

Time being 7:00 p.m. **January 29, 2018** Eric Arvedon opened the meeting of the Foxborough Board of Health, under the Open Meeting Laws of the State of Massachusetts. Eric Arvedon, Chairman presiding, Paul Mullins, Vice-Chairman, Paul Steeves, Clerk, Pauline Zajdel, Health Director, and Diane Passafaro, Public Health Coordinator were present. Meeting took place in the Andrew A. Gala Jr. Meeting Room inside Foxborough Town Hall at 40 South Street. Minutes were taken by Diane Passafaro.

7:00 p.m. Starbucks - New Establishment

(No interested parties in attendance for this agenda item)

Representing Starbucks was Store Manager, Katherine Braun.

Ms. Braun began by saying the Foxborough location had been open for two weeks and the store has been busy. Following Paul Mullins inquiry on staffing needs, Ms. Braun stated more hiring is needed and the Store is currently borrowing employees from other locations at this time. She expects hiring to continue for the next few weeks. She added that since the Foxborough location is now fully open, training of all staff is performed on site.

After review of the menu, Paul Mullins asked about the food that is offered and the preparation activities associated with the items. Ms. Braun informed the Board that all sandwiches are pre-made and placed in the oven for heating. Pastry comes in frozen and is thawed following Company procedures.

Eric Arvedon asked about overall training within the establishment, including who at the establishment was trained as a Certified Food Manager (CFM). Ms. Braun stated she possessed a CFM certificate. Although not required, Eric Arvedon advocated and believes in the benefits of all restaurants having additional employees trained in food safety. Pauline Zajdel made Ms. Braun aware that there are inexpensive online trainings available and to contact the office if she needs assistance. Paul Mullins inquired about “after hours” upkeep training related to maintaining overall cleanliness of the facility. Ms. Braun stated the Starbucks Company has a specific schedule as it relates to when the cleaning of all equipment is required. She added all cleaning was performed by in house staff and is not contracted out.

Eric Arvedon thanked Ms. Braun for her time and concluded the discussion of Starbucks at 7:15 p.m.

7:15 p.m. The Lodge at Foxborough

**Repetitive violations of State
Sanitary Code (105 CMR 410.000)**

(No interested parties in attendance for this agenda item)

Representing the Lodge at Foxborough was Jessica Lee, Community Director.

Eric Arvedon began by stating his concern with the word “repetitive”. Mr. Arvedon stated he wanted to fix that and asked Ms. Lee how this could be accomplished.

Ms. Lee informed the Board that the current compactor located on the property is new as of February 2017. She correlated the time the violations began to be the same period of time the old compactor was not operating which was the end of 2016 and the beginning of 2017. Since replacement, the compactor was working well until the most recent break down which was the same time as the most recent complaint. Ms. Lee added what made the situation worse was the delay in the arrival of a temporary container.

After Eric Arvedon asked how Management could move forward, Ms. Lee continued. She explained the compactor is picked up weekly on Thursdays and the capacity of the compactor was verified to be sufficient for the size and use of the Property. The current recycling container however is not sufficient and a partial approval for a larger container is currently with upper management. In addition, she stated their removal contract with the trash hauler company details a pick up of the recycling container every Tuesday and Thursday, however, Management took notice the Tuesday pick up was not occurring. She added that the contract with their current waste hauler just began in September and she is not aware of her contractual obligations should she want to try a different company. Pauline Zajdel informed her that a list of licensed trash haulers in the Town of Foxborough is available on the Health Department website or she can call the office.

Ms. Lee also expressed challenges she has seen to include several move-outs per month leading to additional dumping during that time as well as community (non-residents), sometimes commercial trucks, dumping their waste. She informed the Board that she has requested cameras and these have been approved. She added that signs relating to surveillance in use and community use only have been ordered. The recycling container is not clearly identified, and a sign for this container was also ordered.

Paul Mullins asked if the trash was centrally located. She responded by saying it is not, with some residents needing to drive over their trash. Mr. Mullins continued by asking if more containers throughout the property could be an option and assist in minimizing the issues. Ms. Lee stated it was worth exploring, however, request of additional containers when it has been proven the current compactor is of sufficient capacity may be difficult. She also added that truck accessibility would become a factor for some areas of the Site.

Pauline Zajdel informed the Board of the two most recent non-trash complaints from residents at the Lodge of Foxborough. Eric Arvedon requested that Ms. Lee keep Pauline updated on the repairs and actions being performed associated with

the complaints or if needed, providing a letter detailing the timeline of when the violations will be addressed.

Eric Arvedon ended the appointment with Ms. Lee by letting her know that the Board is available should she need any assistance. Ms. Lee responded that if her requests are not followed through with upper management, then she will ask for assistance.

Hearing no other discussion, Eric Arvedon closed the matter of the Lodge at Foxborough at 7:40 p.m.

7:40 p.m.

Waxy O’Connors

**Recent inspections and
Repetitive violations**

(No interested parties in attendance for this agenda item)

Representing Waxy O’Connors was Greg Yelle (General Manager) and Chris Bartick.

Eric Arvedon began by expressing his concern that during the two most recent inspections, violations were noted to be repetitive in nature. Paul Steeves asked how this could be fixed.

Mr. Yelle stated they were trying their best however there has been a lot of turnover within the establishment. Eric Arvedon asked who is responsible for the training of the employees. Mr. Yelle responded that he performs the training, as well as Chris Bartick and the Kitchen Manager, however this kitchen manager no longer works at the establishment. Mr. Yelle informed the Board that the establishment had recently provided training to all staff, but added that everyone that was trained has since left the Company. Mr. Yelle also mentioned that Waxy O’Connor’s Corporate is formulating a Company wide training booklet for all of the locations.

Eric Arvedon commented “we can’t help you run your operation, but we can shut you down”. Mr. Yelle understood and added that they have been trying to hire and keep the best employees, however that takes money.

The Board continued to review the inspection reports. Eric Arvedon spoke and advised that someone should be walking around the establishment daily to see what needs to be done. Mr. Yelle understood and agreed that the person should be him. He added that he wanted his establishment to be a success. Paul Mullins suggested the opportunity for a consulting company to review their operation for a day and for that company to explain what areas need to be addressed and for them to help the employees understand the “why” behind what the employees are doing is so important. Eric Arvedon added that other establishments in Town have had a positive experience bringing in a consulting company.

Pauline Zajdel asked if all the violations noted in these reports had been addressed. Mr. Yelle stated yes.

Paul Steeves made a motion to allow Waxy O'Connors to remain open for the next 30 days, with an unannounced inspection to be conducted within those 30 days. Paul Mullins seconded. Discussion followed. Vote was called. All in favor, 3-0.

8:02 p.m. Paul Mullins made a motion to approve the minutes of December 18, 2017 as written. Paul Steeves seconded. All in favor, 3 – 0.

8:03 p.m. Paul Steeves made a motion to approve the following bills:

N.E.H.A. (New credential for K.D.)	\$465.00
HealthCare Options, Inc. (December)	\$2,415.42
HealthCare Options, Inc. (January)	\$2,415.42
Wheelwright Consultants (Training – J.R)	\$165.75
The Arc South Norfolk (January)	\$812.83
The Pro's Car Care Complex	\$28.00
P.Z. – January Communications	\$50.00
D.P. – January Communications	\$50.00
J.R. – January Communications	\$50.00
W.B. Mason	\$92.71
M.E.H.A. (Training – J.R.)	\$125.00
M.E.H.A. (Membership – J.R.)	\$40.00
N.E.H.A. (Credential Renewal – P.Z.)	\$125.00

Paul Mullins seconded. All in favor, 3 – 0.

8:04 p.m. Health Directors Updates

- Preliminary plans were submitted to the Health Department today for the installation of two new Title V systems located on the Rodman owned properties at 51 and 53 Washington Street. After a file review and a meeting with the engineer, the Health Department requested that the existing system that is currently shared between the two properties, be split. Two applications and two fees will be due to the Health Department for these systems.
The Board stated an appointment in front of the Board of Health was not necessary as long as the Design Plans are submitted, Kevin Duquette approves the plans and there are no delays with the installations. Installation deadline to be extended until February 28, 2018.
- William Buckley, Jr. of Bay Colony Group, Inc. provided the Health Department with a septic system repair proposal (dated January 24, 2018) for the VFW. To

date, there have been no issues with this proposal expressed by the Owner. The Board stated an appointment with the Owner of the VFW was not necessary at this time, but the installation must be expedited and requested the Title V system to be installed by the end of February.

- Andrew Poce has expressed interest in coming in front of the Board of Health to discuss his mobile food unit as it relates to the addition of his smoked fish operation. Pauline Zajdel informed the Board that the property he wishes to operate his business on is 24 Washington Street. The use of this property requires other Town Department approvals. To date, Mr. Poce has not begun seeking these necessary approvals. The Board stated they approved Mr. Poce and his mobile unit as a retail operation only, for 90 days. They stated they would like to see this retail operation established first prior to the approval of any additional operations. Approvals from other Town Departments would also be needed.
- The Board approved an extension request for the temporary trailer at 78 South Grove Street for the Cronin's. The Board of Health granted a six month extension.
- The Board was informed of several trainings and seminars available in Foxborough and the surrounding area occurring within the next few months.
- Following the review of the "Gillette Stadium Employee Lot A Expansion" application dated December 26, 2017, the Health Department's comments included the need for "Abandonment Permit Applications" for the septic systems of all three properties (32, 34, and 36 Pierce Street) that are scheduled to be removed.

8:40 p.m. Paul Mullins made a motion to adjourn. Paul Steeves seconded.
All in favor, 3 – 0.

The next meeting will be February 5, 2018.

Paul Steeves, Clerk/dp

