Septic malfunctioning repeatedly. They were fined \$5,000 by the Judge for continually contaminating stormwater. Ms. Folco confirmed the issue has not been fixed and people live there. They have pending summonses. The last resort is to notify the DEP who could potentially fine the homeowner tens of thousands of dollars. Ms. Sedarat explained that the residents are claiming they cannot afford to fix the septic. They were told they still must fix it and will also need to pay the fines. A discussion about programs offered through the county and state to help with payment continued. A debate developed as to when this becomes an Oakland problem if the water supply is affected and can the town fix it. Ms. Folco explained the town doesn't have jurisdiction to fix it. Ms. Sedarat commented that the law doesn't support it because it is private property. Ms. Folco explained that the water supply cannot be shut off, but one solution could be to work with the building department to red sticker the house, but they would need a court order to do so. Ms. Sedarat mentioned that if fines are not paid, they could be arrested. Mr. LaForgia is still concerned about the impacted water supply.

147 & 148 Riverside Drive – Same owner was looking to purchase both properties. Work was done on the existing septic. Ms. Folco explained the owners were told they can only inhabit the one home with the septic. Ms. Sedarat remarked the easiest/most cost-effective solution would be to draw up a new deed to merge the lots. Case law supports automatic merger if you own adjoining properties and one or both is undersized. If merged, they would have to eliminate the one structure without a septic. An exemption to this can only be issued by the State.

ADJOURNMENT

On motion of Mr. Goodrich, seconded by Ms. Check, the meeting was adjourned at 7:12pm.

ROLL CALL: All Yeas - Ms. Check, Mr. LaForgia, Ms. Goffredo, Mr. Goodrich, Mr. Provenzale, Mr. Talucci, Mr. Tiffinger

APPROVED:



Stephen C. Tiffinger, President

ATTEST: 

Laura P. Saunders, Secretary

DATE: 11/21/23

OAKLAND BOARD OF HEALTH