

## BOARD OF SELECTMEN MEETING

April 25, 2022

Chairman Lilia Maselli called the meeting to order at 6:00 p.m. in Room 9 of the Town Hall. Present were Selectmen Gregory B. Bendel, Kevin A. Caira, Gary B. DePalma and Judith L. O'Connell.

A motion was made and duly seconded and by the affirmative roll call vote of all, it was

VOTED: That the Board of Selectmen enter Executive Session for the purpose of discussing strategies with respect to collective bargaining with the New England Police Benevolent Association (NEPBA) Local 1 (Police Patrol), American Federation of State County and Municipal Employees (AFSCME) Local 1703 Unit 1 and New England Police Benevolent Association Local 101 (Dispatchers) in accordance with Massachusetts General Law Chapter 30A, Section 21(a)3 as an open meeting may have a detrimental effect on the negotiating position of the Town with the intention to return to open session.

Chairman Lilia Maselli reconvened the meeting at 7:10 p.m. in Room 9 of the Town Hall. Present were Selectmen Gregory B. Bendel, Kevin A. Caira, Gary B. DePalma and Judith L. O'Connell. Also present was Town Manager Jeffrey M. Hull.

Chairman Maselli asked those present to rise and she led the pledge of allegiance.

### TREASURY WARRANTS

Chairman Maselli asked for a motion to accept the Treasury Warrants. A motion was made by Selectman DePalma, seconded by Selectman O'Connell and by the affirmative vote of all, it was

VOTED: That the Board of Selectmen accept Treasury Warrants 42, 42A, 43 & 43A.

Chairman Maselli issued a statement relative to recent acts of vandalism at the Yentile Farm Recreational Facility restroom facilities.

### **ANTHONY AND KIMBERLY FRECCERO, JET NUTRITION LLC DBA BREEZE NUTRITION, RE: REQUEST TO OBTAIN A COMMON VICTUALER LICENSE FOR PROPERTY LOCATED AT 2 LOWELL STREET, UNIT 6B**

Ms. Freccero was present on behalf of Jet Nutrition to obtain a Common Victualer License. She advised that the shop serves beverages only, specifically protein shakes and teas. Ms. Freccero stated that they are seeking to have eight (8) seats.

Chairman Maselli asked if there were any questions or comments from the Board. Town Manager reviewed favorable recommendations from the Board of Health and Building Inspector. Ms. Freccero stated that they anticipate opening the weekend of May 1.

A motion was made by Selectman Bendel, seconded by Selectman Caira and by the affirmative vote of all, it was

VOTED: That the Board of Selectmen issue a Common Victualer License to Jet Nutrition LLC DBA Breeze Nutrition, for property located at 2 Lowell Street, Unit 6B.

### **JAMIE MAGALDI, OPERATIONS MANAGER/TREE WARDEN, RE: TREE CITY USA DESIGNATION**

Mr. Magaldi stated he has worked for the Town of Wilmington for 18 years and for the past nine years has served as the Town's Tree Warden. He reported that the Department of Public Works was notified by the National Arbor Day Foundation that the Town of Wilmington has earned the

designation of Tree City USA for 2021. He noted that the designation helps recognize Wilmington for the efforts and investments in tree care and conservation and urban forestry planning. It is listed as a goal in the Town's Open Space and Recreation Plan. There are over 3,400 cities and towns nationwide that are designated as a Tree City USA.

Mr. Magaldi stated that, in order to be eligible for Tree City USA in 2022, the Board of Selectmen is required to make an official Arbor Day Proclamation for 2022. Arbor Day is typically the last Friday in April and this year that falls on April 29. He noted that last year he presented the many benefits of trees including Air Quality Improvements and Carbon Monoxide Reduction, Energy Conservation Benefits and Heat Island Reduction, Stormwater Benefits and increased property values.

Mr. Magaldi advised that to retain the designation of Tree City, communities must meet four standards within the calendar year. Those standards are:

Community must have a Tree Board or Department – The Department of Public Works has a standalone Tree Division.

Community must have a Tree Care Ordinance – Mr. Magaldi advised that, in Massachusetts, cities and towns are required to abide by Massachusetts General Law Chapter 87 Public Shade Tree statute which requires cities and towns to hold hearings anytime a healthy public shade tree is to be removed from a town right of way. In addition, the Wilmington Conservation Commission approved their tree and vegetation removal policy in 2019 which set guidance for the removal of trees within a certain distance of resource areas.

The Town must have a forestry program with an annual budget of at least \$2 per capita. Mr. Magaldi reported that Wilmington spends approximately \$10 per capita.

The Town is required to have an Arbor Day observance and a proclamation. For 2021 the Wilmington Memorial Library participated in the Massachusetts Tree Warden Forestry Association's tree seedling program, giving out 300 free Pin Oak tree seedlings to residents on April 30, 2021. The seedling give away was funded by the Friends of the Library. The Board of Selectmen signed the 2021 proclamation on April 12, 2021 and is being asked to sign the 2022 proclamation.

Mr. Magaldi advised that the designation is earned annually therefor the Department of Public Works intends to recertify for Tree City each year. The Town need to submit a written Arbor Day Proclamation endorsed by the Board of Selectmen and the Memorial Library is planning to participate this year by giving out 200 tree seedlings during the week of April 25, 2022.

The DPW extends its appreciation to the Friends of the Library for funding the tree seedling program and Library Director Tina Stewart and Assistant Director Charlotte Wood who have been invaluable in helping to celebrate Arbor Day.

Chairman Maselli asked if there were any questions or comments from the Board. Selectman DePalma commented relative to Mr. Magaldi's presentations to the Board.

At this time the Board took up item number 6 of the agenda.

#### **BOARD TO CONSIDER SIGNING PROCLAMATION DECLARING APRIL 29, 2022 ARBOR DAY IN THE TOWN OF WILMINGTON**

A motion was made by Selectman O'Connell, seconded by Selectman Bendel and by the affirmative vote of all, it was

VOTED: That the Board of Selectmen sign a proclamation declaring April 29, 2022 Arbor Day in the Town of Wilmington.

**PAUL ALUNNI, TOWN ENGINEER, RE: MASSWORKS GRANT UPDATE, PROJECT TIMELINE AND TRAFFIC DETOURS**

Mr. Alunni was present with representatives of TEC, the Town's engineering consultant; Mr. Robert Niccoli, PE, SE, Structural Engineer, and Elizabeth Oltman, PE, Licensed Transportation Engineer.

Mr. Alunni advised that his intention this evening is to provide a brief update on the status of the MassWorks grant and then transition to the Culvert Replacement Project. He stated that he announced to the Board a couple of months ago there was a shortfall in funding with respect to the MassWork grant projects and he is happy to report that the state has approved an additional \$1 million in funding.

Mr. Alunni advised that the culvert is in dire straits and reported it is a legitimate public safety concern. In order to replace the culvert, there will be a temporary full closure of Route 62. Mr. Alunni advised the Board that he has been coordinating with the police and fire departments and the school department. Mr. Alunni stated work is about three months out and he will begin making notification.

Mr. Niccoli thanked the Board for the opportunity to provide information regarding the projects. He advised that project is for the replacement of the culvert over Lubbers Brook. Mr. Niccoli explained the location of the culvert and reiterated it is not in good condition. The culvert was installed in 1960 with a 50 year life span. He described the culvert as being constructed with two corrugated metal plate arched structures that are starting to degrade quickly. A sinkhole opened up last year which was repaired immediately by the DPW. Mr. Niccoli advised that it may be indicative of future sinkholes.

The Town has been receiving concerning inspection reports from Massachusetts Department of Transportation (MassDOT). MassDOT inspection cycle is every two years for a bridge and advised that this bridge is being inspected more often due to its condition and reported they have a sag monitoring chart to keep track of how it is settling over time. The most recent inspection report rated it a 3 which corresponds to severe/major deficiency.

Mr. Niccoli advised that it is a complicated project because the skew angle eliminates several replacement alternatives as the stream comes in at a 45 degree angle, the culvert is much longer; surrounding houses, businesses and resource areas make raising the roadway profile not feasible. In addition to the horizontal curve, railroad tracks, North Street and Jefferson Road make a temporary alignment shift unfeasible. The width of the roadway and presence of obstructions below ground makes phased construction using temporary sheeting not feasible and the presence of utilities limit replacement alternatives and construction phasing alternatives.

He explained which utilities including Verizon duct bank underneath the north sidewalk, National Grid gas line beneath north shoulder, water main on south side of bridge, future sewer line and drainage within the area.

Slides were shown depicting pictures of the completed culvert. Mr. Niccoli reviewed the construction sequence. Pre closure, National Grid will cut and cap gas line; install erosion controls and potentially install temporary support of Verizon duct bank. It is expected there will be minimal traffic disruption. It is expected there will be full closure beginning July, detours will be

in place. they are contractually required to provide 21 calendar days advance notice. Message boards will be installed in both directions 14 days prior. He reviewed construction sequence and stated that prior to the end of the 30 days, the contractor must have a single lane open with an operating signal.

A single lane closure with alternating signal at each end will be initiated. Remaining work will take place on each side including form and pour cast-in-place concrete headwall, installation of guardrails and sidewalks and roadway paving. At the conclusion, the road is to be open to two lane traffic and pedestrian access. At the conclusion of the 42 day single lane closure, the project will be substantially complete.

Post closure activities are expected to be 60 calendar days in duration. Final construction items will take place during this time. National Grid will install proposed line along headwall hangers and reconnect and relocate water pipe. removal of control of water system and erosion control. The duration of 60 days is driven by National Grid.

Mr. Niccoli explained construction staging. The contractor will have full access to the K & M Dry Cleaners parking lot 21 days prior through 7 days after full closure for a total of 58 days. The contractor will have a separate entrance to the lot and will maintain a fence and gate to preclude public access.

Ms. Oltman reiterated that 14 days prior to the closure a variable message board (VMB) will be placed on I93 north at Concord Street and I93 south at Route 62 to let motorists know that Route 62 will be closed. VMBs will be located south of Federal Street and north of High Street. She advised that signs on Route 93 have to be approved by MassDOT and the language cannot change. The boards on Route 62 can change as necessary.

She reviewed the non-truck detour route to be High Street to Woburn Street to Concord Street to Federal Street, and reverse. It is hoped that most will use Route 93. She advised that there is an extensive signage plan.

Ms. Oltman stated they understand that there is a school located at High Street and Woburn Street which is why they are trying to push the 30 day closure over the summer to minimize disruption to the school. They will work with the transportation coordinator.

Ms. Oltman presented slides depicting photos of the temporary traffic signals. She advised that they are solar powered and will allow traffic one way and then the other. She explained that there will be delays because one side has to clear before the other side can receive the green light.

Selectman Ciara asked whether they were familiar with the issue the Town is having with the railroad tracks and whether there could be an extension so there is not a car sitting on the track. Ms. Oltman stated that it is close to the tracks and it can be reviewed as the construction progresses. She believes they may want to keep it on either end of the culvert because the longer the distance, the longer the red light will be. Selectman Caira suggested signage for vehicles to not stop on tracks.

Selectman Bendel asked whether police and fire will be consulted as this will be a significant change in terms of response time. Mr. Alunni stated that they had a meeting about a year ago and met again Friday and they are working out details to set up a temporary substation on the other side of the culvert.

Selectman Caira asked whether there would be separate signage prohibiting trucks on the local roads. Ms. Oltman advised there is separate signage to direct them to use Route 93. Mr. Magaldi stated signs can be added as necessary. Selectman Caira stated he is concerned if it were a convoy of trucks noting the number of pedestrians walking and the school.

Selectman DePalma asked whether the hours of the project will be 24 hours and was advised that the hours will be 7 a.m. to 7 p.m., six days per week. Mr. Alunni noted that there are residences in the area.

Selectman DePalma asked whether lighting will be increased in the area. Mr. Alunni believes the contractor may have lighting.

Selectman O'Connell asked whether there will be an impact to National Grid users in terms of the gas line. Mr. Niccoli advised there would not as the gas line is looped in that area and National Grid wants it reinstalled by November 15.

Selectman O'Connell confirmed there have been discussions with businesses and asked what outreach is taking place. Mr. Alunni stated that he has been coordinating with the owner of Elia's based on the location. They are fully aware and supportive of the project. He hopes to draft a formal letter with his business card to the property owners. The Town's social media will be utilized. Abutter notification will be a combination of letters and the reverse notification system.

Selectman O'Connell asked Mr. Alunni if he is confident that the Town is in good shape financially relative to this project and Mr. Alunni confirmed. He stated that he is confident in the team. Mr. Alunni recognized the contribution of Princeton Properties.

Selectman O'Connell asked whether staffing and materials will be available. Mr. Niccoli stated that since the project was put out to bid, they have been in communication with the culvert manufacturer. They have been advised the lead time is five weeks which is reasonable. Mr. Alunni stated that based on the type of culvert, they are not seeing delays in material.

Town Manager Hull asked to what degree the schedule will be impacted by weather and was advised there is a potential for inclement weather and slight delays are built into the schedule.

Town Manager Hull asked how long the water line will be disconnected and Mr. Alunni advised that it is his understanding it cannot be disconnected for any length of time.

Selectman Caira expressed appreciation to Mr. Alunni for recognizing Princeton Properties' contribution. He asked to confirm that the project will be conducted in three phases.

Selectman DePalma commented that to complete the project will take approximately one year and Mr. Alunni confirmed and stated that the Town has until June 30, 2023 to expend the funds.

Town Manager Hull noted that final paving is contingent on when Princeton Properties can proceed with their project.

Mr. Magaldi thanked the representatives of TEC for their work and especially recognized the effort of Mr. Alunni to logistically make the project work. He was able to secure the \$1 million extra grant funds.

## **DISCUSSION AND ASSIGNMENT OF MOTIONS FOR THE ANNUAL TOWN MEETING**

Town Manager Hull reviewed the articles and noted which Selectman will make the motion. Motions were assigned in rotation beginning with Chairman Maselli followed by Selectman Bendel, Selectman Caira, Selectman DePalma and Selectman O'Connell. Article 5 will be offered

by the Chairman of the Finance Committee, Articles 23 through 27 will be offered by a representative of the School Committee and Articles 49 through 52 will be offered by the Chairman of the Planning Board.

Chairman Maselli asked if there were any questions or comments and there were none.

### COMMUNICATIONS

Town Manager Hull reviewed his memorandum regarding the appointment of Brett Sawin to the position of Recreation Director effective October 3, 2022. Recreation Director Karen Campbell will be retiring effective September 30, 2022. Mr. Sawin is the current Program Coordinator and began working for the Town in April of 2019. Prior to coming to Wilmington, Mr. Sawin was the Community Relations Coordinator with the New England Patriots. Mr. Sawin has a Bachelor of Science degree in Sports Management from the Isenberg School of Management at the University of Massachusetts, Amherst. Mr. Sawin was present this evening and members offered their congratulations.

Town Manager Hull reviewed his memorandum regarding rail crossing safety issues. He advised that Chairman Maselli, Selectman O'Connell and he participated in a Zoom session on April 13<sup>th</sup> with Representative David Robertson, Jeffrey Gonneville, MBTA Deputy General Manager; Michael Muller, Executive Director of Commuter Rail; Ryan Coholan, MBA Chief Railroad Officer, and Abdellah Chajai, Keolis Commuter Services, CEO. Town Manager Hull reported that the MBTA explained that they are continuing to work with the Federal Transit Administration with respect to the design of the platform in North Wilmington. Funding has been secured to complete the work.

Mr. Muller noted that the MBTA issued notice to the Town prior to the work being done at certain rail crossings over the weekend of April 9<sup>th</sup>. Notice was sent to him, central dispatch and the *Wilmington Apple*. In addition, discussion took place regarding the blue signs that provide a phone number to report incidents at the crossings. Mr. Muller reiterated that the number that was included on the slide during the Selectmen's meeting was not the number to call. In fact, each rail crossing has a unique number as the crossings are divided into territories and calls are directed based upon the territory. Selectman O'Connell inquired about QR Codes to allow the phone number to be scanned.

Ryan Coholan stated that there are public safety videos that were recently produced by the FTA. A question was asked about whether Wilmington has local access and about the possibility of working with local access to show the videos.

Mr. Muller discussed the issue of using road salt at crossings. He advised that the MBTA has sent notice out over the years to DPW Directors, Town Administrators, City Councils and Boards of Selectmen, but these notices have not consistently been issued at the start of each snow season. The notice requests that salt not be applied to crossings. He acknowledged and noted Mr. Gonneville's admission during the previous session that it is not always practical to avoid applying salt at these locations and the lack of treatment creates risks. The next session will take place on April 27, 2022.

Town Manager Hull reviewed his memorandum regarding the Olin Chemical Superfund Site – Maple Meadow Brook Well Access Plan. He stated that Representatives from Olin Corporation and the Environmental Protection Agency, along with town officials and representatives of Wilmington Environmental Restoration Committee have participated in discussions about work that Olin needs to perform as part of their efforts to establish the boundaries of the NDMA plume. One critical area is a wetland area near Town Park off Route 38 on the opposite side of the

Middlesex Canal. Eighteen monitoring wells have been installed throughout this wetland area and the EPA is directing Olin to obtain additional samples from these wells. As a wetland area, it is sensitive to disturbance. After reviewing several options to access the area, Olin's proposed approach is to utilize the so-called Marsh Master. Typically, disturbance of wetlands is not permissible and work in and around the wetlands are subject to review and approval by the Conservation Commission. In this circumstance, the Conservation Commission does not have jurisdiction over work associated with the prescribed investigation. The EPA has indicated that if the Town has concerns about the work or believes specific conditions should be established to mitigate any disturbance, the Town should apprise the agency. The expectation is for Olin to present their plans to the Conservation Commission at an upcoming meeting, possibly as soon as May 4<sup>th</sup>, for information purposes and to provide Commission members with an opportunity to ask questions.

Selectman Bendel asked whether KP|Law would be involved in the call. Town Manager Hull advised that special counsel was involved in a recent call but will not be participating in tomorrow's conversation. He advised that representatives of GeoInsight and Town staff would be participating.

Town Manager Hull reviewed a letter from Juan R. Vega, Assistant Secretary for Communities and Programs, Executive Office of Housing & Economic Development regarding the Town's request for an increase to its MassWorks contract which was executed in January 2021 in support of the Princeton Wilmington Smart Growth Housing Project. Mr. Vega thanked the town for providing the requested information related to the request and for timely submission of updates. Based on the review of this information, it was recommended and the Secretary has approved, an additional allocation of \$1,000,000.

Town Manager Hull reviewed communication from Colin M. McNiece, General Counsel, Massachusetts Housing Finance Agency, to Derek Santini, 100 West, LLC, regarding 100 West Street and the applicant's request for a determination of Project Eligibility pursuant to MGL Chapter 40B, 760 CMR 56.00 and the Comprehensive Permit Guidelines. In accordance with the Comprehensive Permit Rules the letter is intended to be a written determination of Project Eligibility by MassHousing. MassHousing has performed an on-site inspection of the site, which local boards and officials were invited to attend, and has reviewed the pertinent information for the Project submitted by the applicant, the municipality and others in accordance with the Comprehensive Permit Rules. Town Manager Hull advised that the letter noted project eligibility has been granted to 100 West Street LLC to go forward. The correspondence references a number of issues that were identified in the Town's comment letter and the proponent was advised to work with the Town to achieve some of the objectives and address concerns. Wilmington is 19 units short of 10% requirement. Town Manager Hull stated that the Princeton Properties project was slated to have 22 units, but all units would count toward the inventory. However the project is held up in appeals.

Selectman Caira commented that the Town is at 9.76% and it is a shame that due to the appeal, the Town has fallen below the 10% requirement and now faces a 40B project. He asked how the sewer component will affect the Town and was advised that it is unclear at this time. The comment letter sought more information from the proponents demonstrating the need to access the sewer system.

Selectman O'Connell noted that the Comprehensive Plan states that there is no sewer available. During the presentation she asked what the plan b was and she recalls that they were confident they would get authorization. She commented how quick the application has progressed when other projects have not. She stated that it seems inconsistent at the state level.

Town Manager Hull advised the Board that the application was submitted to the Board of Appeals on Friday, April 22.

Town Manager Hull reviewed a letter from Mary Pichetti, Director of Capital Planning, Massachusetts School Building Authority, regarding enrollment projections. Ms. Pichetti thanked the Town for continuing to work with the Massachusetts School Building Authority staff and meeting to further discuss enrollment and the housing related developments that could potentially impact enrollment at the Wildwood Early Childhood Center, Woburn Street Elementary School and the North Intermediate School.

Town Manager Hull reviewed letters from Paul D. Bruce and Ronald M. DiGiorgio seeking reappointment as Constables.

Town Manager Hull reviewed his letter to Robert A. Fasulo, Jr., Chairman, Republican Town Committee, advising that Priscilla Ward has provided notification that she is not seeking reappointment to the Board of Registrars. The letter included a portion of Section 15 of Chapter 51 of the Massachusetts General Laws relative to appointment to the Board of Registrars. The Republican Town Committee must submit a list containing the names of three enrolled members, selected by a majority vote of a duly called meeting at which a quorum was present within 45 days.

Town Manager Hull reviewed communication from Robert Fasulo in response to Town Manager Hull's letter providing the names of three individuals for consideration for appointment to the Board of Registrars.

Town Manager Hull reviewed a letter from Niall Connors, Verizon, regarding changes to Fios TV programming. He notified the Board of Selectmen that ESPN College Extra HD will be removed from the Fios TV lineup.

#### **BOARD TO CONSIDER SIGNING PROCLAMATION DECLARING APRIL 29, 2022 ARBOR DAY IN THE TOWN OF WILMINGTON**

This agenda item was brought up under Appointments

#### **BOARD TO CONSIDER SIGNING A PURCHASE AND SALE AGREEMENT WITH MICHAEL R. FAULKINGHAM RELATIVE TO THE SALE OF TOWN-OWNED LAND LOCATED ON ALDRICH ROAD MAP 9, PARCEL 56**

Town Manager Hull related to the Board the process that took place to arrive at this vote. A motion was made by Selectman DePalma, seconded by Selectman Bendel and by the affirmative vote of all, it was

**VOTED:** That the Board of Selectmen sign a Purchase and Sale Agreement with Michael R. Faulkingham relative to the sale of Town-owned land located on Aldrich Road Map 9, Parcel 56.

Selectman Caira asked Town Manager about the duration of the process and for a status of the Lake Street property. Town Manager Hull explained the process and noted that due to the time that had passed since the Town last sold property, the purchase and sale agreement had to be revised. Valerie Gingrich worked closely with Town Counsel. He stated that relative to the Lake Street property, he reminded the Board that it was on a similar timeline but a question was raised relative to the propriety of one of the submitters. He looked into the issue and determined that there was nothing factual to indicate anything inappropriate occurred but, given the appearance, the proposals were not accepted. The plan is to issue another request for proposal after Town meeting.



**BOARD TO CONSIDER EXECUTING ACCESS AGREEMENT WITH MASSACHUSETTS DEPARTMENT OF TRANSPORTATION (MASSDOT) TO CONDUCT SOIL BORINGS RELATIVE TO THE ROUTE 38 BRIDGE REPLACEMENT PROJECT OVER MBTA COMMUTER RAIL**

Town Manager Hull advised that the Town is waiting for information from MassDOT regarding the agreement. MassDOT did not respond until late Friday that they were unable to provide in advance. Town Manager Hull advised that this item will be placed on the agenda the first meeting in May.

**BOARD TO CONSIDER REQUEST FROM WILMINGTON BAND PARENTS AND FRIENDS TO SELL COLD DRINKS, POMPOMS AND BALLOONS DURING THE MEMORIAL DAY PARADE**

A motion was made by Selectman DePalma, seconded by Selectman O'Connell and by the affirmative vote of all, it was

VOTED: That the Board of Selectmen approve the request of Wilmington Band Parents and Friends to sell cold drinks, pompoms and balloons during the Memorial Day Parade.

**BOARD TO CONSIDER REQUEST FROM WILMINGTON BAND PARENTS AND FRIENDS TO SELL REFRESHMENTS (POPCORN, COTTON CANDY, HOT PRETZELS, SODA, WATER) DURING THE RECREATION COMMISSION'S SUMMER CONCERT SERIES**

A motion was made by Selectman Bendel, seconded by Selectman DePalma and by the affirmative vote of all, it was

VOTED: That the Board of Selectmen approve the request of Wilmington Band Parents and Friends to sell refreshments (popcorn, cotton candy, hot pretzels, soda, water) during the Recreation Commission's summer concert series.

**BOARD TO CONSIDER APPROVING THE RENEWAL OF THE SECONDHAND DEALER LICENSE FOR ROBERT P. FLAHERTY JEWELER, INC.**

Town Manager Hull reviewed recommendations from Treasurer / Collector Pamela MacKenzie, Building Inspector Al Spaulding and Police Chief Joseph Desmond who each recommended approval. A motion was made by Selectman DePalma, seconded by Selectman Bendel and by the affirmative vote of all, it was

VOTED: That the Board of Selectmen renew the Secondhand Dealer License for Robert P. Flaherty Jeweler, Inc.

**BOARD TO CONSIDER APPROVING THE RENEWAL OF THE SECONDHAND DEALER LICENSE FOR GAMESTOP**

Town Manager Hull reviewed recommendations from Treasurer / Collector Pamela MacKenzie, Building Inspector Al Spaulding and Police Chief Joseph Desmond who each recommended approval. A motion was made by Selectman O'Connell, seconded by Selectman DePalma and by the affirmative vote of all, it was

VOTED: That the Board of Selectmen renew the Secondhand Dealer License for **GAMESTOP**.

**BOARD TO CONSIDER APPOINTMENTS AND REAPPOINTMENTS TO ANIMAL CONTROL OFFICER, THE BOARD OF APPEALS, BOARD OF REGISTRARS, COUNCIL FOR THE ARTS, FENCE VIEWER, TOWN COUNSEL, SPECIAL COUNSEL AND CONSTABLES**

A motion to reappoint individuals to the various positions was made by Selectman O'Connell and was seconded by Selectman DePalma. Selectman Bendel asked how long it will be necessary to retain special counsel. Town Manager Hull noted that special counsel is retained specifically for matters relating to Olin. Information regarding Olin is provided to KP|Law and noted he does not have a specific date. Selectman Bendel recalled that when the Board went through the process of hiring KP|Law it was anticipated the need for special counsel would be a temporary situation until KP could get caught up on the issues. Selectman Caira indicated he was in agreement with Selectman Bendel. Selectman Caira commented that there has been significant movement towards remediation and it may come to a conclusion in two to three years, it may not make sense to remove special counsel.

Following discussion, Chairman Maselli called for the vote and by the affirmative vote of all, it was

**VOTED:** That the Board of Selectmen reappoint Christopher H. Sullivan as Animal Control Officer for a term to expire April 30, 2023; Thomas W. Siracusa as a member of the Board of Appeals for a term to expire April 30, 2027; Diane L. Giamberardino, Judith A. Hughes, Linda D. Molloy and Holly B. Popeo as members of the Council for the Arts for a term to expire April 30, 2024; Paul Alunni and John T. Spaulding as Fence Viewers for a term to expire June 30, 2023; K|P Law to serve as Town Counsel for a term to expire June 30, 2023; Daniel R. Deutsch, Esquire, Brooks & DeRensis to serve as Special Town Counsel for a term to expire June 30, 2023 and Barbara J. Calla, Jason F. Costa, Eric R. Randell and Jared P. Rankin as Constables for a term to expire April 30, 2023; John B. Bridges, Jr., Paul D. Bruce, Jr., Ronald M. DiGiorgio, Dennis C. Otis, William F. A. Pepicelli and Anthony J. Saia as Constables, with the restriction not to solicit clients but have the authority to serve civil process for clients who need service into Wilmington, for a term to expire April 30, 2023 and Christopher H. Sullivan in conjunction with his duties as Animal Control Officer for a term to expire April 30, 2023.

**BOARD OF REGISTRARS**

The Board of Selectmen was provided with three names from the Republican Town Committee to consider for appointment. Chairman Maselli expressed concern that the Board was not provided with information about the individuals as she is not familiar with them. Town Manager Hull advised that the general law requires that the committee provide three names for consideration. A motion was made by Chairman Maselli, seconded by Selectman DePalma and by the affirmative vote of all, it was

**VOTED:** That the Board of Selectmen appoint Kelly S. C. Richards as a member of the Board of Registrars for a term to expire April 30, 2025.

**BOARD TO CONSIDER RATIFICATION OF TOWN MANAGER'S APPOINTMENTS AND REAPPOINTMENTS TO THE COMMISSION OF DISABILITIES, HISTORICAL COMMISSION AND PERMANENT BUILDING COMMITTEE**

Town Manager Hull advised that there are currently two vacancies on the Commission on Disabilities and a vacancy on the Permanent Building Committee. A motion was made by Selectman Bendel, seconded by Selectman O'Connell and by the affirmative vote of all, it was

VOTED: That the Board of Selectmen reappoint Carol Hilbinger and Robert N. Oliveri as members of the Commission on Disabilities for a term to expire April 30, 2025 and Bonny A. Smith and Joseph A. Jackson as members of the Historical Commission for a term to expire April 30, 2025.

### **TOWN MANAGER TO ANNOUNCE HIS APPOINTMENTS TO VARIOUS BOARDS, COMMITTEES, COMMISSIONS**

Town Manager Hull announced his appointments to various boards, committees and town offices. A copy of those appointments is made part of the minutes by attachment.

### **PUBLIC COMMENTS**

There were none.

### **ANNOUNCEMENTS**

Selectman Bendel recognized and congratulated Priscilla “Patti” Ward for 45 years as a member of the Board of Registrars. He congratulated the Town Clerk and her staff for a successful election.

Members of the Board offered their congratulations to Selectmen Bendel and Caira on their reelection to the Board of Selectmen.

Selectman Caira thanked residents who took the time to vote on Saturday and offered congratulations to those who were successful candidates. He thanked those who stepped forward to serve as a community volunteer.

Selectman O’Connell noted that members of the Board of Selectmen were wearing an article of blue clothing in support of April being Autism Awareness Month.

Selectman O’Connell reminded residents that Town Meeting will take place on Saturday, April 30 beginning at 9:00 a.m. at the Joanne M. Benton Auditorium at Wilmington High School.

### **NEW BUSINESS**

Selectman Caira requested an update relative to the incident that took place at Wilmington High School. He noted that there has been a lot of news coverage and an investigation which has placed Wilmington in a bad light. Town Manager noted there has been conversations with District Attorney Marian Ryan.

Selectman O’Connell requested an update at a future meeting regarding incidents that have taken place at Yentile Farm Recreational Facility.

Selectman O’Connell noted the news release by Wilmington Police Department relative to vandalism at the North Wilmington MBTA train station. She noted that there was another incident where custodial staff approached a group in the men’s room at Yentile Farm.

Selectman Bendel requested an update on the number of lifeguards the Recreation Director expects to have for the season.

Town Manager Hull advised that Ms. Ward and Mr. Sorrentino will be recognized by the Board of Selectmen following Town Meeting.

### IMPORTANT DATES

Town Manager Hull reviewed important dates including:

- April 27 – Brush Drop-Off – Old Main Street – 8:00 a.m. to 2:00 p.m.
- April 30 – Annual Town Meeting – High School Auditorium – 9:00 a.m.
- April 30 – Brush Drop-Off – Old Main Street – 9:00 a.m. to 4:00 p.m.
- May 4 – Town / School Administration Building Committee – Town Hall – Room 9 – 6:00 p.m.
- May 9 – Special Olympics Opening Ceremony – Wilmington High School – 9:15 a.m.
- May 9 – Board of Selectmen – Town Hall – Room 9 – 7:00 p.m.
- May 11 – Senior Center Building Committee– Town Hall – Room 9 – 6:00 p.m.
- May 12 – Peace Officers Memorial Day Observance – Public Safety Building – 6:00 p.m.
- May 18 – Town / School Administration Building Committee – Town Hall – Room 9 – 6:00 p.m.
- May 28 – Senior Center Building Committee– Town Hall – Room 9 – 6:00 p.m.

### **SALUTE TO SERVICE**

Selectman Bendel recognized Wilmington Police Officer Michael Johnson. Officer Johnson is a Marine who completed two deployments, one in Iraq and one in Afghanistan. He was awarded the Sea Service Deployment Ribbon, Iraq Campaign Medal, Navy and Marine Corps Achievement Medal, Global War on Terrorism Service Medal, National Defense Service Medal and the Afghanistan Campaign Medal among other awards. Mike was born and raised in Wilmington has been a Police Officer for almost ten years. Mike is married to Gianna and has one daughter, Gia.

There being no further business to come before the Board, a motion was made by Selectman DePalma, seconded by Selectman Bendel and by the affirmative vote of all, it was

VOTED: That the Board of Selectmen adjourn.

Meeting adjourned at 9:20 p.m.

Respectfully submitted,

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Recording Secretary



# *Wilmington, Massachusetts*

INTER-DEPARTMENTAL COMMUNICATION

FROM THE TOWN MANAGER

## **TOWN MANAGER'S APPOINTMENTS AND REAPPOINTMENTS - 2022**

### **Animal Inspector One Year Term - To Expire 2023**

Christopher H. Sullivan

### **Building Inspector One Year Term - To Expire 2023**

John T. Spaulding  
Michael P. Desmond (Alternate Inspector)

### **Carter Lecture Fund Committee Three Year Term - To Expire 2025**

Barbara J. Bishop  
Adele C. Passmore

### **Cemetery Commission Three Year Term - To Expire 2025**

Cynthia A. McCue

### **Conservation Commission Three Year Term - To Expire 2025**

Theron R. Bradley  
Michael McInnis  
Donald J. Pearson

### **Elderly Services Commission Three Year Term - To Expire 2025**

Nancy A. Otovic  
Gail A. Protopapas  
Mark K. Ryan

### **Electrical Inspector One Year Term - To Expire 2023**

Frederick Sutter  
Arthur T. Kelley (ALTERNATE)  
James F. Largent, Jr. (ALTERNATE)

**Gas Inspector**  
**One Year Term - To Expire 2023**

Shawn P. Inman  
John J. Mytych, Jr. (*ALTERNATE*)

**Board of Health**  
**Three Year Term - To Expire 2025**

Daniel J. King

**Library Trustees**  
**Three Year Term - To Expire 2025**

Jeffrey H. Nussbaum  
Donald J. Pearson

**Middlesex Canal Commission**  
**Two Year Term - To Expire 2024**

Betty M. Bigwood  
Michael J. McInnis  
Neil P. Devins, Alternate

**Planning Board**  
**Five Year Term - To Expire 2027**

Vacancy (Sorrentino)

**Plumbing Inspector**  
**One Year Term - To Expire 2023**

Shawn P. Inman  
John J. Mytych, Jr. (*ALTERNATE*)

**Public Weigher**  
**One Year Term - To Expire 2023**

Christopher Dindo

**Recreation Commission**  
**Three Year Term - To Expire 2025**

Charles Biondo  
Jennifer M. Crane

**Trustee of Trust Funds**  
**Unexpired Term - To Expire 2024**

April E. Kingston\*

**Veterans' Agent**  
**One Year Term - To Expire 2023**

Louis Cimaglia, IV

**Veterans' Grave Officer**  
**One Year Term - To Expire 2023**

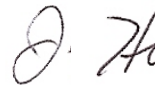
Louis Cimaglia, IV

**Water and Sewer Commission**  
**Three Year Term - To Expire 2025**

Michael A. Camoscia

**Wiring Inspector**  
**One Year Term - To Expire 2023**

Frederick Sutter  
Arthur T. Kelley (*ALTERNATE*)  
James F. Largent, Jr. (*ALTERNATE*)

A handwritten signature in black ink, appearing to read "J. Hull", is positioned above the printed name of the Town Manager.

Jeffrey M. Hull  
Town Manager