



CITY OF LOWELL, MASSACHUSETTS
BOARD OF HEALTH

September 4, 2019

A meeting of the Lowell Board of Health was held on Wednesday, September 4, 2019 in the Mayor's Reception Room, City Hall, 375 Merrimack St., Lowell, MA 01852. Chairwoman Jo-Ann Keegan called the meeting to order at 6:09 PM.

Present: Jo-Ann Keegan, Chairwoman
John Donovan, Board Member
Lisa Golden, Board Member
William Galvin, Board Member
Kathleen Cullen-Lutter, Board Member
Kerran Vigroux, HHS Director
Cesar Pungirum, Tobacco Control Director
Shawn Machado, Sr. Sanitary Code Inspector

9/4/2019 - Minutes

1. **NEW BUSINESS**

1. I. **For Acceptance:** Minutes of the August 7, 2019 Meeting Of the Board of Health

Motion: To accept the minutes of the August 7, 2019 meeting of the Board of Health made by Lisa Golden, seconded by Kathleen Cullen-Lutter. All in favor.

Motion: to take the agenda out of order starting with Section I.V.-Monthly Development Services Reports made by Lisa Golden, seconded by Kathleen Cullen-Lutter. All in favor.

1. V. **Monthly Development Services Report** Submitted By Senior Sanitary Code Inspector Shawn Machado. Senior Sanitary Code Inspector Shawn Machado reviewed the reports with the Board. Chairwoman Keegan noted a number of establishments with inspection dates that were longer than 6 months. The Board had no further questions.

2. I. **Update:** Lowell Public School Repairs
Mr. Rick Underwood, Lowell School Department Facilities Manager, was present to update the Board regarding the carpet removal at Lowell High School. The 13 classrooms on the third floor are completed and the basement level rooms will be done by the end of the calendar year. Mr. Underwood is not opposed to a re-inspection by the DPH Bureau of Environmental Health Indoor Air Quality division and will call to set it up. Mr. Underwood reviewed the ongoing heating repairs with the Board and updated the Board on the timeline of boiler replacements under the MSBA grants. All redundant boilers except for two have been repaired. Mr. Underwood informed the Board that the Lowell High School roof repairs were expected to be finished within the next week.

Mr. Richard Kelley, Owner, Banner Pest Control, was present to speak to the Board regarding ongoing pest control efforts in the schools. It was noted that the schools need to be on the same page on reporting and logging when mice are seen in a school. Log books are available for staff to make these reports.

Motion: To return to the order of the agenda made by Lisa Golden, seconded by John Donovan. All in favor.

1. II. **For Review:** Tobacco Control Monthly Report Submitted By Cesar Pungirum, Program Director. Mr. Cesar Pungirum was present to review the report with the Board. Mr. Pungirum informed the Board of the possibility of a private vape club opening in the city. He has asked the owner for documentation regarding their charter and will speak with the Worcester Tobacco Control Office where there is another location open.

Mr. Pungirum spoke to the Board about flavored tobacco and vaping products and the possible scenarios for regulation of such products. Mr. Pungirum informed the Board of nine other communities that have passed regulations regarding these products. The Board discussed the possible scenarios. Mr. Pungirum will develop drafts for the Board to be able to see what is possible.

1. III. **Tobacco Permit Suspension Hearing** - Chuck's Variety 641 School St. Lowell – Sale of Tobacco Products to a Minor – second offense.

Mr. Malaj Patel was present and spoke for the Establishment. Mr. Pungirum informed the Board of the sale of tobacco products to a 16-year-old minor. The age for the purchase of tobacco products in Lowell is 21 years of age. Mr. Pungirum recommended the suspension occur from the start of business on September 16, 2019 through the close of business September 22, 2019.

Motion: to suspend the Tobacco Sales Permit for Chuck's Variety for the recommended dates made by John Donovan, seconded by Lisa Golden.

VOTE:

Jo-Ann Keegan - Yes

John Donovan - Yes

Lisa Golden - Yes

Kathleen Cullen-Lutter - Yes

William Galvin - Yes

Motion passed.

1. IV. **Communication:** Central Massachusetts Mosquito Control Program. Health and Human Services Director Kerran Vigroux spoke to the Board about the mosquito infected with EEE that was trapped in Lowell. CMMCP has since sprayed that section of the City twice and residents may call to be placed on the spray list.

2. **OLD BUSINESS**

2. II. **Update:** Service Zone Plan.

HHS Director Vigroux had no update at this time.

3. **DIRECTOR'S REPORT**

3. I. **Update:** Departmental and Divisional Reports and Updates Submitted By Health & Human Services Director Kerran Vigroux

HHS Director Vigroux updated the Board on regarding the school nurses registering students for the school year and X2 program issues.

4. **Motion:** To Adjourn.

Motion: To adjourn at 8:04 PM made by John Donovan, seconded by Lisa Golden. All in favor.

**THE NEXT MEETING OF THE BOARD OF HEALTH WILL BE HELD ON NOVEMBER 6, 2019
AT 6:00 PM IN THE MAYOR'S RECEPTION ROOM**