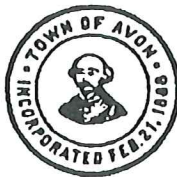


BOARD OF SELECTMEN
Francis A. Hegarty, Chairman
Steven P. Rose, Clerk
Robert F. Brady, Jr., Associate

Francis T. Crimmins, Jr.
TOWN ADMINISTRATOR

Town of Avon Massachusetts

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(508) 588-0414
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BOARD OF SELECTMEN MEETING THURSDAY, MAY 4, 2017 7:30 P.M.

Members present:

Francis A. Hegarty, Chairman
Robert F. Brady, Jr., Clerk
Steven P. Rose, Associate

Others present:

Francis T. Crimmins, Jr., Town Administrator
Shanna M. Faro, Executive Assistant to the Town Administrator
Joseph S. Lalli, Town Counsel
William Fitzgerald, DPW Director
Keith Nastasia, Assistant DPW Director
Daniel Klasnick, Esq., Duval & Klasnick LLC

Chairman Hegarty called the meeting to order at 7:30 p.m. with all members present.

Town Counsel Joseph Lalli led the meeting in the Pledge of Allegiance.

Meeting Minutes

Mr. Brady made a motion to accept the minutes of Thursday, April 20, 2017 (Regular Session) as read.
Mr. Rose seconded the motion. The motion carried.

Mr. Brady made a motion to accept the minutes of Thursday, April 20, 2017 (Executive Session) as read.
Mr. Rose seconded the motion. The motion carried.

Mr. Brady made a motion to accept the minutes of Thursday, April 27, 2017 (Workshop Session) as read.
Mr. Rose seconded the motion. The motion carried.

7:45 p.m. – Public Hearing for the Petition for Pole Attachment for Small Cell Communications Equipment

Chairman Hegarty read the Notice of Public Hearing for this matter which was posted with the Town Clerk. Daniel Klasnick Esq. of Duval & Klasnick LLC introduced himself to the Board and stated that he represented Cellco Partnership d/b/a Verizon Wireless in its request for permission from the Board of Selectmen to attach, maintain and operate small cell communications equipment on certain utility poles throughout the Town. More specifically, Mr. Klasnick stated that Verizon Wireless is seeking to install a single, canister style antenna on each utility pole, some ancillary equipment, and two remote radio heads. The purpose of these antennas is to deal with coverage issues, and increase areas of cell phone service. The antennas will allow Verizon Wireless to provide additional service and coverage and allow the

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company to continue to build their network while having minimal impact on the telephone poles. Mr. Klasnick stated that Verizon Wireless was seeking permission to install these antennas on three poles in the Town in the following locations: Pole #42 located on the Bodwell Street Extension (adjacent to 500 Bodwell Street; Pole #26-50 located on Ledin Avenue (1 Ledin Avenue on the Bodwell Street side); and Pole #62S-84 located on West Main Street (adjacent to 285 West Main Street). Mr. Klasnick said each of these locations had been selected due to the high volume of cell phone usage in those specific areas. For example, two of those poles are located in the Avon Industrial Park while the other pole is located next to the Avon Middle-High School. Mr. Klasnick stated that there was an additional fourth pole location located on North Main Street near the Fire Station, in which he has contacted Mass Highway and has already been granted permission from the state to place an antenna on that road. Mr. Klasnick stated that Verizon Wireless has also received permission from National Grid to place the antennas on the pole, as National Grid is the owner of the telephone poles. Chairman Hegarty informed Mr. Klasnick he was concerned about Pole #62S-84 located on West Main Street near the High School as that pole is already leaning and pushing onto school property. Mr. Klasnick replied that National Grid has that pole designated as one of the poles in the Town to be replaced.

Mr. Rose made a motion to grant the petition of Cellco Partnership d/b/a Verizon Wireless for pole attachments for small cell communications to be put on the existing Pole #42 and Pole #26-50 with the stipulation that there be an electrical permit application for review for each pole by the Electrical Inspector and if the work is within the code he will grant the electrical approval for this project. In addition, Mr. Rose stipulated that Pole #62S-84 needs to be replaced in kind or with a more extensive pole before the installation of the wireless antenna as well as needing approval of the electrical permit application from the Electrical Inspector. Mr. Brady seconded the motion. The motion carried.

UNFINISHED BUSINESS

Deputy Police Chief Contract

Mr. Crimmins informed the Board that he was pleased to report that Mr. Bukunt had successfully completed the pre-employment conditions as stipulated on the Conditional Offer of Employment. Mr. Crimmins stated that Mr. Bukunt is waiting for a vote in favor of his exemption from the Massachusetts Police Training Committee at their meeting of May 17, 2017. Mr. Brady made a motion to sign the Deputy Police Chief Contract for Jeffrey Bukunt. Mr. Rose seconded the motion. All were in favor. Chairman Hegarty requested that Mr. Bukunt be sworn in as Deputy Police Chief at the next meeting of the Board on May 25, 2017.

Town Hall Renovation Project

Mr. Crimmins informed the Board that the Interim Town Accountant, Carol McCoy has reviewed the three bids received for renovations of the West Wing of the Town Hall Building. Unfortunately, Ms. McCoy reported that since the job cost will exceed \$50,000, the Massachusetts procurement laws will require this project to be advertised on the website COMMBUYS and an Invitation for Bids for Requests for Proposals will need to be drafted. Mr. Crimmins stated that this will delay renovations to the building.

Good Energy Project

Mr. Crimmins informed the Board that he has been in contact with John O'Rourke of Good Energy and will have more to report as to the status of this project at the next meeting of the Board.

Update from Designer Selection Committee

Mr. Lalli reported that the Designer Selection Committee is in the process of hiring an architect for the new Public Safety Building. Mr. Lalli is working with both the Designer Selection Committee as well as the Owner's Project Manager, Architectural Consulting Group in drafting a Request for Qualifications for an architect on this project. Mr. Lalli, the Designer Selection Committee and the OPM are also drafting a contract for the architect. The contract will be included in the bid package for all candidates to review.

Update on Town Accountant

Mr. Crimmins informed the Board he is conducting background searches on the Town Accountant applicants. Mr. Crimmins stated that he will be working on scheduling interviews with the top five candidates for this position soon.

Vacancy on Zoning Board of Appeals

Mr. Crimmins requested the Board continue to search for people to fill this vacancy on the Zoning Board of Appeals as they have had no letters of interest to date. This item will be placed on the agenda at the Board's meeting of May 25, 2017.

NEW BUSINESS

Community Service Project Request

The Board received a request from members of the Avon Middle High School's National Honor Society to plant flowers at the small cemetery located on East Main Street in remembrance to those who have died and are buried at that location. Mr. Brady made a motion to grant the request from the National Honor Society to plant flowers at the East Main Street cemetery. Mr. Rose seconded the motion. The vote was unanimous.

Appointment of Seasonal DPW Worker

The Board received a request from DPW Director William Fitzgerald to appoint Andrew Pepe as a Seasonal DPW Laborer at the rate of \$14.39 for sixteen weeks in the summer. Mr. Rose made a motion to amend the pay rate of Mr. Pepe to \$15.00 an hour for this position. Mr. Brady seconded the motion. The motion carried.

DPW Interns

Mr. Fitzgerald approached the Board to discuss the continuation of the college interns throughout the summer. Mr. Fitzgerald requested the Board continue the employment of interns Dennis Corvi and Stephen Brennan to complete projects such as GPS mapping and completing the online GIS site. Mr. Fitzgerald was unsure as to the pay rates for the interns for these projects and sought guidance from the Board. The Board requested Mr. Fitzgerald provide his recommendation for pay rates at their next meeting.

Line Item Transfers

The Board received a Line Item Transfer from Carol McCoy to fund Interim Town Accountant services through the end of this Fiscal Year.

Mr. Brady made a motion to approve the Line Item Transfer in the amount of \$14,950 from Accountant Salaries to Accountant Expenses. Mr. Rose seconded the motion. All were in favor.

Mr. Brady made a motion to approve the Line Item Transfer in the amount of \$1,000 from Accountant Salaries to Accountant Expenses. Mr. Rose opposed the motion. Chairman Hegarty seconded the motion. The motion carried.

Review of Street Opening Permits

Mr. Lalli, Mr. Fitzgerald and Mr. Nastasia appeared before the Board to present a draft of the new Street Opening Permit Application which would be used by the utility companies and any other contractor seeking to excavate the street to perform work. Mr. Lalli informed the Board that this new application is not to be confused with a Trench Permit which is a separate application, as referenced in page two of the Street Opening Permit. After a brief review of the new permit application, Mr. Rose made some comments and suggestions. Mr. Rose requested that the contractor list specifically what type of surety their company had for the project. Mr. Rose was unsure if the sketch of the proposed work on page one would be inclusive of all the work to be performed if the applicant uses that sketch instead of their own sketch on a separate piece of a paper. Finally, Mr. Rose asked that the sketch on page two of the contract be more specific as well. For example, "12' gravel" should reference what type of gravel and be as specific as possible. The Board discussed the application fee. Mr. Rose made a motion that effective immediately, the fee for a Street Opening Permit Application is \$50.00, and if it goes over 100 square feet of alteration, that fee becomes negotiable. Mr. Brady seconded the motion. The motion carried. The draft application will be revised based on the changes discussed and a new draft will be presented at the next meeting of the Board.

Street Opening Permit Requests from Columbia Gas

Mr. Rose made a motion to table all Street Opening Permit requests from Columbia Gas until the final draft of the Street Opening Permit Application is reviewed by the Board. Mr. Brady seconded the motion. The motion carried. The requests from Columbia Gas that were tabled included the following street addresses: 600 West Main Street, 57 Page Street, 24 Nicholas Avenue, 40 Ledin Drive and 609 North Main Street.

Surplus Items for Town Yard Sale

Chairman Hegarty read the list of surplus items for the Town Yard Sale on May 6, 2017. He announced that the following items were free of charge for anyone interested, however, the person must remove the items on the same day: yellow chairs, four wooden chairs, one pink desk chair, two large filing cabinets, three metal desks, a book shelf and two coat racks.

Memorial Day Parade Permit

Mr. Brady made a motion to waive the fee and approve the Memorial Day Parade Permit for Sunday, May 28, 2017 commencing at 1:00 p.m. at St. Michael's Church. Mr. Rose seconded the motion. The vote was unanimous.

Correspondence

Chairman Hegarty acknowledged correspondence from the Avon Civic Association requesting to hold two spring concerts at DeMarco Park due to an anticipated large audience for both shows. The first proposed concert at DeMarco Park will be on Wednesday, June 14, 2017 from 6:30 p.m. to 8:00 p.m. for a Flag Day concert in which the Canton Legion Band would perform. The second proposed concert will

be on Wednesday, June 21, 2017 from 6:30 p.m. to 8:00 p.m. for a concert by Dale and the Duds. Mr. Brady made a motion to approve the requests to hold two spring concerts at DeMarco Park. Mr. Rose seconded the motion. All were in favor.

Chairman Hegarty acknowledged correspondence from Marc J. Goldstein of Beveridge & Diamond to Mark Dakers of the Massachusetts Department of Environmental Protection dated April 25, 2017 regarding the withdrawal of their pending application for site suitability report for a new site assignment and motions for reconsideration and to reopen record for the TLA-Holbrook LLC Municipal Waste Transfer Station. TLA is filing a new Application for Site Suitability Report for a New Site Assignment based on a revised design of the project. Chairman Hegarty requested residents to express their outrage in a letter to Senator Walter Timilty and Representative William Galvin.

Announcements

Chairman Hegarty announced the Community Clean-Up Day as May 6, 2017 from 9:00 a.m. to 12:00 p.m. A pizza party will follow the event.

Chairman Hegarty announced the Letter Carriers' Food Drive on May 13, 2017. Residents are requested to put a non-perishable donation in a bag by your mailbox and the letter carriers will deliver it to a local food bank.

Chairman Hegarty announced that the Annual Town Meeting, originally scheduled for May 2, 2017, will now be held on Tuesday, May 16, 2017 at 7:30 p.m. at the Avon Middle High School.

Payment of Bills

Mr. Rose made a motion to pay the bills. Mr. Brady seconded the motion. The motion carried.

Town Administrator's Report

Mr. Crimmins reported that the biggest item his office is working on now is preparation for the Annual Town Meeting. The Finance Committee book has been published and some residents have questions about the Article and the Town Administrator is answering those inquiries. Mr. Crimmins stated that the Annual Town Report is ready for publication, we are just waiting for one final report. The Human Resources Department is busy with summer hires and seasonal help.

Police Department – Chief Martineau reports that the new Public Records Request Law is keeping the Dispatch Office very busy. Ms. Bimber recently attended a training class on the new law to assist the Department with records requests. The Police Department has also acquired their latest police cruiser.

Fire Department – Chief Spurr reports that Open Burning Season has ended. Chief Spurr states that 95 permits this year is down from the 148 permits granted last year.

DPW – Mr. Fitzgerald's Department has been busy supervising Sheriff Bellotti's work crew, overseeing the Harrison Median Barrier Project, correcting a mistake made in the Brockton Enterprise regarding water testing in the schools, and overseeing the construction of the Quonset Hut building.

Treasurer/Collector – Deb Morin reports that tax bills were due May 1, 2017 and water bills are due June 2, 2017.

Assessors – Paul Sullivan reports that on-site permit inspections are currently taking place out in the field.

Town Clerk – Patricia Bessette is busy preparing for Town Meeting. The Annual Town Meeting had to be postponed due to a delay in the printing of the Finance Committee books and the Town has a specific bylaw requiring residents to receive the books seven days prior to the Annual Town Meeting. Ms. Bessette has updated the website, signs, local cable, and social media regarding the date change.

Board of Health – Kathleen Waldron is busy preparing for Bulk Collection Day and the Annual Community Clean-Up Day, both to be held on May 6, 2017. The Compost Site is now open for the season.

Library – Ann Fogg reports that the activities planned for school vacation week were a success. The library now has HOOPLA.

Council on Aging –Gene Mazzella reports that he has met with Library Director Ann Fogg to get more seniors to engage with the library offerings.

Town Counsel – Mr. Lalli reported that he has been working with the Designer Selection Committee on obtaining an architect for the new Public Safety Building, the Codification Project with the Town Clerk, and Street Opening Permit Applications with the Department of Public Works.

Adjournment

At 9:30 p.m., Chairman Hegarty requested the Board make a motion to conclude the Regular Session. An Executive Session would begin after the Open Session for the purposes of discussing Collective Bargaining with Union Bargaining Units, Employment Agreements with Non-Union Personnel, and a disciplinary matter, all of which could prove detrimental if discussed during the Open Session. Mr. Rose made a motion to adjourn the Regular Session. Mr. Brady seconded the motion. The motion carried.

A roll call vote was taken.

Mr. Rose voted aye.

Mr. Brady voted aye.

Mr. Hegarty voted aye.

The Board would reconvene in Open Session for the sole purpose of adjournment.

Respectfully submitted,



Shanna M. Faro

Executive Assistant to the Town Administrator