



CITY OF NEW BEDFORD

JONATHAN F. MITCHELL, MAYOR

HEALTH DEPARTMENT

BOARD OF HEALTH

PATRICIA L. ANDRADE, M.D.
CRAIG LONGO, M.D.
SARAH MORRIS, M.D.

DIRECTOR OF HEALTH
DAMON O. CHAPLIN

APPROVED MINUTES

Emergency Board of Health Meeting

Tuesday, January 19, 2021 at 6:00 p.m.

Board to Convene Via Remote Participation

Alternative Means of Public Access Provided: Zoom Meeting/ Telephone Conference Call

To Join Zoom Meeting: <https://zoom.us/j/3966365159>

Dial-In: 1 646 558 8656 US Meeting ID: 396 636 5159

1. CALL TO ORDER

Meeting was called to order at 6:02 p.m. meeting remotely per zoom communications which has been allowed per the Governor due to the pandemic this meeting is being recorded.

2. ROLL CALL OF MEMBERS

Present were Damon Chaplin, Director
Patricia Andrade, M.D.
Craig Longo, M.D.
Sarah Morris, M.D. (EXCUSED)

ACTION

- 3. Discussing the Cease and Desist Order re: The Bar on 266 Dartmouth St, New Bedford is violating applicable laws and regulations pertaining to COVID-19 orders mandating the wearing of facial coverings, including masks, and is thereby endangering the general public and other violations in this Order.**

Mr. Chaplin presented a brief summary of the cease and desist order regarding The Bar establishment owned by Mr. Faria. On 11/21/20 and 11/28/20 NBPD reported people not wearing masks and additionally NBPD reported patrons playing billiards and not wearing masks. 1/9/21 NBPD had found that place was closed to public, but they found individuals inside the facilities in range of 5 people sitting at the east of the bar. Mr. Faria was issued 3 tickets by hand.

Mr. Faria spoke in regard to these allegations. He stated that the police report that says he would not comply is not true. He remarked that he is not saying that there were no mistakes made because there were but feels like he is being targeted. As of today, it has been 50 days that he has been closed.

Dr. Andrade stated we are here to hear your plea but we also cannot erase what has happened in the past and many other restaurants throughout the city are complying and if individuals are not taking this seriously then if it is not controlled this will never end. They understand that it is a hardship.

Mr. Faria stated out of those violations only one is legitimate. He agrees there were people in there for a benefit and they were not wearing masks but the other violations he does not agree with.

Dr. Andrade stated we are here to try to determine what your future commitment in working with the city is. She feels what has been cited should stand and open to discuss whether we should allow him to reopen under probation with a certain time period because we do not know when phase 4 will start.

Dr. Longo agrees fine should stand and discuss reopening with probation going forward.

Mr. Chaplin stated the last time we gave an establishment 60 days to pay the fine with 6-month probation period. Mr. Chaplin also mentioned to Mr. Faria to have the food receipt underneath the drink at the tables for proof that they have ordered food with a drink.

The Board decided to allow The Bar to reopen on January 28, 2021 with probation period for 6 months and he will have 60 days to pay fines.

MOTION: by Dr. Longo for The Bar to reopen, Thursday, January 28, 2021 with a 6 month probation period with a plan for closer until Phase 4 where the issues are heard by the Board if there are any further violations and a 60 day grace period from the date of opening to repay the fines from the citations. **SECONDED:** by **ROLL CALL** – Dr. Longo and Dr. Andrade **YES**. All in favor. **MOTION CARRIES.**

4. MOTION TO ADJOURN

Dr. Andrade **adjourned** the meeting at **6:26 p.m.**

A true record attest:



Health Department Chairperson

BOH Meeting Minutes Approved 3 / 4 / 21