

BOARD OF SELECTMEN MEETING

December 11, 2017

Chairman Michael L. Champoux called the meeting to order at 6:00 p.m. in the Auditorium of the Town Hall. Present were Selectmen Gregory B. Bendel, Kevin A. Caira, Edward P. Loud, Sr. and Michael V. McCoy. Also present was Town Manager Jeffrey M. Hull.

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 collective bargaining with respect to the American Federation of State, County and Municipal Employees Local 1703, Unit I and Unit II and the International Association of Fire Fighters Local 1370 and to approve Executive Session minutes of June 23, 2014, August 18, 2014, September 8, 2014, October 10, 2017 and November 13, 2017 with the intention to return to open session.

Chairman Michael L. Champoux called the meeting to order at 7:00 p.m. in the Auditorium of the Town Hall. Present were Selectmen Gregory B. Bendel, Kevin A. Caira, Edward P. Loud, Sr. and Michael V. McCoy. Also present was Town Manager Jeffrey M. Hull.

Chairman Champoux asked those present to rise and he led the pledge of allegiance.

TREASURY WARRANTS

Chairman Champoux asked for a motion to accept the Treasury Warrants. A motion was made by Selectman Loud, seconded by Selectman Caira and by the affirmative vote of all, it was

VOTED: That the Board of Selectmen accept Treasury Warrants 22, 22A, 23 and 23A.

MINUTES

A motion was made by Selectman Bendel, seconded by Selectman Caira and by the affirmative vote of four with Selectman Loud abstaining, it was

VOTED: That the Board of Selectmen approve the minutes of their meeting held September 12, 2016 and that all action taken is hereby ratified and confirmed.

A motion was made by Selectman Bendel, seconded by Selectman Loud and by the affirmative vote of three with Selectmen McCoy and Caira abstaining, it was

VOTED: That the Board of Selectmen approve the minutes of their meeting held August 14, 2017 and that all action taken is hereby ratified and confirmed.

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

VOTED: That the Board of Selectmen approve the minutes of their meeting held September 11, 2017 and that all action taken is hereby ratified and confirmed.

RECOGNITION OF WILMINGTON YOUTH HOCKEY MIDGET 1 TEAM

Chairman Champoux welcomed players and coaches of Wilmington Youth Hockey Midget 1 Team. Coach Pat Nally stated that it is a big accomplishment for the team and reviewed their season. He stated that for many of the players, he has only coached them for one year. Coach Nally stated that he has taken a smaller coaching role thereby allowing the players to have more responsibility.

Members of the Board of Selectmen offered their congratulations to the players as well as their families who have invested much time and energy.

Chairman Champoux presented members of the Midget 1 Team with Certificates of Achievement on behalf of the Board of Selectmen.

ABDERAHIM HMINA ON BEHALF OF SALE LLC DBA AS GOOD AS IT GETS CAFÉ, RE: REQUEST FOR A COMMON VICTUALER LICENSE FOR PROPERTY LOCATED AT 35 LOWELL STREET, UNIT 1

Mr. Hmina stated that he has been dining at the restaurant on a fairly regular basis and some time ago approached Mr. D'Angelis about purchasing the restaurant. At that time Mr. D'Angelis was not interested in selling. Mr. Hmina stated that it is his intention to keep the restaurant as is and he does not intend to make any changes.

Town Manager Hull reviewed recommendations from Health Director Shelly Newhouse who recommends approval and Inspector of Buildings Al Spaulding who advised there are no outstanding zoning issues.

Chairman Champoux asked if there were any questions or comments from the audience and there were none. Members of the Board expressed their congratulations and their hopes that Mr. Hmina does not make any changes to the restaurant as it is a great establishment.

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

VOTED: That the Board of Selectmen issue a Common Victualer License to Sale, LLC DBA As Good As It Gets Café for property located at 35 Lowell Street, Unit 1.

COLEEN O'BRIEN, GENERAL MANAGER, READING MUNICIPAL LIGHT DEPARTMENT, RE: FY 2017/2018 UPDATES

Ms. O'Brien was present with Hamid Jaffari, Director of Engineering & Operations, and she thanked the Board of Selectmen for the opportunity to provide an update. Ms. O'Brien made a PowerPoint presentation to the Board of Selectmen. She stated that this year Reading Municipal Light Department sponsored an art contest at the high school level and noted that the third place winner was an eleventh grade student from Wilmington High School.

Ms. O'Brien reviewed statistics from fiscal year 2017 including the date of the peak which occurred on August 12, 2016 at 4:00 p.m. In addition, there were 1,630 calls for service, 117 pole installations, 553 meter replacements, 3,734 DigSafe calls and, in the Town of Wilmington, there were new services installed at 24 residential and 8 commercial/industrial locations.

Additional highlights included the installation of a 2.5 megawatt, natural gas powered generator in North Reading; Shred the Peak educational campaign, cost of services study and an update on efficiency programs. Ms. O'Brien also reviewed the Solar Choice Community Solar Program. Chairman Champoux asked whether it was possible to participate in the second project if they participated in the first. Ms. O'Brien stated that she would have to look into an answer as this was the first time the question has been posed to her.

Discussion took place on efforts to reduce the peak and why it is important to do so. Ms. O'Brien provided information on rebates and products that are available to Reading Municipal Light Department costumers.

Ms. O'Brien advised that Reading Municipal Light Department applied for a state fund grant to explore the energy stored and shredding the peak. She advised that RMLD was notified that they were the recipient of a \$1 million grant for a battery storage project that will be installed in a substation. Ms. O'Brien stated that Nextera will assist in building the unit and it will help RMLD customers reduce power costs. It is her understanding there were 23 recipients from a pool of 69 applicants.

Ms. O'Brien reviewed the proactive maintenance programs, the status of the LED streetlight program and the status of double poles in Wilmington. Ms. O'Brien also provided information regarding the windstorm of October 30, 2017 and the number of customers effected by power outages.

Ms. O'Brien updated the Board of Selectmen on the status of securing land for a new substation on Ballardvale Street. She stated that RMLD is working with the Board of Appeals to show there is a hardship based on the size of the land. George Hooper, Public Buildings Superintendent and member of the RMLD Citizens Advisory Board, stated that the Advisory Board is looking forward to getting a substation on-line on Ballardvale Street as it will reduce the load of the Wildwood Street substation.

BOARD OF SELECTMEN DISCUSSION, RE: FISCAL YEAR 2019 BUDGET

Town Manager Hull stated that he wanted to give the Board of Selectmen an opportunity to offer comments regarding the FY19 budget. He asked the members to keep in mind that the proposed budget will be finalized over the course of the next month and he will be meeting with department heads to review their requests.

Selectman Bendel encouraged the Town Manager to continue taking a conservative approach.

Discussion took place on the procedure to assess the value of property in Town and who oversees the assessment. Town Manager Hull advised that the Town hires a company called Vision Appraisal to look at property in Wilmington. He stated that the Principal Assessor reviews to ensure the values make sense. He noted that the values are provided to the Department of Revenue and are reviewed to ensure they are reasonable and appropriate.

Selectman Caira stated that he has received complaints regarding the power supply at the Fourth of July Building and the gazebo. It is his understanding that there is not enough power and fuses are blown. He has been advised that it is a fairly easy and inexpensive fix and would like that addressed.

Selectman Bendel asked that the Town Manager put an emphasis on road, bridge and sidewalk projects.

Chairman Champoux concurred that he would like the Town Manager to continue a conservative approach. He would also like the Town to create a strategic marketing committee to bring new commercial entities to Wilmington that will also provide employment opportunities to residents. Selectman Bendel would like to attract businesses to buildings that are currently vacant.

COMMUNICATIONS

Town Manager Hull reviewed his memorandum regarding the Lowell Street Sewer Project. He advised that work is continuing to install a sewer line from 168 Lowell Street to an existing sewer line at the intersection of Lowell Street and Woburn Street. The contractor anticipated completing the work on Friday, December 8, but has encountered ledge which has slowed progress. He reminded the Board that the project is being performed by a private contractor and is privately funded. The sewer line is not expected to be activated until the spring of 2018. When the sewer line and an accompanying pump station have been completed to the satisfaction of the Engineering Division, the Town will take over responsibility for care, custody and control of the infrastructure.

Selectman McCoy expressed concern that the holiday season is upon us and there is roadwork taking place on the Butters Row Bridge and Lowell Street. He stated that on Lowell Street there is a dip in the roadway and it was his understanding road opening permits are not issued after November.

Town Manager Hull advised that work on Lowell Street had been previously scheduled to take place and it is the contractor's responsibility to repair road defects. He stated that the final course will be put down in the spring.

Chairman Champoux stated that the Butters Row Project is under the purview of the Department of Transportation and became a larger project than anticipated.

Town Manager Hull reviewed his memorandum regarding the Butters Row Bridge. Jamie Magaldi, Public Works Operations Manager, advised the Town Manager that the Butters Row Bridge is fully re-decked. The wearing course, which is the chip-seal asphalt, will be applied Monday, December 11th subject to weather conditions. Massachusetts Department of Transportation is waiting on delivery of fencing material. The installation of the fencing material will complete the work on the bridge.

Town Manager Hull reviewed his memorandum regarding water testing in the schools. He provided the Board of Selectmen with a summary of test results following the testing of drinking water fixtures in the Wilmington Public Schools. Tests results for lead and copper levels from all eight schools were received and advised that no elevated readings of lead or copper were detected in the Wildwood Early Childhood Center, the Woburn Street School, the Middle School or the High School. Twelve fixtures had test results in which lead exceeded the Action Level established by the Massachusetts Department of Environmental Protection and have been shut down until a determination can be made as to the source of the problem and corrective measures taken.

Town Manager Hull reviewed a letter from Mary Jane Handy, Director of Accounts, Massachusetts Department of Revenue, advising that the Fiscal Year 2018 tax rate has been certified by the Bureau of Accounts.

Town Manager Hull reviewed a letter from Sara Clark, Department Secretary, Department of Telecommunications and Cable, advising that the Town's cable license with Comcast Cable Communications, Inc. is set to expire on January 27, 2018. The Issuing Authority is responsible for providing a copy of the executed license to the Department of Telecommunications and Cable. Town Manager Hull advised that the executed copy of the license was received from Comcast today and a copy has been forwarded to the Department of Telecommunications and Cable.

Town Manager Hull reviewed correspondence from Mariclaire Rigby, Lead Vegetation Strategy Specialist, National Grid, regarding National Grid's 2018 Vegetation Management Program.

Town Manager Hull reviewed correspondence from Bonnie Rogalski, Manager-Contract Management, Verizon Fios TV, advising that the providers for GO4IT (channel 155) will replace home shopping programming with faith and family based entertainment and Bloomberg TV will be removed from the Fios TV channel lineup.

BOARD TO CONSIDER REPRESENTATIVE TO SERVE ON SCHOOL SUPERINTENDENT SCREENING COMMITTEE.

Town Manager Hull stated that he received an email from the School Department outlining the process that will be followed by the School Committee to select a Superintendent. He stated that a Screening Committee will be established and will recommend a slate of candidates for interview by the School Committee. Town Manager Hull advised that he will be serving on the Screening Committee and the School Committee would like to invite a member of either the Board of Selectmen or Finance Committee to serve. Chairman Champoux stated that he would like to have a member of the Board of Selectmen serve on the Screening Committee. Selectman Bendel stated that he would be willing to represent the Board of Selectmen.

A motion was made by Selectman Loud, seconded by Selectman McCoy and by the affirmative vote of all, it was

VOTED: That Gregory Bendel represent the Board of Selectmen on the School Superintendent Screening Committee.

BOARD TO CONSIDER APPROVAL OF THE 2018 LICENSES FOR ALCOHOLIC BEVERAGES, AUTOMATIC AMUSEMENT DEVICE, BILLIARD ROOM, CLASS I VEHICLE SALES, CLASS II VEHICLE SALES, COMMON VICTUALER AND ENTERTAINMENT

Town Manager Hull advised that the applications were reviewed by applicable department heads and have received favorable recommendations.

ALCOHOL

A motion was made by Selectman Loud, seconded by Selectman Caira and by the affirmative vote of all with Selectman Bendel abstaining from the vote of Knights of Columbus, it was

VOTED: That the Board of Selectmen approve the renewal of an All Alcohol Beverage License - Club for Fordham Associates DBA Aleppo Temple, 99 Fordham Road, and 4982 Building Association DBA Knights of Columbus, 112 Middlesex Avenue.

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

VOTED: That the Board of Selectmen approve the renewal of an All Alcohol Beverage License - Package Store for:

211 Lowell Street Corp. DBA East Gate Liquor Store, 211 Lowell Street; Aviarch, LLC DBA Colonial Park Liquors, 35 Lowell Street, #9; N R Wilmington, Inc. DBA Wilmington Plaza Wine & Spirit, 258 Main Street; Shop-Rite Liquors, Inc. DBA Elia's Country Store, 381 Middlesex Avenue and Super Target Liquor of Massachusetts DBA Target, 210 Ballardvale Street.

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 approve the renewal of an All Alcohol Beverage License - Restaurant for:

99 Restaurants of Boston, LLC DBA 99 Restaurant & Pub, 144 Lowell Street; A & C Stone, Inc. DBA Golden Ginger Restaurant, 225 Main Street; BGP Tavern, LLC DBA Red Heat Tavern, 300 Lowell Street; LLM, Inc. DBA Tremezzo, 2 Lowell Street; Pacific Sunshine, Inc. DBA Pacific Grove, 211E (aka 217) Lowell Street; Pancho's Inc. DBA Pancho's Cantina, Unit 7, 206 Ballardvale Street; C & C Restaurant Group, LLC DBA Rocco's Restaurant, Inc., 193 Main Street and Wilmington's East Coast Diner, Inc. DBA The East Coast Diner, 203 Lowell Street.

A motion was made by Selectman Loud, seconded by Chairman Champoux and by the affirmative vote of four with Selectman McCoy abstaining, it was

VOTED: That the Board of Selectmen approve the renewal of an All Alcohol Beverage License - Restaurant for Sumanbeera Inc. DBA Michael's Place, 110 Lowell Street.

AUTOMATIC AMUSEMENT DEVICE LICENSE

Town Manager Hull stated that this request is for renewal of nine automatic amusement devices and the addition of four devices. He advised that the application for the additional devices was reviewed by the Police Chief who provided a favorable recommendation.

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

VOTED: That the Board of Selectmen approve the renewal of an Automatic Amusement Device License to K1 Speed, 40 Fordham Road, thirteen (13) devices.

BILLIARD ROOM LICENSE

Town Manager Hull stated that this request is for renewal of two tables and the addition of two tables.

A motion was made by Selectman Loud, seconded by Selectman McCoy, and by the affirmative vote of all, it was

VOTED: That the Board of Selectmen approve the renewal of a Billiard Room License to K1 Speed, 40 Fordham Road, four (4) tables.

CLASS I VEHICLE SALES

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

VOTED: That the Board of Selectmen approve the renewal of a Class I Vehicle Sales License to Dube Auto Group, Inc. DBA Bill Dube Hyundai, 271 Main Street and Cimino Automotive, Inc. DBA Cornerstone Automotive, 580 Main Street.

CLASS II VEHICLE SALES

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

VOTED: That the Board of Selectmen approve the renewal of Class II Vehicle Sales Licenses to Wilmington Shell, Inc. DBA Advanced Automotive, 779 Woburn Street; B and L Enterprises, 880 Main Street; Charlie's Auto Sales, LLC, 611 Main Street; Forrest Auto Repair, 600 Main Street; Heavy Equipment Connection, Inc., 239 Andover Street; Imperial Auto, LLC, 845 Woburn Street, #5; J & E Services, Inc., 619 Rear Main Street; Naya, Inc. DBA Z & S Gas & Service, 603 Main Street; Triple Nickel Auto Body & Repair, LLC, 555 Main Street and Unique Auto Care, Inc. 211 Main Street.

COMMON VICTUALER

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

VOTED: That the Board of Selectmen approve the renewal of a Common Victualer License to 99 Restaurants of Boston LLC DBA 99 Restaurant & Pub, 144 Lowell Street; ANJAM Corp DBA AJ's Kitchen, 162 Lowell Street; Mastoran Corporation LBK LLC DBA Burger King Restaurant, 280 Lowell Street; Hong Tai DBA China Wok, 329 Main Street; Country Chef Restaurant, 139 Main Street; Doodlesack, LLC DBA LaRosa's, Unit 211, 269 Main Street; Adam Donuts, Inc. DBA Dunkin Donuts, 211 Lowell Street; C & C Donuts, Inc. DBA Dunkin Donuts, 195 Main Street; DJQ Donuts, LLC DBA

Dunkin' Donuts, 66-S Concord Street; Hannon Donuts, LLC DBA Dunkin Donuts, 357 Middlesex Avenue; Janemarie Donuts, LLC DBA Dunkin Donuts, 206 Ballardvale Street; Wilmington Donuts, Inc. DBA Dunkin Donuts, 321 Main Street; Fordham Associates, Inc. DBA Aleppo Temple, 99 Fordham Road; A & C Stone, Inc. DBA Golden Ginger Restaurant, 225 Main Street; Jasmine Cuisine, Inc. DBA Jasmine Cuisine Restaurant, 35 Lowell Street; 579 Main Street Donut Shop, Inc. DBA Heav'nly Donuts, 579 Main Street; Pacific Sunshine, Inc. DBA Pacific Grove, 211E (aka 217) Lowell Street; Pancho's Inc. DBA Pancho's Cantina, Unit 7, 206 Ballardvale Street; PR Restaurants LLC DBA Panera Bread #202117, 228 Main Street; K1 Speed, Inc., 40 Fordham Road; K. Q., Inc. DBA Peter's Pizza, Roast Beef & Seafood, 2 Lowell Street, Unit 10; Nick's Pizza, Roast Beef & Subs, 331 Main Street; BGP Tavern, LLC DBA Red Heat Tavern, 300 Lowell Street; Saint Moses, Inc. DBA Rizzo's Roast Beef & Pizza, Inc., 3 Church Street; C & C Restaurant Group, LLC DBA Rocco's Restaurant, 193 Main Street; Modash Café, 16 Upton Drive, Unit 5; Kumar Stores DBA Subway #56883, 66U Concord Street; Charlies II Corporation DBA Simard's Super Beef, 279 Main Street; Starbucks Corporation DBA Starbucks Coffee #11757, 253 Main Street; 337 Main Street DBA Subway #66331, 337 Main Street; CDC Diner DBA Sunnyside Café, 2 Jefferson Road; Wilmington Sweet Pizza, LLC DBA Sweet Pizza, 206 Ballardvale Street, Unit 4; Target Corporation, 210 Ballardvale Street; LLM, Inc. DBA Tremezzo, 2 Lowell Street; TH McCoy Restaurant Group, LLC DBA McDonald's Restaurant, 212 Main Street; Krish Convenience DBA The Corner Store, 296 Shawsheen Avenue; Watertown Enterprises, Inc. DBA Subway; 206 Ballardvale Street, Unit 2 and Jelev Enterprises, LLC DBA Wilmington House of Pizza, 325 Main Street.

A motion was made by Selectman Loud, seconded by Chairman Champoux and by the affirmative vote of four with Selectman McCoy abstaining, it was

VOTED: That the Board of Selectmen approve the renewal of a Common Victualer License to Sumanbeera, Inc. DBA Michael's Place, 110 Lowell Street.

A motion was made by Selectman Loud, seconded by Selectman McCoy and by the affirmative vote of four with Selectman Bendel abstaining, it was

VOTED: That the Board of Selectmen approve the renewal of a Common Victualer License to 4982 Building Association DBA Knights of Columbus, 112 Middlesex Avenue.

ENTERTAINMENT

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

VOTED: That the Board of Selectmen approve the renewal of an Entertainment License to Pacific Sunshine, Inc. DBA Pacific Grove, 211E (aka 217) Lowell Street; BGP Tavern, LLC DBA Red Heat Tavern, 300 Lowell Street; C & C Restaurant Group, LLC DBA Rocco's Restaurant, 193 Main Street and LLM, Inc. DBA Tremezzo, 2 Lowell Street.

BOARD TO CONSIDER ISSUING A SUNDAY ENTERTAINMENT LICENSE TO K1 SPEED, INC.

A motion was made by Selectman Loud, seconded by Selectman McCoy and by the affirmative vote of all, it was

VOTED: That the Board of Selectmen approve a Sunday Entertainment License for K1 Speed, Inc., 40 Fordham Road, 10:00 a.m. to 10:00 p.m.

PUBLIC COMMENTS

There were none.

NEW BUSINESS

Selectman Loud recognized the service of James Banda, a World War II veteran and Purple Heart recipient.

Members of the Board thanked the Department of Public Works regarding snow removal operations and the public safety personnel for their work in keeping residents safe.

Selectman McCoy advised that he will not be in attendance for the January meetings as he will be having total hip replacement surgery. He also wished his wife a happy birthday.

Members of the Board of Selectmen wished residents a Merry Christmas and Happy New Year.

IMPORTANT DATES

Town Manager Hull reviewed important dates including:

- December 16 – Special Town Meeting – Wilmington High School – Auditorium – 10:30 a.m.
- December 25 – Christmas Day – *Town Offices Closed*
- January 1 – New Year's Day – *Town Offices Closed*
- January 2 -
- January 12 – Curbside Collection of Christmas Trees
- January 8 – Board of Selectmen Meeting – Town Hall – Room 9 – 7:00 p.m.
- January 15 – Town Offices Closed – *Martin Luther King Day*
- January 16 – *The Secret Lives of Teens* – Wilmington High School – Auditorium – 7:00 p.m.
- January 22 – Board of Selectmen Meeting – Town Hall – Room 9 – 7:00 p.m.
- January 29 – Board of Selectmen – Town Hall – Room 9 – 7:00 p.m.
Town Manager's FY 2019 Budget Presentation

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

VOTED: That the Board of Selectmen adjourn.

Meeting adjourned at 9:23 p.m.

Respectfully submitted,

Recording Secretary