

Minutes of the Regular Meeting of the Morris Plains Board of Health, held on February 13, 2013 in the Council Chambers, Borough Hall, 531 Speedwell Avenue, Morris Plains, New Jersey.

The following members were present:

Present: Mrs. Catherine Marshall
Dr. Dario Fenimore
Mr. Jack Doherty

Attending: Mr. John McDermott, Environmental Health Specialist
Mr. Frank Mangravite, Council Liaison

Pledge of Allegiance

Call to Order

The meeting was called to order by Mrs. Marshall at 7:33 PM. She stated that adequate notice of this meeting has been published and posted in accordance with Chapter 231 of the Public Laws of 1975, Open Public Meetings Act.

Environmental Health Specialist's Report

Mr. McDermott checked to see that every Board member had received a copy of the monthly report from the County. He then gave a review of the activities performed throughout the past month for Morris Plains by the County. He explained how Carlos Perez, as well as Cindie Bella, have been introducing themselves to the establishments in the Borough. Cindie has visited the 6 pre-schools in the Borough. Five of these were for flu vaccine audits only. Only one was found to be in non-compliance. My Special Spot was due for a complete audit and received one. Everything was in compliance. There was one reported case of Hepatitis B and 2 cases of Lyme Disease.

One eating establishment received a Conditional. Their temperature control was off, as well as sanitation practices. They also need to replace a piece of equipment – the Bain Marie. Upon his reinspection 8 days later, the only thing that remained was the installation of the new piece of equipment. The proprietor explained that the piece had been ordered and they were awaiting delivery. Their ground beef and cheese had not been kept at the correct temperatures during the first visit, and were subsequently discarded.

John explained to the Board that Kohl's and the Raceway Gas Station are considered Risk Level 1 operations, due to the limited amount of exposed foods being sold. He added that level 2 establishments are simply cooking and heating up food. Level 3 is a full service restaurant and finally Level 4 requires special food prep (sushi). Raceway was inspected because they had begun selling milk. John is requiring them to repair the floor area and add an additional sink.

A restaurant was inspected because an adjacent food establishment was being checked and complained of food storage nextdoor. John plans to revisit the restaurant in the near future to do a complete inspection.

John explained that the testing labs will be sending their results directly to the County, once the swimming season opens. He will conduct a pre-inspection before opening day.

Mrs. Marshall questioned Mr. McDermott on re-inspection fees. He reviewed the fees and explained that once a Conditional is issued, a \$240 fee is imposed on the establishment. This may result from a visit after a complaint, in which the complaint is substantiated. It can also occur during any inspection in which violations occur. The County will inspect each food establishment twice a year.

Mr. Mangravite stated that since the County is beginning to review all of the Board of Health Ordinances, this would be the time to make any necessary changes to the ordinances. John agreed and noted that Carlos is currently reviewing them. He will bring the Board's concerns to Carlos to see what he would like changed. These changes will come back to the Board. The Board will then send them on to our counsel, Gail Fraser. The Board wanted to know the procedure for paying the fine for a Conditional. Mrs. Marshall explained that the fine is always levied by the Health Specialist. It is then paid to the License Clerk at Borough Hall. The County then conducts its re-inspection.

Approval of Minutes – Mr. Fenimore made a motion to approve the Minutes of the Reorganizational Meeting of January 9, 2013, as circulated. Mr. Doherty seconded. All were in favor. Mr. Doherty then made a motion to approve the Minutes of the Regular Meeting of January 9, 2013, as circulated. Dr. Fenimore seconded. All were in favor.

Correspondence

Promotional information from Local Boards of Health Association

Council News – Mr. Mangravite updated the Board on the progress being made on the J&J property on Tabor Road. There is presently ongoing litigation regarding low income housing.

Mr. Mangravite gave the Board an update on the drinking water. He noted that two other towns have reached the 100 danger mark imposed by the DEP. The DEP subsequently forced them to begin treating their water. He is concerned because our Johnson Road well is nearing the same level. Since there is a new Executive Director at the SMCMUA, Frank plans to speak with him in the near future.

There being no further business, Dr. Fenimore moved that the meeting be adjourned, seconded by Mr. Doherty. Voice vote. All in favor. The meeting was adjourned at 8:50 PM.

Carole J. Howell
Secretary