



TOWN OF BURLINGTON, MA
BOARD OF HEALTH
MINUTES
Main Meeting Room, Town Hall

TUESDAY, MARCH 10, 2020

Board Members Present: Ed Weiner, PhD, Chairman; Dr. Wayne Saltsman, MD, PhD;
Maribeth Welch; David McSweeney, Vice Chairman and Libby
Walenziewicz, RN, MSN

Staff Members Present: Susan Lumenello, REHS/RS, CHMM, Director of Public Health;
Christine Mathis, Environmental Engineer and Marlene Johnson, Health Agent

Dr. Weiner called the Board of Health meeting to order at 7:00 PM followed by the Pledge of Allegiance.

Approval of Minutes: January 28, 2020, February 11, 2020 and February 25, 2020

MOTION: Mr. McSweeney moved to approve the Board of Health minutes of January 28, 2020 for discussion. The motion was seconded by Ms. Welch and approved as amended. Dr. Saltsman and Ms. Walenziewicz abstained from voting. (3-0-2)

Ms. Welch stated that on page 2, under FY2021 BOH Budget, “only the appointed officials” should be changed to “only staff”.

MOTION: Mr. McSweeney moved to approve the Board of Health minutes of February 11, 2020. The motion was seconded by Dr. Saltsman and approved as submitted. Ms. Welch and Ms. Walenziewicz abstained from voting. (3-0-2)

MOTION: Dr. Saltsman moved to approve the Board of Health minutes of February 25, 2020. The motion was seconded by Ms. Walenziewicz and approved as submitted. Ms. Welch and Mr. McSweeney abstained from voting. (3-0-2)

Dr. Weiner thanked the Recording Clerk, Dawn Cathcart for producing the wonderful minutes.

Citizen's Time: No one spoke.

Chairman's Report:

Dr. Weiner stated that on March 4th they met with the Ways and Means Committee and they approved the Board of Health FY2021 Budget unanimously. They also allowed us discussion on COVID-19 and the future of the Board of Health going forward including additional staff. Dr. Weiner thanked the Ways and Means Committee for their professionalism.

Dr. Weiner also thanked Dr. Saltsman for providing weekly updates on COVID-19 on BCAT.

Dr. Weiner also thanked Ms. Lumenello for her leadership and the Board of Health staff for their guidance in this State of Emergency.



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Subcommittee Reports:

Dr. Weiner stated that this will be discussed during the agenda item.

Applications:

● **Applications for Special Permits and MEC – 20 North Avenue, VulcanForms, Inc.**

Attorney Kristine Hung from Riemer & Braunstein LLP, Martin Feldmann, John Warren, Anupam Ghildyal and Maura DiTucci from VulcanForms appeared to discuss a Special Permit for 20 North Avenue. Attorney Hung stated that VulcanForms is relocating their corporate headquarters to Burlington. They are applying to the Planning Board for a Special Permit and Minor Engineering Change. The subcommittee met a few weeks ago. They are providing the answers requested. A site inspection was conducted by the Fire Department and Building Department and they have also hired Triumph Consulting to create their safety protocols. They are also applying for a license from the Board of Selectmen for materials used. Attorney Hung stated that they have read Ms. Mathis report and they agree with all her conditions.

Dr. Weiner asked how many Special Permits are required from us. Ms. Mathis replied 4. They include Section 1.5.1 “Light Manufacturing”; Section 1.5.2 “Laboratories engaged in research, experimental and testing activities”; Section 1.5.4 “Hazardous and toxic materials/chemicals use...”; and Section 1.5.5 “Generation of storage or hazardous waste limited to the volumes classified as a very small quantity generator.”

Mr. Feldmann stated that they are a manufacturing company that uses cutting edge metal additives and a metal printer to create devices for medical transplants, aviation and defense applications. They use powdered metal and process it with inert gas, then use a beam of light to melt it into the form. Mr. Warren stated that they would use an optical microscope and take a sample. They would cut and polish it and use acid to etch the metal. They then examine the internal structure. A diluted concentration of Hydrofluoric acid is needed to etch Titanium. Dr. Salzman stated that they are asking for 500 ml of hydrofluoric acid and that is very powerful. Mr. Warren stated that they store all the chemicals in a fire resistant locked chemical cabinet.

Ms. Mathis stated that there are several procedures and policies under development that need to be finalized prior to operation. They also must have the facility inspection prior to occupancy and provide us with a list of chemicals being used.

Mr. McSweeney asked that a site inspection be added to Condition #1. Ms. Mathis stated that is standard operating procedures but will add it for reinforcement. Mr. McSweeney stated that he is concerned that they are storing hazardous material on site now. Ms. Mathis stated that the first draft of the procedures is good and they only have limited quantities on site. The plan needs to be more robust. Mr. McSweeney would like an additional condition that no other product is brought onsite until the plans are approved. Mr. Feldmann stated that they have titanium powder on site. The MSDS does not list that as explosive but it could become flammable under the right condition.



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Dr. Saltsman stated that Desktop Metals work with similar chemicals so they should look at their plan as a template. Ms. Mathis stated that Desktop Metals is a good template but VulcanForms deals with metal powders that are handled under inert gas so it is different. Mr. McSweeney is glad that VulcanForms is in Burlington and he is glad they are working with a safety consultant. Dr. Saltsman questioned why they started without permits. Ms. Lumenello stated that the Building and Fire Departments were not aware there was chemical storage when the building permit was issued. There was a departmental meeting held and the Building Commissioner determined that there needs to be a separation wall installed and no occupancy permit will be issued until this is in compliance. Attorney Hung stated that a code review will be done by an Architect to confirm that the site is in compliance. Mr. Ghildyal stated that the Fire and Building Department and the Plumbing Inspector performed a walk through on site and they were content with the way things were going.

MOTION: Mr. McSweeney move to approve the Special Permits for Sections 1.5.1, 1.5.2, 1.5.4, 1.5.5 to VulcanForms at 20 North Avenue subject to the conditions in C. Mathis memo dated March 10, 2002 and as amended tonight to include a site inspection prior to occupancy and there cannot be any additional inventory or quantities of chemicals on site now until the plan is approved. The motion was seconded by Dr. Saltsman and unanimously approved. (5-0-0)

Discussion:

● **King Bibs, 45 Winn Street**

Ms. Johnson stated that Mr. de Paula sold King Bibs so their order is now null and void. She did meet with the new owner and he is willing to hire a food consultant. She will be inspecting the site by the end of the month.

Mr. McSweeney asked if the new owner is a relative of Mr. de Paula and asked if they had a valid Serve Safe certificate. Ms. Johnson replied the new owner is not related and his Serve Safe has expired but is getting it renewed.

Dr. Saltsman asked if they sold the business because of our order. Ms. Johnson replied she believes it was a money issue.

● **Novel Coronavirus (COVID-19) Response Actions**

Ms. Lumenello presented a presentation of the latest information of COVID-19. The Governor has declared a State of Emergency. The links to the latest information is on the Town website. Ms. Lumenello reminded residents to keep up to date with information because it changes almost daily. The State as well as the Town staff are meeting constantly to discuss mitigation measures and strategies to keep the residents of Burlington safe. There are 4 tables set up around town to help with getting the information out to the public. Dr. Weiner thanked Paul Sagarino and the Board of Health staff for all their help.

Dr. Saltsman thanked Ms. Lunemello and her staff and he trusts our Governor. We need to remain calm in this emergency. If you have flu-like symptoms stay home. The flu and allergies are still around. If you are experiencing shortness of breath call your doctor. Hand washing and social distance is the biggest way to



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prevent the spread of COVID-19. Masks do not protect you from getting the disease but if you are ill, you can wear a mask to prevent spreading it. There is also a concern that there will not be enough masks for the medical professionals who need the masks. The State of Emergency in Massachusetts will allow us to get additional funding to handle things better. There will be weekly updates on BCAT every Wednesday.

Dr. Weiner stated that the seasonal flu cases are still very high and there have been 18,000 deaths from the seasonal flu. The Board of Health still has flu shots available. Dr. Saltsman stated that the flu shot decreases the chances of getting the flu by 45%. We need to protect older adults or people with immune issues. Dr. Weiner stated that the Board of Health does not have masks or hand sanitizer to give out.

Ms. Welch asked what the status is of the Health Fair. Ms. Lumenello stated that they are looking to postpone or cancel the Health Fair. She is also postponing the meeting on radiation that was scheduled on Monday.

MOTION: Dr. Saltsman moved to postpone the Health Fair and any other meetings that the Director feels are not necessary until further notice. The motion was seconded by Ms. Walendziewicz and unanimously approved. (5-0-0)

Staff Reports

Environmental Engineer

Ms. Mathis presented her report:

- The DPW will be starting construction of their new facility at 10 Great Meadow Road. They will be starting with the demolition of the 2 existing buildings.
- The annual renewal of Hazardous Material Registration Forms are due Monday. There are 120 facilities in Tewksbury. These facilities are inspected annually.
- The Household Hazardous Waste is scheduled for Saturday, April 18th.

Dr. Weiner asked what the status of the water ban is. Ms. Mathis stated that there is still a full water ban now but that is subject to change in mid-April when it may go to every other day. Ms. Mathis added that a full water ban in the winter is required by the NWRA. Dr. Weiner asked that the DPW send out a reminder call.

Ms. Walendziewicz asked when Burlington will be connected to the NWRA. Ms. Mathis stated that it is a lengthy permit process and requires a connection down Adams Street to connect to Lexington, which could take 12-18 months but then it has to go all the way to Arlington. The entire permit process could take 4-5 years but she will get an update.

Ms. Welch asked what the investigation of 198 Winn Street entailed. Ms. Mathis stated that there was an icy patch of about 3' x 100' along Wynn Street. It is on the DPW's list but it appears that the water is coming from an outcropping of ledge and not an illegal dispelling of water.



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Mr. McSweeney asked what the regulations on sump pumps are. Ms. Mathis stated that the storm water regulations require that sump pumps discharge on their own property. Swimming pools can discharge to the storm sewer but there can be no chlorination and must have DPW approval.

MOTION: Ms. Walendziewicz moved to approve the Environmental Engineer's report. The motion was seconded by Mr. McSweeney and unanimously approved. (5-0-0)

Health Agent

Ms. Johnson presented her report:

- The Food Code Review presentation was attended by 81 attendees representing 73 of the food establishments in Burlington. This was about 46%. There were discussions on grease traps, chemicals in the workplace and a review of some common violations given.
- All indoor pools have been inspected with no major issues.
- All mobile food truck permits will expire on April 1st.

Dr. Saltsman asked if we have had any issues with mice. Ms. Johnson stated that in the Burlington Mall there have been sightings of mice in the dining rooms and in movie theatres. They investigate every complaint and there has been no evidence that there are mice in the kitchen areas. Mice are displaced by construction and when it is cold outside they tend to move inside.

Dr. Weiner stated that there have been multiple complaints about lack of hand washing stations at the mall. Ms. Johnson stated that this was isolated to 1 restaurant and the manager has been spoken to and took the complaint seriously. Dr. Weiner stated that if we get more calls on this, he requests that they come before the Board.

MOTION: Dr. Saltsman moved to approve the Health Agent's report. The motion was seconded by Mr. McSweeney and unanimously approved. (5-0-0)

Director of Public Health

Ms. Lumenello presented her report:

- The COVID-19 has been taking up a lot of her time.
- The MRC technical assessment summary has been provided. Once this has calmed down, we will be getting the information out on the MRC.

Mr. McSweeney stated that our MRC has been called a model unit and thanked Ms. Lumenello and staff for all their hard work.

Dr. Weiner stated that they will be looking at adding an Associate Director to the staff to help. Dr. Saltsman stated that the Health Department is always working in the background. We are here when we are needed.

Ms. Walendziewicz asked what were the discussions on job descriptions. Ms. Lumenello stated that all the job descriptions are done by Human Resources and they are looking at creating an Admin 1 and Admin 2



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position. The higher one would supervise all the admins. Ms. Walendziewicz stated that the nurse's description is so out of date and needs to be looked at. Ms. Lumenello stated that most of the job descriptions are out of date and the last time they were looked at it was on a town wide level.

MOTION: Mr. McSweeney moved to approve the Director of Public Health's report. The motion was seconded by Ms. Walendziewicz and unanimously approved. (5-0-0)

Adjourn

MOTION: Ms. Walendziewicz moved to adjourn the Board of Health meeting at 8:20 PM. The motion was seconded by Ms. Welch and unanimously approved. (5-0-0)

*Respectfully Submitted by Dawn Cathcart,
Recording Clerk*



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DOCUMENTS REVIEWED AT MEETING – TUESDAY, MARCH 10, 2020

Agenda

Minutes: January 28, 2020, February 11, 2020, February 25, 2020

Chairman's Report: None

Subcommittee Reports: None

Applications:

● **Applications for Special Permits and MEC – 20 North Avenue, VulcanForms, Inc.:**

Memo from C. Mathis dated March 10, 2020; Subcommittee Minutes dated February 14, 2020; Memo from Riener & Braunstein dated January 31, 2020; Planning Board application dated January 31, 2020 with attachments

Discussion:

- **King Bibis, 45 Winn Street:** None
- **Novel Coronavirus (COVID-19) Response Actions**

Fact Sheets; Memo from P. Sagarino dated March 9, 2020; Memo from E. Conti dated March 3, 2020

Staff Reports: Environmental Engineer's Report; Health Agent's Report; Director of Public Health's Report