

**CITY OF ENGLEWOOD
BOARD OF HEALTH REGULAR MEETING
December 9, 2015**

1. The regular meeting of the Board of Health, City of Englewood, Bergen County, was called to order at 8:04 p.m. by JoEllen Bostick, President, Board of Health.

MEMBERS PRESENT:

JoEllen Bostick, President; Dr. Lisa Wisotsky, Vice President; Daniel Daniel; Stephanie Davis; Dr. Ketsia Alerte Sadler; and Dr. Aliza Solomon.

ABSENT/with apology:

Bertha-Nora Acosta

ALSO PRESENT:

James Fedorko, Director, Health Services/Health Officer/Secretary to the Board; Richard A. Lustgarten, Esq., Board of Health Attorney; and Janet Hart, Confidential Executive Secretary.

Before the meeting began, Ms. Bostick, Board President, presented a gift basket to Mr. Lustgarten from the Board, on the occasion of his retiring from the Board, and thanked him for his years of service.

Mr. Fedorko read the Open Public Meetings Statement. All stood to recite the Pledge of Allegiance.

Mr. Lustgarten requested a motion to re-order the agenda, moving #8, Sofia Restaurant Smoking Exemption, to Closed Session, following Public Comment.

Motion to re-order the agenda and move #8, Sofia Restaurant Smoking Exemption, to Closed Session, was made by Mr. Daniel, and seconded by Dr. Solomon. Motion was approved 6-0.

2. A. Items for Approval

Motion to approve 2. A. i. (Minutes of November 10, 2015 Meeting); 2. A. ii. (Receipts-November, 2015-\$11,685.50); 2. A. iii. (Bills-November, 2015-\$25,158.41); 2. A. iv. (Employee Reports-November, 2015); and 2. A. v. (Communications, November, 2015).

Motion to approve Items 2. A. i. – v. was made by Ms. Davis, and seconded by Dr. Sadler. Motion was approved 6-0.

2. B. Retail Licenses

Mr. Fedorko stated that there were four licenses to be approved, as follows: Joanne's Body & Bread, a Type 1 Food Market, and Joanne's Body & Bread, Exempt, (Le Gourmet Factory), Food 360LLC, and Smoke, Inc., DBA Sofia. He said that there had not been any written or verbal objection to the approval of these licenses. Motion to approve retail licenses for November, 2015 was made by Dr. Solomon, and seconded by Mr. Daniel. Motion was approved 6-0.

2. C. i. Board Liaison Reports

Ms. Davis, Board Liaison to the Englewood Board of Education, reported that she had left a message at the Board of Education requesting an appointment with Mr. Robert Kravitz, the new Superintendent, along with Mr. Fedorko. Mr. Fedorko said he would try to schedule the meeting before the Winter Recess.

ii. Committee Reports

Mr. Fedorko asked the Obesity Committee to meet to discuss the programs to be scheduled for Spring, 2016. He also requested a meeting of the Budget Committee to discuss the 2016 budget.

RESOLUTIONS

3. R15-15 Appointment of Executive Secretary/Sub-registrar of Vital Statistics/Deputy License Clerk

Mr. Lustgarten read Resolution R15-15, appointing Denise Dominguez as Executive Secretary/Sub-registrar of Vital Statistics/Deputy License Clerk, in its entirety. Motion to approve Resolution 15-15 was made by Mr. Daniel, and seconded by Ms. Davis. Motion was approved 6-0.

4. R15-16 Board of Health Regular Meeting Dates 2016

Mr. Lustgarten read Resolution 15-16, setting the meeting dates for 2016, in its entirety. Motion to approve Resolution 15-16 was made by Mr. Daniel, and seconded by Ms. Davis. Motion was approved 6-0.

5. Dog at Large Surveillance

Mr. Fedorko stated that at the November 10, 2015 Board of Health meeting, a complaint was made regarding dogs running at large, and there was a request for surveillance. Surveillance was conducted around the Thanksgiving holiday, but no dogs were observed running at large in the area requested. Dr. Wisotsky said that it was reported to her that the dog's owner had put up a fence on his property.

6. Englewood CERT Program

Mr. Fedorko stated that the Department is going to request that the City Council pass a Resolution authorizing the formation of a Community Emergency Response Team (CERT) in Englewood. He said there are 17 people in Englewood who would like to be a member of a CERT team. The Department has received funding from the County to perform a public health emergency drill some time before March 31, 2016. Mr. Fedorko explained that a CERT team is a volunteer organization who he envisions would help with patient administration in an emergency.

The consensus of the Board was to proceed with the request that the City Council pass a Resolution authorizing the formation of a CERT team in Englewood.

7. Environmental Health Grants

Mr. Fedorko reported that in 2015 the Department had received four grants totalling \$17,185.42. The \$5,000 grant for the Diabetes Program begins on January 13, 2016. One other grant will pay for two of the Department's REHS's to attend a conference on food safety in Minnesota.

9. TASE Program

Mr. Fedorko told the Board that in November the Department inspected ten locations, and two establishments were caught selling cigarettes to minors. He said out of 18 inspections done this year, six sold to minors.

10. Other Business

Mr. Fedorko told the Board that Dr. Richard Pierson had informed the Department that he would soon be moving to Massachusetts and had to miss the December 2015 Board of Health meeting, but that he hoped to be able to attend the January 2016 meeting to say goodbye to the Department of Health. He wished to express his ideas and possibilities for the Department on the occasion of his retirement after fifty years of service.

Mr. Lustgarten thanked the Board for allowing him to be the Board Attorney year after year and said it had been a pleasure to work with such a dedicated group. He invited the Board to contact him for any reason if they so choose.

PUBLIC COMMENT

Motion to open the time for public comment was made by Mr. Daniel, and seconded by Dr. Sadler. Motion was approved 6-0.

Kevin Lake, 320 N. Woodland Street, Englewood

Mr. Lake referred to Item 8, Sofia Restaurant Smoking Exemption, and the fact that discussion had been moved to Closed Session. He asked when information on that subject would be disclosed. Mr. Lustgarten replied that it would probably be no later than February 1, 2016.

Mr. Lake stated that he would like to respectfully request that the Board consider amending the City's Health Code to allow Englewood residents to keep backyard hens. He would also like the Board to permit him, Ms. Tasha Urbanowski of Dwight-Englewood School, a few Dwight-Englewood students, and Mr. Victor Alfieri to present their case for backyard hens at the next Board of Health meeting. He said over the past two years, over 500 cities and towns across the U. S. have changed their laws to allow residents to keep hens. He hopes that in the very near future Englewood will add its name to this growing list.

There were no other comments or questions from the public present. Motion to close the time for public comment was made by Dr. Solomon, and seconded by Ms. Davis. Motion was approved 6-0.

Mr. Lustgarten then read the Closed Session Resolution, as follows:

WHEREAS, the Open Public Meetings Act of the State of New Jersey permits the public to be excluded from certain matters to be discussed by the Board; and

WHEREAS, the Board of Health of the City of Englewood desires to discuss Sofia Restaurant Smoking Exemption; and

WHEREAS, these matters are ones which permit the exclusion of the public from such discussions; and

WHEREAS, minutes will be taken during the closed session, and a summary of the minutes will be made available to the public by February 1, 2016, or upon approval of the minutes, and once the need for confidentiality no longer exists the minutes will be made available to the public,

NOW, THEREFORE, BE IT RESOLVED, by the Board of Health of the City of Englewood, that the public be excluded, since these matters, as set forth above, are ones which permit the exclusion of the public from such discussion: pending or anticipated litigation.

Motion to begin the Closed Session was made by Mr. Daniel, and seconded by Dr. Solomon. Motion was approved 6-0.

(Closed Session)

The Board discussed the application of Sofia Restaurant for a smoking exemption.

(Open Session)

A brief discussion of the chicken ordinance ensued. Mr. Lustgarten suggested that the Board take a consensus at the January 2016 meeting that they would consider an ordinance for the keeping of chickens in schools at the February 2016 Board meeting.

There being no further business to discuss, a motion to adjourn was made by Dr. Solomon, and seconded by Dr. Sadler. All members voted "Aye," in favor. Motion was carried.

The meeting adjourned at 9:05 p.m.

Respectfully submitted,

James Fedorko
Secretary to the Board
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