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MAYOR

# City of Brockton Health Department

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EXECUTIVE HEALTH OFFICER

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## **BOH: Minutes from the Board meeting on February 2, 2024**

The meeting was called to order at 4:30 PM. The members in attendance: Board chairperson, Dr. Andrade, Eno Mondesir (Exec. Health Officer), and Mr. George Fiske

**Ref:** Also in attendance: James Doucette (ISD Inspector), Sarah McClogan from MHOA (Massachusetts Health Officers Association), Rachel Seaver (BOH Intern from Bridgewater State University Undergraduate Public Health Program), and Attorney Phillip Nessralla representing his clients Charles Hajjar (was also in attendance), owner of 448 Mart LLC, located on 448 East Ashland St, Brockton. Also in attendance, Mitul Patel (Owner of Gas Depot, located on 1123 Main St, Brockton), Bhadrash Patel (Owner of Vanshika Corp, located at 1666 Main St), Yaniv Sostiel, owner of Petro Save Group Incorporated, located at 514 N. Main St.

All members were welcomed and Dr. Andrade was introduced, he then led the meeting and made a motion to approve the meeting minutes for Board meetings held on December 7, 2023, and January 4, 2024, the motion was approved.

### **First agenda item:**

- A. Reinstatement of tobacco license for Charles Hajjar, owner of 448 Mart LLC, located at 448 East Ashland St, Brockton. Attorney Nessralla opted to withdraw the application and reconsider in the future when there is a 3 member board at a later date. It has been withdrawn and was approved by Dr. Andrade and Mr. Fiske.
- B. Attorney Nessralla also wanted to withdraw the case of 662 LLC and will be saved for some time in the future.

### **Next agenda item:**

Gas Depot, owned by Mr. Mitul Patel, located at 1123 Main St, represented by James Doucette, 3 violations within 36 months mandatory fine leading to a \$5000 fine. Dr. Andrade recommended a period of suspension for 30 days under the CMR. Sarah McClogan (from MHOA), shared that the board needs to set a specific number for these types of violations for it to be fair for all companies. Due to Dr. Andrade and Mr. Fiske being split on this issue, Dr. Andrade recommended getting legal assistance due to it being a 2 member board. It will be brought back to the board in the future with more understanding.

*"City of Champions"*

**Next agenda item:**

**Vanshika Corp**, owned by Bhadresh Patel located at 1666 Main St, represented by James Doucette. The owner was not aware of the first offense of underage sales and a second fine was added due to tobacco still being on the shelf when the inspector arrived. The owner has paid the both fines. Under the CMR the period of suspension is 14 days for sales of tobacco products to people underage. Sarah McColgan, recommended a MHOA training for employees as an alternative for the “We Card” Program. Mr. Fiske made a motion to have a 7-day suspension. Dr. Andrade requested that the City Law Department weighs in so as to help bring into perspective such issue, focusing on the legal interpretation of the existing protocol over suspension.

**Next agenda item:**

**Petro Save Group Incorporated**, owned by Yaniv Sostiel, located at 514 N. Main St, represented by James Doucette. Incurred a sale to a minor and a second offense due to failure to pay the monetary fine. The owner has not paid the initial and secondary fines. Due to running out of time, this issue will be moved to the next board meeting.

Dr. Andrade made a motion to vote on a **Cigar and More**, located at 530 Forest Avenue to be moved to 423 Belmont Street. And it was passed by both Dr. Andrade and Mr. Fiske

The meeting was adjourned at 5:57 PM. The board scheduled the next board meeting to be held on March 7, 2024.