

**Meeting Notes from the Regular Meeting of the Peabody Board of Health,
March 23, 2023, at 4:30 p.m.**

The meeting was held in the City Hall Lower Level Conference Room at 4:30 p.m. with public access also available remotely Via Zoom

In Attendance: Chairperson Thomas J. Durkin III; Members Anthony Carli and Julia Fleet, D.O. (remotely); Health Department Director Sharon Cameron,

Chairperson Tom Durkin opened the meeting at 4:31p.m. and read the meeting notice.

HEARINGS

Subject: Hearing re: Order to Connect to Public Sewer System at 176 Newbury Street.

Discussion: Ms. Durkin asked the Ms. Cameron to give a briefing on this situation. Ms. Cameron explained that this enforcement order goes back several years, and that in 2017 the Board issued an order requiring the park to connect all of the mobile home units to the sanitary sewer system by January 1, 2018. Subsequent to that the Board has extended that stay several times with certain conditions, one of which was that the units be inspected by the owner on a monthly basis, pumped out regularly as needed, that any units that became vacant stay vacant, and that we get regular updates from the owner on the status of the redevelopment plans. She said she is getting monthly reports from the owner on the status of the pump outs, and many of the units have become vacant with just six of the units connected to septic remaining with tenants. She said the applicant has been before the rent control board several times so the purpose of having them here tonight is to get an update on the status of the park and the plans to discontinue the park and redevelop the property. Mr. Durkin invited the representatives of the property owners to tell the board where things stand. Owner Maurizio Osorno explained that he has been before the Rent Control Board on December 21st for a formal petition to dismantle the park. While that has been taking place they have been having many conversations with the remaining mobile home owners and their attorneys and have tried to negotiate what it is going to involve financially. He then turned the conversation over to his partner Jennifer DeFeo, who said that as expected the rent control board at that time couldn't support the dissolution of the park because there needs to be a plan for where the tenants will go. She explained that they have been working diligently with the Northeast Justice Center who represents six of the owners and three tenants. She said they have been working hard to find alternative housing for them and have come up with some plans that they are excited about. She said that they have also started working with DHCD, and are working with Curt, Stacey and Andrew in Community Development, had met with them this week and they are very positive about the plan. She said that one of the concerns that some people had was about the back area on Pine Street becoming a nuisance to other residents on Pine Street but they are willing to do a deed for life that prevents that particular lot from ever being developed or becoming a cut through. She said that the Fire Department does not require that they use that space and they have sufficient space for egress and for ambulances, firetrucks and other emergency vehicles without it. She said they continue to monitor their septic systems, there have been no issues, and continue to pump them out even though they don't need to be pumped out. She explained that they pump when the levels get near the pipe to ensure that they are confident there will be no failures or breakthrough. She said that they are moving along and things are going very well, they are seeking an additional stay, and are willing to

continue to check in regularly and to come in person when needed, and will continue to e-mail Ms. Cameron each month and when any major decisions are happening they will notify the Board as well.

Mr. Durkin asked if Board members had any questions. Mr. Carli asked Ms. Cameron if she is satisfied with the monthly reports. Ms. Cameron replied that she has been receiving them regularly and that Bill Pasquale is the inspector on this case and he reports that said that there have been no issues of failure or occupant complaints. She asked if there is a date set to go back before Rent Control, what is the next step. DeFeo replied that they do not have another date set and what they continue to do is to continue to try to find appropriate alternative housing for the residents and their tenants, and continue to work with the Northeast Justice Center, and once they have that in place they will approach the City Council, but at this point they want to make sure that everyone is secure before that happens. The owners and developer have spoken with a number of people on Pine Street and have gotten generally positive feedback about the plan, with no one expressing outright opposition. She added that there is going to be some nice green space with this project and it will be an improvement to the area.

Osorno said that the major issue they are trying to deal with is doing the right thing for the tenants and it is taking some time. He said they are exploring many options, but there is no housing inventory even within 100-200 mile radius. He said they believe they are very close to figuring something out, and have a call with the state to discuss some ideas. He said that they have to go before City Council to have the additional property, the lot on 14 Pine Street, added to the total lot area so that they can get the unit count they need, and if they agree that there will be no development on that lot they should be ok.

Mr. Durkin thanked them and asked if anyone had any comments. No comments were received. He closed the public hearing and Mr. Carli made a motion to extend the stay of the enforcement action for an additional six months. Dr. Fleet seconded the motion. A vote was taken and it was unanimously agreed to extend the stay for six months.

Subject: Hearing re: Request for Modification to conditional approval of use of land for human burial at 530 Lowell Street; Vote anticipated to grant or deny the modification request.

Discussion: Mr. Durkin read the hearing notice, opened the hearing and asked Attorney Jack Keilty if he was here representing the property owners. Mr. Keilty said that he is appearing on behalf of the Boston Muslim Cemetery Corporation, and said this is request to change the design of the vaults to be used in the cemetery with some that are currently in use in other cemeteries in Peabody. This would allow for a vault with a two section top. He said that the Health Director had looked into this and found that these had been in use in other areas in Peabody, and he inquired of Lucia DelNegro and the Conservation Commission has no objection to this style of burial vault, so he is here asking for the modification to the conditional approval to allow them to move forward with these. Mr. Durkin asked if anyone present or on zoom wishes to comment on the modification request. No responses were received. Ms. Cameron added that she had spoken with the superintendent of the City Cemeteries, Taylor McCallum, and he informed her that two piece vaults were previously used in City cemeteries and are no longer being used because these type of vaults tend to cave in under heavy equipment. He also stated that he believes these vaults are currently used in other private cemeteries throughout Peabody. She spoke with Dave McKenna who is under contract with the Boston Muslim Cemetery to do their burials and he explained that the reason they are making

the request is because of the configuration of the cemetery, they haven't worked out some of the issues with access, so at this time he is concerned with getting heavy equipment to the site, and the one piece top requires heavy equipment to put in place while the two piece top can be lifted by four people, and the two piece is more affordable. She said that she asked him about the potential for cave ins, and he said he has seen that in other cemeteries with heavy equipment but with the type of equipment being used at this cemetery, lawnmowers, it would not be an issue. She said that she had also asked about if the two piece lid would allow animals access and he replied that the lid is really heavy and the soil on top is as well so this wouldn't present any risk of animals getting in to the grave, but it would present a risk of water seeping in and that is one of the reasons that they have issues with cave ins. He said the locations of all of these graves would be well above the water table even in a wet year. She said she had spoken to the conservation agent and the agent isn't concerned about use of these vaults here. Ms. Cameron added that they would not be using any chemicals to embalm the bodies so they're not concerned about chemicals infiltrating ground water. Ms. Cameron said these types of vaults are in use in Peabody already but she thinks the applicant needs to understand the potential for the ground to be disrupted more so than if they had the one piece lid. Mr. Durkin asked Mr. Keilty if his clients are aware of the potential for issues with these types of vaults if heavy equipment is used. Mr. Keilty replied yes and said that they had been involved in the discussions with Mr. McKenna and said he can certainly pass on your concerns as well. Mr. Durkin said he thinks it's a reasonable request.

Mr. Carli made a **Motion** to amend the conditional approval to allow for a two-piece top on the vault. Dr. Fleet seconded the motion. A vote was taken and it was unanimously agreed to allow the revision to the modification.

Ms. Cameron asked if there had been any resolution of the easement issue and asked where it stands. Mr. Keilty replied that they have been in direct contact with the adjacent cemetery and discussed whether it should be allowed to go right through and at one point there was a plan for a turnaround, and they are working on determining which of those will be best for all parties.

Subject: Hearing re: Application for Permit to Perform Body Tattooing-Micropigmentation, as an apprentice only, submitted by Sandra Gould. Vote anticipated to grant or deny permit.

Discussion: Mr. Durkin read the hearing notice, opened the hearing and asked if Ms. Gould was present. She indicated that she was present via Zoom, and after Mr. Durkin asked her to give them an overview of why she is applying for this permit, Ms. Gould explained that she has been an esthetician for over twenty years, has three children who are older now and wants to get back into her craft and find a way to give back as well. She said Julie Michaud from Prettyology is the best, so she had taken her training there and it was great so she chose to do her apprenticeship with her. Mr. Durkin asked if this is microblading. Ms. Gould said no, it is a tattoo like a pen, not the blades. Mr. Carli asked if it is permanent. She replied that it is supposed to last about three years depending upon sun exposure and other issues. Ms. Cameron asked what Ms. Gould understand her duties will be while she is apprenticing. Ms. Gould replied that she will be observing and must apprentice for one year, and she needs to perform fifty supervised procedures, and needs to have completed the 100 -hour class as well. Inspector Yale said he had nothing to add. Mr. Durkin asked if there was anyone present or via zoom who wants to speak on this matter. No responses were received. Mr. Durkin closed the hearing and asked if the Board had any questions or required further discussion. No further

discussion was required. Mr. Carli made a **Motion** to approve the permit for Ms. Gould to work as an apprentice in body tattooing- micropigmentation. Dr. Fleet seconded the motion. A vote was taken and it was unanimously agreed to approve the permit.

Subject: Hearing re: Application for Permit to Perform Body Tattooing submitted by Aiden Gallagher. Vote anticipated to grant or deny permit.

Discussion: Mr. Durkin read the hearing notice, opened the hearing and asked if Mr. Gallagher was present. He was in attendance and after being asked by Mr. Durkin for a statement as to why he was applying for this permit, he replied that he is applying because he has moved back to Massachusetts from Las Vegas where he had completed his apprenticeship in November and is hoping to be employed at Speakeasy. Mr. Durkin asked if the board had any questions. Ms. Cameron said that she had confirmed that he has been licensed in Nevada and in the City of Lynn and she had reached out to both places and there are no records of any disciplinary actions. She asked Mr. Gallagher to talk about his procedures to prevent cross contamination. He explained that he sprays down surfaces when he starts with madicide, wraps his machine in non-porous wrap, washes hands if he takes off gloves, and only touches the things he uses in the tattoo. He said he uses all disposable materials. Ms. Cameron asked how he prevents contamination of ink. He replied that he uses gloves if he needs to touch it. She asked if he has ink left over does he pour it back into the bottle. He replied of course not, he disposes of it. Ms. Cameron asked if he had ever had anyone return to him after a procedure with an infection or other problem. He replied no. Ms. Cameron asked if he had any discipline against him in any of the jurisdictions where he has been licensed. Mr. Gallagher replied no. Mr. Durkin asked if Inspector Yale had anything to add. Mr. Yale said that he has nothing to add, except asked Mr. Gallagher to confirm that he uses ink cups. Mr. Gallagher replied yes, and Mr. Yale said that was what they were getting at and he knew he did. Mr. Durkin asked if the board had any further questions. None were put forth. Mr. Durkin asked if anyone from the public either in person or via zoom wished to speak on this matter. Mr. John DeVito said he wanted to get on record that he is in favor of Mr. Gallagher's application and said that he will be a great asset. Attorney Rozembersky also asked to get on record that she was in favor of the application.

Mr. Carli made a **Motion** to approve the permit for Mr. Gallagher to perform body tattooing. Dr. Fleet seconded the motion. A vote was taken and it was unanimously agreed to approve the permit.

Subject: Hearing re: Application for Permit to Perform Body Tattooing submitted by John DeVito. Vote anticipated to grant or deny permit.

Discussion: Mr. Durkin read the hearing notice, opened the hearing and asked Mr. DeVito to tell why he is applying. Mr. DeVito replied that he has been a licensed tattoo artist in Massachusetts for the last seven years, working in Boston, Chelsea, and Danvers, and got the opportunity to work with the very talented Jason Niccola and seized it so would like to get licensed to work here in Peabody. Ms. Cameron asked Mr. DeVito to tell his procedures for preventing cross contamination. Mr. DeVito said he uses Madicide on all surfaces, uses disposable cartridges, disposes of needles in sharps containers, use absorbent in leftover ink to absorb it and dispose of it in trash bags, safety wraps, wash hands after every time taking gloves off, and he added that it is honestly the cleanest shop he has ever seen, one of the reasons

he wants to work there in addition to the talent there, shop has a good reputation. He said they all know the anatomy of the skin, everyone has been doing this a long time and knows the procedures. Ms. Cameron asked if he had ever had anyone return to him with an infection or other problem. Mr. DeVito replied that he has had people come back with general questions on things like peeling, especially first time tattooers, but never any complications. Ms. Cameron asked if he has ever had any disciplinary action against him in any of the places he has been licensed. Mr. DeVito replied no. Mr. Yale said he had nothing to add. Mr. Durkin confirmed that all of the paperwork is in order. Mr. Durkin asked if anyone wishes to speak on this matter. Attorney Rozembersky and Jason Michalack asked to get on record as being in favor of the application. Mr. Durkin closed the hearing.

Mr. Carli made a **Motion** to approve the permit for John DeVito to perform body tattooing at Speakeasy. Dr. Fleet seconded the motion. A vote was taken and it was unanimously agreed to approve the permit.

Subject: Hearing re: Application for Permit to Perform Body Tattooing submitted by Alin Radulescu
Vote anticipated to grant or deny permit.

Discussion: Mr. Durkin read the hearing notice, opened the hearing and asked if Mr. Radulescu was present. Mr. Radulescu was present via Zoom. Mr. Durkin asked Mr. Radulescu to tell why he was applying. Mr. Radulescu replied that he is planning to move to Peabody. Ms. Cameron asked Mr. Radulescu to tell his procedures to prevent cross contamination. He replied that he uses Madicide on all surfaces before starting work, everything he uses is single use. Ms. Cameron asked about handwashing and glove changes. He replied that before putting on gloves he washed hands for 30 seconds to one minute and every time he takes off gloves he washes and before replacing gloves, washes again. Ms. Cameron asked if anyone had ever come back to him with an infection or other complaint. He replied no. She asked if he had been subject of any disciplinary action in any of the places he has been licensed. He replied no. She noted that they do not have a record of him having completed the anatomy and physiology exam, but said she believes he is scheduled to take that test tomorrow and asked if that was still the case. Mr. Radulescu replied that was correct, he was flying in for that reason. Mr. Durkin asked Mr. Radulescu to tell how tattooing is different in the US compared to Budapest and other countries he has worked. Mr. Radulescu replied that the permitting process is different, the ink recipes can be changed, otherwise it is similar. Mr. Radulescu said the health inspections are harder in Europe, the Health department comes and checks everything every week. Mr. Durkin thanked him for that information. Mr. Durkin asked if there was anyone who wishes to speak on this matter. Dr. Fleet said there was a citation issued by our department for tattooing without a permit. Inspector Yale saw an advertisement about him working there so he investigated, and found Radulescu was working without a permit, so we are working with him now to get him permitted. He said that this incident resulted in both Jason Michalak and Alin Radulescu receiving citations. Dr. Fleet said that we will be getting to that in the next item, and Mr. Yale replied yes.

Mr. Carli made a **Motion** to approve the permit for Alin Radulescu to perform body tattooing at Speakeasy (pending the submission of the documentation of the completion of the required anatomy and physiology class). Dr. Fleet seconded the motion. A vote was taken and it was unanimously agreed to approve the permit.

Subject: Hearing re: the suspension of permit to perform body tattooing issued to Jason Michalack. Vote anticipated to uphold, modify or end the suspension.

Discussion: Mr. Durkin opened the hearing, read the hearing notice, and asked Inspector Yale to give a summary. Mr. Yale said that they asked Michalak to put together a retraining program, which he did, and he went through all of the Peabody regulations with all employees and potential employees. He provided written documentation of having done this. Inspector Yale said that last Fall, he had done an inspection and saw a card on the counter advertising some tattoo artists that he didn't know. Mr. Yale said that one of the people advertised was a Peabody Police officer and Michalak stated it was a standing joke as the Officer is one of their biggest customers. Yale also contacted the other party being advertised (Luna) and informed him of permitting requirements. Some time later they received a call telling them that someone was doing tattooing without being permitted there so Yale investigated and issued citations. Ms. Cameron added that back in December John issued the equivalent of a written warning to Michalak that any person, including guest artists licensed in other jurisdictions, would have to go through our permitting procedure. Subsequent to that December written warning, Yale learned that there were other guest artists advertising that they were going to work in the shop, despite not holding a Peabody permit. Cameron said she felt it was an imminent threat to the public's health to have unlicensed artists working in the shop, so at that time she suspended Michalak's permit as an individual as well as the permit for the establishment, which meant none of the permitted employees could work in the shop. Michalak and his attorney came in for a meeting with Cameron and Yale and they reached an agreement to lift the suspension of the establishment permit to allow the other licensed artists to continue to earn a living but upheld the suspension of Michalak's permit to perform tattooing pending this hearing. She said that in the meantime she had asked him to do staff retraining, asked for the development of policies and procedures, asked that he create a code of ethics for the shop and advertising policies for the shop. She said he did those things and to the best of her knowledge he did comply with the suspension of his own individual permit. She said that she feels that they have had compliance since the suspension but is very concerned that Yale's initial verbal and written warnings were not heeded, and we had compliance only after we took a very strong action, so that concerns her going forward and she wanted to put that out there. Mr. Durkin asked if anyone wished to speak on this matter, if on the zoom call to use the raise hand feature. No responses were received. Mr. Durkin said that he wanted to take a moment to say that he hopes that those in the industry are aware that the City of Peabody is encouraging and supportive of the tattooing community, and he respects it as an art and wishes them all well, but only under when operating under the parameters of the regulations. Dr. Fleet asked how frequently they had guest artists. Mr. Michalack replied that they had only done a couple, but said that some places have them every month, and added that some cities have temporary licensing, and some states have statewide licensing so that people can bounce from place to place so it is a little different here. Dr. Fleet asked going forward what is his plan for guest artists. Michalack replied that they are going to have to go through the permitting process, and added that the skin course is available online so people can take that and can appear online to get permitted before coming, but otherwise they will not be having guest artists.

Mr. Carli notes that at least during his time on the board he hadn't had a suspension like this before, and asked if there is a tiered system for offenses, or is it like today. Ms. Cameron replied that the body art regulations have a penalty of up to \$300 per day and the ability to take immediate action if we think there is an immediate threat to the public's health. Mr. Carli said

that we tend to work with people and try to educate them, and in other areas we have seen people coming back time and time again with violations, but said that in this area, he wants to make it clear that, if they learn of another violation of artists working in his shop without being permitted, he will support taking away his permit to tattoo in Peabody permanently. Mr. Carli added that he knows that there are a lot of artists working here that rely on him but wants him to understand how seriously they take this.

Mr. DeVito asked to speak freely, and asked if the Board was familiar with their field, because he said that in other places they submit paperwork and get a permit, and suggested that they work together to streamline the process for artists. Ms. Cameron said that the 8 North Shore health departments are working together to update and coordinate their regulations and permitting requirements, including rules on guest artists. They have developed the draft regs with input from local tattoo artists. She pointed out that whether or not the artists think the regulations are outdated does not relieve them of following the rules adopted by the Board of Health. Mr. DeVito said that he understands but said that in other communities he had worked in, the staff had no knowledge of how their field works, and he is happy to hear that they are working with surrounding communities, and is happy to participate to help in those discussions. Mr. Durkin said he hears him and thanked him for that.

Attorney Rozembursky said that she has known these tattoo artists for many years, and is a friend of Michalak's, and when this happened he was distraught, and he wasn't concerned for himself but was worried about how he could keep his artists working. She said that he is a new business owner, just post-Covid, but he is taking this incredibly seriously, and has done the work and would love the opportunity to have the chance to continue to work in Peabody.

Mr. Carli made a motion to end the suspension for Jason Michalack, Dr. Fleet seconded. No further discussion was put forth. A vote was taken and it was unanimously agreed to end the suspension.

BUSINESS

Subject 1: Approval of minutes of February 23, 2023- Vote anticipated to approve or amend minutes.

Discussion: Mr. Carli made a motion to approve the minutes from February 23rd. Dr. Fleet seconded the motion. A vote was taken and it was unanimously agreed to approve the minutes.

Subject 2: Request for Site Assignment Modification – PMA Landfill

Discussion: Mr. Durkin reminded that last month the Board held a hearing and Attorney Chris Myhrum came and served as hearing officer. He said there was a draft motion included, created by Attorney Myhrum. Ms. Cameron said that the draft motion was actually drafted by Jackie Caceci from Tighe & Bond, who is present via Zoom. Mr. Durkin welcomed Ms. Caceci. He said that the Board has had the opportunity to review the language of the draft motion and asked if the board requires any further discussion on this. He said that he is satisfied with the motion. Dr. Fleet said that she is as well, and Mr. Carli agreed.

Mr. Carli made a motion to accept the minor modification of the site assignment as discussed in the draft motion as presented. Dr. Fleet seconded the motion. A vote was taken and it was unanimously agreed to accept the minor modification of site assignment.

Ms. Cameron asked the Board members present in person to sign the document and asked Dr. Fleet if she grants her permission for Ms. Cameron to sign her name and initial it. Dr. Fleet said she has permission. Ms. Cameron said that she would then scan the document and send a copy to Ms. Caceci. Ms. Caceci said that she would then coordinate the publishing in the newspapers as required by regulation. Ms. Cameron said that would be great. Mr. Durkin thanked Ms. Caceci.

Subject 3: COVID-19 Response Actions

Discussion: Ms. Cameron said there is not a lot of new information. She shared the data update and stated there is not a lot of interest in vaccination, but they continue to make people aware of their options for vaccination and they continue to do contact tracing with their regional contact tracing team. Mr. Durkin said that we can be optimistic about the trend of COVID cases going down. Ms. Cameron said that she is optimistic about the wastewater sampling data because that is one of the best indicators, along with the hospital data, as all of the incidence data is suspect because of so many people doing home testing which is not reported.

Subject 4: Opioid Settlement Funds

Discussion: Ms. Cameron explained that are additional settlements that she expects the city will be signing onto prior to the April 18th deadline. She said that there are multiple parties paying into the opioid settlement account and said she had given the board a breakdown but the bottom line is that it will be about \$1.2 million if we sign onto it, and some funding goes out 10-15 years. She continues to work with the police chief, the Mayor, Human Resources Director and Finance Director about the possibility of spending some of this funding to enhance our capacity to deliver social service, case management, and connections to care. Mr. Durkin said there is a lot of work involved in this, spending these funds, and there are reporting requirements, and thanked her for her work.

Subject 5a. Environmental Updates-a.Rousselot update

Discussion: Ms. Cameron reported that when she put the Board of Health agenda together she didn't know Rousselot was going announce their closing. All agreed that it was a big surprise. Ms. Cameron said that there had been some odor complaints in March as a result of some work on their clarifier. She said that the Mayor has met with Rousselot, and added that there is obviously a lot of complexity that goes into the closure of a facility that has been here for close to 200 years, and the Mayor will be putting together a multidisciplinary team of people to work on protecting the City's interests, and said she is on that team. She said she has reached out to DEP to find out how much oversight they provide in the decommissioning process, and said that they issue an air quality permit, a waste water permit and water withdrawal permits, so she reached out and they said they are still trying to determine what their role will be in that and they will let us know, so she doesn't have a lot of guidance yet. She said that so far there are some items she already has on her list of things to consider. One thing is that since this business has been here for 200 years there is likely to be some contamination on the site. They actually own 3 parcels of land in the city and at least one has a history of contamination so we will want to define the requirements for environmental sampling before they shut down. They have told the Mayor that they plan to continue operations throughout 2023 and then will slow down operations, and will continue to have a lot of their staff on site through 2024 to close things down. She said the issues are what environmental sampling will be required, what is

their plan for using up any hazardous chemicals at the site, and , if it doesn't get used, what is the plan for transporting it off the site, how are they going to mitigate nuisance impacts, like when they break down that clarifier tank odor will likely be significant. Should contingency funding be requested in case ten or more years in the future something arises, a legacy fund. She said that we don't really have experience with a business like this going offline, and said she welcomes any input, and asked if members had any experience with something like this. Mr. Carli said that he had in Everett, but they had the best possible outcome because they built a casino on it. He said that Monsanto had been there and for years there were cancer clusters and issues for firefighters who responded in that area but then the private developer came in and did the proper cleanup. He said that the value of the property will be impacted by the level of cleanup required there.

Ms. Cameron asked if there were any other big questions she had missed. Mr. Carli said the question should be asked whether they plan to demolish the buildings, because if not the building would fall into disarray pretty quickly, so asking them to raze the buildings should be discussed. Mr. Carli said that cleaning up these areas has gotten a lot easier, and enzymes can be used, injected into the soil to break down contaminants, so there is a great deal of technology making the process better. He said that state regulations have helped, so it could be possible that things were cleaned up. Mr. Durkin said that it is a great spot. Ms. Cameron asked if the Board wants Rousselot to come before the board to present the closure plan or is that not under your purview. Mr. Carli said that not now but once they have their written closure plan to forward to us so we can review, especially with the number of neighbor complaints we get, we need to know how to prepare. Mr. Durkin said there is a lot of land, Ms. Cameron said including the golf course.

Subject.5b Rodent control update

Discussion: Mr. Carli said rodent control is not working on Krochmal Road. Ms. Cameron reported concerns she has with the performance of the vendor implementing the SMART Box program. She is working with the contractor to address those concerns.

Subject 5c. Solid Waste report

Discussion: Reviewed

Subject 5d. Vector Management

Discussion: Reviewed. Ms. Cameron reported that the regional mosquito control project had received 133 requests last year from Peabody residential properties for spraying. She said that some towns don't allow it because of a desire to limit pesticide use, but Peabody allows it. Dr. Fleet said that she has an interest in this issue, because she is a beekeeper, and there is a balance, to keep mosquitos controlled and keep people safe, and keeping bees safe because it affects them when we are spraying. She said that individuals spraying their individual lawns she had mixed feelings on that and is still trying to decide how she feels about this. Mr. Durkin said that he has read that monarch butterfly numbers are down as well. Ms. Cameron asked Dr. Fleet if she knew that she can exclude her property from spraying, and Dr. Fleet replied that she knew that and has done that. Ms. Cameron said that the report shows that the last time our community had any positive mosquitos. She reported that 2017 was the last time we had West Nile Virus, and the last time we had EEE in 2012. Dr. Fleet said that in keeping bees you come to understand how the season effect things, and since the winter was so warm it makes one

wonder what will that do to the mosquito population this summer, and added that it will be important to monitor those numbers this summer.

6. Code enforcement updates-

Discussion: Reviewed

Subject 7a. Permitting updates- a. List of permits issued in February 2023

Discussion: Reviewed

Subject 7b. Revocation of Body Art Permit by the City of Everett for Jesus Escobar

Discussion: Ms. Cameron said that when we had Jesus Escobar's permit hearing last month we were aware that, in Everett where he has been licensed, an allegation of practicing tattooing outside of a permitted establishment had been raised and that their BOH had scheduled a hearing to discuss revocation of his body art permit. We did ask the applicant about this incident during our meeting, and his response was that he was not tattooing out of his house but was merely storing equipment because he was leaving his shop in Everett until going to a new shop. Subsequent to our meeting where the Board approved the issuance of the permit, Cameron then received two sets of minutes from the Everett BOH meetings. These meeting minutes document that the Everett Health Dept inspectors actually did observe Escobar performing tattooing in his home. She said the Everett BOH voted unanimously to revoke his permit. She said that she didn't bring Escobar in this month for a hearing because Chairperson Durkin said the Board would like the opportunity to discuss it. She said that some things to consider include him providing false information at his hearing, but he also did not speak English as his first language so he may not have understood us as clearly as we hoped. Also he has not had an infraction here in Peabody as he is newly licensed. She said that often we want to bring people into the tent of being regulated. She wanted to bring it to the board's attention so you can advise if there is some action you think is appropriate for us to take.

Mr. Durkin said in the news we are reading about Moral Hazard, most recently in regard to banks, which is the belief that if the government allows some kind of easy recovery from an infraction, then further infractions can incur. He said we don't want to appear to be a place of last resort for violators from other jurisdictions, but we do subscribe to the thought that we need to make regulations accessible enough so that it doesn't encourage underground behavior. He questioned whether any health department would even have the resources to prevent work being done underground, so he wonders what is in the best interest for Peabody's public health. He said his thought is that he would like to communicate this to the applicant that we are a bit troubled by his testimony, because he was asked and had a translator with him. He also wants to make sure that other members of the body art community recognize that we are a place that is serious about monitoring these establishments. He said he would like to invite him to a meeting so we can communicate the seriousness of upholding the regulations. Dr. Fleet said that she agrees and would like to hear more from him on what went on and to make it clear that we know about the history of noncompliance. Mr. Durkin said that the consensus is that we have a public hearing to consider revocation. Dr. Fleet asked if we allow him to continue and not suspend his permit before the hearing. Ms. Cameron said that he has his own establishment here so it does not appear to be an imminent risk that would lead her to suspend his permit before the hearing. Dr. Fleet asked if it makes sense if we have an independent interpreter instead of his friend, one with the ability to translate the health information accurately. Ms.

Cameron said that she would look into getting a professional interpreter, possibly through the courts.

8. Public Health Nursing updates- a. February 2023 surveillance report

Discussion: Reviewed

Subject 8b. Public Health Nursing updates- b. Narcan distribution

Discussion: Ms. Cameron told the Board that they have gotten a great response to the Narcan distribution program and they have given out 90 doses of Narcan so far. She said that Chassea is going to set up a table at the Employee benefits fair in May and will distribute Narcan and do a quick training for any employees who are interested.

Subject 9. School Health updates

Discussion: Reviewed. Ms. Cameron said that they had another school nurse resignation this week so we are down three nurses and it has been extremely difficult to fill those spots. Mr. Durkin said he is concerned about school nurses having to work harder to cover for those vacant positions.

Subject 10. Correspondence: North Coastal Environmental

Discussion: Reviewed.

Other: Ms. Cameron said that they had anticipated having a public hearing on the updated tobacco regulations for this month but hadn't gotten any feedback from the City Solicitor so she delayed it, but is now assuming that the City Solicitor has no concerns with the language. She asked if the Board members are ok with that, and if they are she will post the public hearing notice for the April meeting. Mr. Durkin and Dr. Fleet said they are.

Other: Mr. Durkin asked if Ms. Cameron could provide the Board with a list of tattoo establishments for the next meeting. He said that he is starting to lose track and it has gotten beyond him. Dr. Fleet asked if other communities are seeing increased number of applicants. Ms. Cameron said that they are, and the field seems to be taking off, which is why they working to get the regional guidelines created and in place soon.

Next meeting date: April 27, 2023.

Adjournment: Dr. Fleet made a motion to adjourn and all agreed, meeting was adjourned at 6:37 p.m.