

**Town of Dover
Board of Health, April 13, 2009**

The regular monthly meeting of the Dover Board of Health was held in Town Hall, 37 N. Sussex Street, Dover.

Board President Marie Hoffman called the meeting to order at 7:30 pm and announced that the meeting complies with the requirements of the Open Public Meetings Act and has been duly advertised and posted.

President Marie Hoffman called roll.

ROLL CALL

PRESENT: Marie Hoffman, Christine Noriega, Irene Hansen,
Christopher Chapman, Sandra Scarneo,
Constance Sibona-Foster

ABSENT: Donna Cook

ALSO PRESENT: Carolyn Blackman, Alderman
Donald Costanzo, Health Officer

President Marie Hoffman welcomed Melissa Mero to the meeting of the Board. Ms. Mero is a student at Saint Elizabeth's College and is attending the meeting as part of a class curriculum.

President Marie Hoffman called for a motion to accept the minutes from the February, 2009, regular meeting of the Board of Health.

A motion to accept the minutes from the February 2009 Regular Meeting of the Board of Health was made by Sandra Scarneo, and duly seconded by Irene Hansen.

ALL AYES; NO NAYS

CORRESPONDENCE:

1. Letter from Karen Gilmore, RN, Saint Clare's Hospital, to the HO dated 2/9/08; re: Community Health Services Agreement.

2. Letter from the NJDHSS to the HO dated 2/24/09; re: PHPF Notice of Approval, 1st half 2009.
3. Letter from Little People's Academy day care center to the Dover Health Department dated 3/17/09; re: bulletin board information.
4. Letter from Oswaldo Gomez to the HO dated 3/20/09; re: garbage & recycling notification.
5. Letter from Chilton Memorial Hospital to the HO dated 3/31/09; re: termination of health education services.
6. Letter from Essex Regional Educational Services Commission to the Dover Health Department dated 4/3/09; re: food service provider for summer recreation program.

President Marie Hoffman asked if there was any significant correspondence. The HO referenced the letter of approval from the NJDHSS approving the 1st half 2009 Public Health Priority Funding Grant application and the cancellation of health education services from Chilton Memorial Hospital.

OLD BUSINESS:

Copies of the monthly report were distributed to the board for review. The HO highlighted two of the most noteworthy cases.

The HO mentioned the increase animal activity over the past two months, specifically citing an incident with a pet albino Burmese python snake at 12 Edison Street. The HO explained the use of the dangerous reptile ordinance and stated that the snake was ultimately removed from the premises by animal control due to safety issues.

In another animal issue the HO explained a series of incidents relating to a bull terrier at 205 Baker Street. The animal was impounded and relinquished to the town by the owner through the enforcement of the potentially dangerous dog law.

The HO made copies of Dover's dangerous animal ordinance and distributed it to the board and also provided a copy of NJ's vicious dog law. The board proceeded to discuss the subject of dangerous animals.

In other related animal control activities, the HO issued several summons for dogs with no licenses and/or running at large. With the advent of the spring season, outdoor dog activities tend to increase.

The board reviewed last month's activities and questioned the recycling and garbage collection problems at 172 S. Morris Street. The HO explained that the collection problem was primarily due to the property having frontage on both S. Morris Street and Boonton Street. The matter was clarified with the haulers and, hopefully, resolved.

Sandra Scarneo mentioned the recycling collection problem that her friend was having at 267 Ann Street off of Linwood Avenue. Periodically, the recyclables are not collected. The hauler either thinks the house is in Randolph or, most probably, does not want to back the truck up this dead end section of Ann Street. Either way, the collection issue has been explained to the MC MUA and the matter, hopefully, resolved.

Regarding food inspections, three conditional satisfactory ratings resulted in reinspection fee notices for Taqueria Brenda Lee, Bravo Supermarket and Internacional Deli. Bravo paid the fee. Brenda Lee was issued a summons and ultimately paid the fee. Internacional Deli is pending.

The HO informed the board that flowers sent to Donna Cook on behalf of the Board of Health were received and acknowledged. The HO passed out a copy of Donna's thank you card.

Connie Foster mentioned that on the previous Saturday, the sidewalk in front of Marty's on N. Sussex Street had cigarette litter. Ms. Foster spoke to the attendant in the establishment but he was not very receptive. The HO will speak with the owner of Marty's and ask her to be more vigilant with policing the sidewalk.

Sandra Scarneo stated that Krauzer's was also a problem with litter and asked that something be said to them as well.

Connie Foster raised the issue of the town passing a cigarette container ordinance. The Board of Health had recommended this type of ordinance several years ago, but it was either overlooked or did not get any traction. The HO was requested to again bring this ordinance to the attention of the new administrator.

NEW BUSINESS:

Hilton Homewood Suites is an extended stay hotel currently under construction in Dover. The new facility includes the installation of a swimming pool. Although the pool is regulated under NJ's Public Recreational Bathing Code, it is recommended that the Town enact a local ordinance that both adopts the state standards and requires a license from the Town of Dover.

A motion to introduce and pass on first reading an ordinance adopting Chapter 427, "Public Recreational Bathing," of the Board of Health of the Town of Dover, County of Morris, was made by Christopher Chapman and duly seconded by Marie Hoffman.

ALL AYES; NO NAYS

The ordinance reads as follows:

WHEREAS, the Board of Health has recommended the adoption of public recreational bathing standards; and

WHEREAS, the Board of Health recognizes the need to set reasonable sanitary and safety regulations for public recreational bathing places and to preserve and improve the public health;

NOW, THEREFORE, BE IT ORDAINED, by the Board of Health of the Town of Dover, County of Morris and State of New Jersey that:

Chapter 427 PUBLIC RECREATIONAL BATHING, is hereby adopted as follows:

Section 1

**Chapter 427
PUBLIC RECREATIONAL BATHING**

§ 407-1. Adoption of standards; availability of copies.

The provisions of the New Jersey Administrative Code, Chapter 26, Public Recreational Bathing at N.J.A.C. 8:26-1 et seq. are hereby adopted by reference in full as if fully set forth at length herein and shall be deemed to be a part of the Board of Health Legislation of the Town of Dover, Morris County, New Jersey. Said provisions are hereby adopted by reference pursuant to N.J.S.A. 26:3-69.1 et seq. A copy of said code is annexed hereto and made a part hereof without the inclusion of the text.

§ 407-2. License required.

A public recreational bathing place shall not be opened for public use until the Dover Health Department has given formal approval therefore by issuance of an appropriate license or permit. The license shall be displayed in a conspicuous place in the immediate vicinity of the public recreational bathing place where it may be readily observed by all patrons. No person shall operate a recreational bathing place whose license therefore is suspended.

§ 407-3. License fee.

An annual fee of three hundred (\$300.00) dollars is established for the issuance or renewal of a license to operate a public recreational bathing place.

§ 407-4. Expiration and renewal of licenses.

Licenses issued for the operation of a public recreational bathing place shall expire annually on December 31 of each year and an application for renewal shall be submitted

together with the required fee thirty (30) days prior to issuance of a new or renewed license.

§ 407-7. Penalties.

Any person who violates any provision of this chapter or who refuses to comply with a lawful order or directive of the health authority, shall be liable for penalties set forth at N.J.S.A. 26:1A-10 and penalties under all other applicable laws, and/or an injunctive action as provided by law.

Section 2

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistencies.

Section 3

If any article, section, subsection, paragraph, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

Section 4

This ordinance shall take effect immediately upon final publication as provided by law.

In other new business, the HO announced that a Male Cancer Screening Program will be held on April 21st from 5:00 – 7:00 pm.

The HO referred to a letter from Chilton Memorial Hospital stating that Health Education services would no longer be provided effective June 30, 2009. The HO is currently in the process of finding an alternate service provider.

William Close, Dover's new Administrator, stopped by the meeting and introduced himself to the members of the Board of Health. After introductions and general discussion, the board asked Mr. Close about the ability of the health department to dedicate and use revenues generated by the department from such things as Medicare reimbursements for flu vaccine, fees from the sale of stickers and food licenses, etc. towards the operation of the department.

Mr. Close briefly explained that most departments generate significantly less revenue than the cost of operations. Departments are carefully funded with local tax dollars through a tightly controlled budgetary process. Any revenues they generate are deposited in the general fund. Mr. Close stated that he would be willing to do a cost benefit analysis of the department to determine if any funds received by the health department can be dedicated to its operation.

The HO distributed Financial Disclosure Forms for board members to complete and to turn- in to administration.

THE MEETING WAS OPENED TO MEMBERS OF THE BOARD WHO WISHED TO DISCUSS ANY PARTICULAR ISSUE.

Board issues had already been raised previously during the meeting.

THE MEETING WAS OPENED TO MEMBERS OF THE GENERAL PUBLIC WHO WISHED TO DISCUSS A PARTICULAR ISSUE.

Melissa Mero was asked if she had any questions. Although she did not have any specific questions, Ms. Mero thanked the Board of Health for her attendance.

Upon completion of the public portion of the meeting, President Marie Hoffman entertained a motion to adjourn the meeting. **A motion to adjourn the meeting** was made by Christopher Chapman and seconded by Marie Hoffman.

ALL AYES; NO NAYS

MEETING ADJOURNED