

The regular meeting of the Board of Health was held in the Board of Health Building on Wednesday, November 20, 2008 at 7:30 p.m. Joel Servoss called the meeting to order, and led the salute to the flag.

**THIS MEETING WAS HELD IN ACCORDANCE WITH THE OPEN PUBLIC MEETING ACT, NJSA 10:4-1 ET. SEQ. ANNUAL NOTICE HAVING BEEN FORWARDED TO THE NEW JERSEY HERALD AND POSTED ON THE BULLETIN BOARD MAINTAINED IN THE MUNICIPAL BUILDING FOR PUBLIC NOTICES.**

**ROLL CALL:**

**PRESENT:** Joel Servoss, Craig Bradley, Selma Reichert, Rob Bond, Jim Vanderhoof, Thom Forbes and Mariano Gianni. Phil Morlock, Health Officer and Rosie Mitchell, Recording Secretary were also present

**ABSENT:**

**MINUTES OF THE PREVIOUS MEETING:** Mariano made a motion to accept the minutes, seconded by Thom. All in favor.

**MEETING OPEN TO PUBLIC:** No public.

**CLOSED TO THE PUBLIC**

**HEALTH OFFICER REPORT:** Phil went over his entire report. He then asked if there were questions.

1. Joel asked a question on # 7, summons for smoking on school property. He asked who gets that fine money, Phil said the State gets the fine money and we get the court costs.
2. Joel asked about # 9, phosphates/phosphorus in lake water. He asked if the Borough had a regulation that fertilizer that is used within the Borough has to be phosphorus free. Phil said no, not to his knowledge but if you are going to do it that is the way to do it, it is voluntary.

**SANITARIAN REPORT:**

**BOROUGH NURSE REPORT:**

1. Phil said Fran has been a busy lady and in fact she was here giving flu shots tonight. He said she had around four clinics. He also said next year he will talk to the Board about raising the fee for flu, we are at \$ 10.00. Thom asked what everyone else charges and Phil said, 15, 20 or 25. Next year we will have further discussion. Joel asked what Medicare pays. Phil will look into this.

**HEALTH EDUCATOR**

**REGISTRAR REPORT**

**ANIMAL CONTROL:** Hopatcong/Stanhope

**SWAT:**

**ALL REPORTS:** Jim made a motion to accept all reports, seconded by Mariano. All in favor.

**CORRESPONDENCE:**

1. Phil said there is still an Animal Census going on and there have been 1937 dog licenses and 429 cat licenses issued for 2008. On November 20, 2007, there were 1755, we are almost 200 over. To date there have been 113 summonses issued, 88 have been resolved. There will be approximately another 43 issued in the coming weeks. This is an on going program. This is something we had to do.
2. Phil passed a letter around addressed to the EPA, sent to the Honorable Steven L. Johnson, Administrator of EPA, in Washington. This letter was to endorse the Brownfields Grant Application.
3. Phil read a letter addressed to Joe Moskovitz from John Ursin. This letter referenced Ordinance # 248-15. It concerned a dog to dog bite. The Judge reversed a portion of the conviction because of the ordinance. The ordinance makes specific reference to damaging property of another but only lists intangible lawn and landscaping type examples. Mr. Ursin suggested that this letter be forwarded to the BOH and to ask them to specifically consider whether Ordinance 248-15 be amended to include a large description of personal property more specifically include damage caused by a dog biting another dog. The Judge did not allow vet bills to be given as restitution in this case. Phil said he looked at this ordinance, it is our local ordinance. There is a State Ordinance which pre-empts, clearly states it will pre-empt the local ordinance. Phil's recommendation at this time is to wait until next year when we have more money in the line item and have the attorney look at it. Joel said it sounds like at this point that if a dog attacks another dog there is no recourse to get the person that owns the attacking dog to pay for the vet bills. Phil said the local ordinance wasn't clear when it relates to that, this is something that has to be dealt with going into next year with the attorney. We have at least three things to work on with the attorney going into next year.

**OLD BUSINESS:**

1. Septic Management: Rob wanted to talk a little on this. He asked if Phil could provide the Board members the legislation or what ever was enacted. He also said, if we have to track stuff, one area to explore is Rutgers Cooperative Extensions to see what they are doing. Rob said, they have done this stuff before, he thinks Montgomery Township, they developed a data base for them. Phil said when he talked to Carl about this the software was about \$ 11,000.00. Rob said if we could get the State University of New Jersey to do it for us. He said this is just a thought and again asked Phil to send out information to Board members.

**NEW BUSINESS:**

1. Resolution # 7-2008. Joel read the Resolution to refund a Flu Clinic fee in the amount of \$ 10.00. Jim made a motion to refund the fee, seconded by Thom. Roll call, Joel, Craig, Rob, Selma, Mariano, Thom and Jim. All in favor.
2. Community Health Services Agreement: This is a contract between St. Clare's and The Hopatcong Health Department. Phil said this is a renewal; we use their lab for male and female cancer screening. There are some minor adjustments here but based on our budget we can handle it without any difficulty. Thom asked if we raised our fees for any of these and Phil answered no, not until January. Joel asked if there is a motion to renew this Agreement, Thom made a motion, seconded by Jim. Roll call, Joel, Craig, Selma, Rob, Jim, Thom and Mariano, yes. All in favor.

Jim made a motion to adjourn, seconded by Rob, all in favor. Meeting adjourned at 8:15 pm.