

BOARD OF SELECTMEN MEETING
THURSDAY, JUNE 16, 2011
7:30 P.M.

Members present: Francis A. Hegarty, Chairman
Steven P. Rose
Robert F. Brady, Jr.

Others present: Michael McCue, Town Administrator

Not present: Joseph Lalli, Town Counsel (in attendance at Conservation Commission meeting)

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

Mr. Rose made a motion to accept the minutes of Thursday, June 2, 2011 (Regular Session) as written. Mr. Brady seconded the motion. The motion carried.

Mr. Brady made a motion to approve the minutes of Thursday, June 2, 2011 (Executive Session I) as submitted. Mr. Rose seconded the motion. All were in favor.

There were no public comments during the Open Forum.

Finance Committee—Approval of transfer requests

Finance Committee Chair Eric Beckerman and member Jarrett Beeley appeared before the Board. Mr. Beckerman stated that he was waiting for additional members but since they did not show, there was no quorum present.

1. \$20,000 transfer request from the Reserve Fund for Legal issues surrounding union contracts, litigation, etc. Legal expenses have exceeded budgeted amounts.

Mr. Brady made a motion to approve the requested transfer of \$20,000. Mr. Rose seconded the motion with discussion. Mr. Rose was confused because the Board of Selectmen did approve a transfer for \$16,000 at the prior meeting for Legal funds.

Mr. McCue explained that the Board did approve a transfer for \$16,000 at the last meeting but the figure has now been adjusted in anticipation of legal issues pending. The amount has been changed to \$20,000. The total is \$20,000 and the prior amount had been adjusted. Mr. Rose discussed putting any other legal services on hold until July 1st.

The vote was unanimous.

2. Transfer from the Reserve Fund to Town Hall Building expenses to cover the cost of utilities, repair of HVAC units and COA plumbing repair in the amount of \$10,298.50.

Mr. Rose made a motion to approve the transfer request from the Reserve Fund to the Town Hall Building expense line item in the amount of \$10,298.50. Mr. Brady seconded the motion. The vote was unanimous.

Mr. Rose asked Mr. McCue for a breakdown of the items for this unforeseen expenditure. Mr. McCue responded that he would provide the information to Mr. Rose.

3. Request for transfer from the Reserve Fund in the amount of \$6,000 to the Street Lighting account, due to increased costs in electricity.

Mr. Rose made a motion to approve the recommended transfer request to the Street Lighting account. Mr. Brady seconded the motion. All were in favor.

4. Request for transfer from the Reserve Fund in the amount of \$7500.00 to the Selectmen's Expense Account. Norfolk County Agricultural School has invoked its right to assess the Town of Avon for tuition for FY '11 - \$1500.00 per student X 5 students = \$7500.00. This is a new bill and funding was not budgeted.

Mr. Rose made a motion to approve the transfer from the Reserve Fund for the \$7500.00 tuition bill for Norfolk County Agricultural School. Mr. Brady seconded the motion. All were in favor

5. Request for transfer from the Reserve Fund in the amount of \$8400.00 to the Selectmen's Expenses line item to fund a MASS DEP notice requiring certain measures be taken at the former landfill/compost site.

Mr. Rose questioned whether this expense should be part of the Board of Health's budget? Mr. McCue reported that he is negotiating with DEP. Mr. Rose suggested putting the item into a different category.

After some discussion, Mr. Rose made a motion to approve the transfer request from the Reserve fund in the amount of \$8400.00. Mr. Brady seconded the motion. The motion carried.

6. Request for transfer from the Reserve Fund to the Highway Expense line item, in the amount of \$6500.00 to cover the cost of unforeseen repairs to vehicles and increase in fuel costs.

Mr. Rose made a motion to approve the Reserve Fund transfer to the Highway Expenses line item for \$6500.00. Mr. Brady seconded the motion. The vote was unanimous.

- 7. Request for Appropriation Transfer Between or Within Department** – Request is made for \$170.00 to be transferred from Town Administrator's Expense line item to Town Administrator's Salary line item, due to a miscalculation during the budget process.

Mr. Rose made a motion to approve the requested transfer within the Town Administrator's Department. Mr. Brady seconded the motion. The vote was unanimous.

Annual Reappointments for 2011/2012

Chairman Hegarty read the following list of Reappointments for 2011/2012:

<u>BOARD</u>	<u>NAME</u>	<u>TERM TO EXPIRE:</u>
Board of Appeals	Charles Comeau	June 30, 2014
Board of Appeals (ALT.)	Edward J. Mekjian	June 30, 2014
Avon Cultural Council	Karen Johnson	June 30, 2016
Avon Cultural Council	Karen Collum	June 30, 2016
Building Inspector (ALT.)	Charles Comeau	June 30, 2012
Conservation Commission	David Young	June 30, 2014
Council on Aging Board	Silvio Mercuri	June 30, 2014
Plumbing/Gas Inspector	Alexander Campbell	June 30, 2012
Plumbing/Gas Inspector (ALT).	Brian Campbell	June 30, 2012
Official Weighers	Terry L. Edwards	June 30, 2012
Official Weighers	Kevin Edwards	June 30, 2012
Official Weighers	Mark Klim	June 30, 2012
Official Weighers	David Young	June 30, 2012
Official Weighers	Stephen Edwards	June 30, 2012
Official Weighers	Edward Doherty	June 30, 2012
Official Weighers	Christopher Edwards	June 30, 2012
Old Colony Area Agency		
On Aging	Marie Marcunas	June 30, 2014
Registrar of Voters	Jean Inman	June 30, 2014
Registrar of Voters	Philip J. Tortorella	June 30, 2014
Town Accountant	Debra Morin	June 30, 2014
Keeper of the Town Clock	Paul C. Barker	June 30, 2012
Town Counsel	Joseph Lalli	June 30, 2012
Veteran's Agent	Michael Stanley	June 30, 2012
Wire Inspector	Dennis Collum	June 30, 2012
Wire Inspector (ALT.)	Dennis M. Collum	June 30, 2012
Wire Inspector (ALT.)	Brian T. Collum	June 30, 2012

On a motion made by Mr. Rose, seconded by Mr. Brady, it was unanimously voted to reappoint the above-mentioned individuals as read.

Chairman Hegarty announced Reappointment of Special Police Officers for 2011/2012 would be postponed and acted upon at the first July meeting (July 21st).

Request from Columbia Gas for street opening permit to renew gas service at 103 Pond Street

A request was received from Columbia Gas of Massachusetts for a street opening permit to excavate for gas maintenance repair at 103 Pond Street. Mr. McCue stated that he and Highway Superintendent Ed Sarni were concerned that the work be completed before any Pond Street paving would occur. The repair should be considered an “emergency” due to the road work being done on Pond Street.

Mr. Rose made a motion to grant permission for the road opening at 103 Pond Street. Mr. Brady seconded the motion. The motion carried.

A request was received from Columbia Gas of Massachusetts for permission to excavate to install gas service at 425 East Main Street. A sidewalk cut would be necessary to install this gas service.

Mr. Rose made a motion to grant permission for a sidewalk cut at 425 East Main Street. Mr. Brady seconded the motion. All were in favor.

A request was received from Columbia Gas of Massachusetts for a street opening permit to install gas service at 46 Gill Street. A road cut would be necessary to install this gas service.

On a motion made by Mr. Brady, seconded by Mr. Rose, it was unanimously voted to grant permission for a street opening permit at 46 Gill Street.

A request was received from Columbia Gas Company of Massachusetts for a street opening permit to install gas service at 361 Central Street.

With approval from the Highway and Water Departments, Mr. Brady made a motion to grant permission for a street opening permit at 361 Central Street. Mr. Rose seconded the motion. All were in favor.

At 7:55 p.m. Chairman Hegarty called for a brief recess.

At 8:00 p.m. the Board reconvened.

Mr. Rose made a motion to enter Executive Session under M.G.L. Chapter 39, S. 23B, #2, of the Open Meeting Law. Mr. Brady seconded the motion.

A roll call vote was taken:

Mr. Rose voted aye
Mr. Brady voted aye
Chairman Hegarty voted aye

The Board will reconvene in Open Session at the conclusion of the hearing.

At 10:15 p.m., Mr. Rose made a motion to exit Executive Session and return to Open Session.
Mr. Brady seconded the motion.

A roll call vote was taken:

Mr. Rose voted aye
Mr. Brady voted aye
Chairman Hegarty voted aye

Chairman Hegarty read the list of the Park and Recreation summer staff that the Board needs to appoint as follows:

Director Anne Littlefield
Assistant Director Kevin Foster
Counselors:
Caitlyn Murphy
Kelly Mains
Brian Moller
Emily Waldron
Elizabeth Doucet
Luke Pomeleau

Mr. Rose made a motion to appoint the aforementioned Park and Recreation summer program staff contingent upon their successful fulfillment of the Town of Avon hiring policies. Mr. Brady seconded the motion. The motion carried.

On the recommendation of the Board of Library Trustees and Town Administrator Mr. McCue, a request was made to reappoint Thadeous Washington to the position of part-time Circulation Assistant beginning July 5, 2011, F6-Step 5 at the rate of \$12.26 per hour.

Mr. Rose made a motion to hire Thadeous Washington to the position of part-time Circulation Assistant, Grade F6, Step 5 at \$12.26 per hour, effective July 5, 2011, contingent upon successful fulfillment of the Town of Avon hiring regulations.

Meetings for the summer months were set as follows:

Thursday, July 21, 2011 at 7:30 p.m.
Thursday, August 4, 2011 at 7:30 p.m.
Thursday, August 18, 2011 at 7:30 p.m.

On a motion made by Mr. Rose, seconded by Mr. Brady, it was unanimously voted to approve all vouchers for the payment of bills as submitted.

Town Administrator's Report

Mr. McCue reported that in reference to storms that occurred January 12-13 of this year, the Town was eligible to apply to FEMA for assistance. Mr. McCue announced that due to that storm event, the Town received over \$30,000 in reimbursement from the Federal government.

At 10:30 p.m. Mr. Rose made a motion to enter Executive Session to discuss a collective bargaining strategy matter regarding management contracts. Mr. Brady seconded the motion.

A roll call vote was taken:

Mr. Rose voted aye
Mr. Brady voted aye
Chairman Hegarty voted aye

The Board would not reconvene in Open Session.

Respectfully submitted,

Miriam Rothstein
Secretary