

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

Town of Avon Massachusetts

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Francis T. Crimmins, Jr.
TOWN ADMINISTRATOR



BOARD OF SELECTMEN MEETING
THURSDAY, JUNE 4, 2015
7:30 p.m.

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

Others present: Francis A. Crimmins, Jr., Town Administrator (arrived late)
Joseph Lalli, Town Counsel

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

Selectman Brady led the meeting in the Pledge of Allegiance.

Mr. Brady made a motion to accept the minutes of Thursday, May 21, 2015 (Regular Session) as submitted. Mr. Rose seconded the motion. The motion carried.

7:35 p.m.—Public Hearing on the proposed Annual Town Meeting By-Law changes

At 7:35 p.m. Chairman Hegarty read the Legal Notice for the Public Hearing. The Board of Selectmen is acting as the By-Law Committee in the absence of such committee.

Mr. Kevin Mooney was in the audience for the Public Hearing.

Chairman Hegarty announced there are four (4) articles that pertain to By-Law changes on the June 9, 2015 (reconvened) Annual Town Meeting warrant.

Article 11—Electronic Voting—Chairman Hegarty read the article in its entirety. Mr. Rose stated electronic voting equipment was demonstrated at last year's Town Meeting and it allowed for more accurate voting. Mr. Mooney suggested another button should be available besides "Yes" and "No."

After some discussion, Mr. Rose made a motion that the Board makes a recommendation on the Town Meeting floor that this article passes. Mr. Brady seconded the motion. All were in favor.

TOWN OF AVON
2015 JUN 19 AM 11:13
TOWN CLERK

Article 26—Salt Use on Publicly Maintained Roads—Chairman Hegarty read the article in its entirety. Mr. Rose stated that Mass Highway had salt restrictions on Harrison Blvd. this winter. The Town used other de-icing agents; pretreated sand with brine was used.

Mr. Mooney was concerned with the retail areas in Town. Mr. Rose stated those areas are on public roads and not private areas.

Mr. Rose made a motion recommending Article 26 dealing with the use of road salt during the winter months. Mr. Brady seconded the motion. The motion carried.

Article 34—Public Bidding Requirements—Mr. Brady made a motion to edit our General By-Laws and all Town procurement shall follow state regulations; Article 34 is recommended. Mr. Rose seconded the motion. The vote was unanimous.

Article 35—Performance Bonds—Mr. Rose made a motion to recommend adopting new language of performance bond regulations. Mr. Brady seconded the motion. The motion carried.

Mr. Rose made a motion to end the hearing on the General By-Law changes and recommends the changes in the By-Laws to Town Meeting. Mr. Brady seconded the motion. All were in favor.

Chairman Hegarty read each article on the June 9, 2015 (reconvened) Annual Town Meeting Warrant minus the four articles of the General By-Law changes as previously mentioned.

Article 1—reading of the reports

Article 2 and 3—line item changes

Article 4—Town roads (this is a standard article)

Article 5—special sick leave revolving fund—buyback of retiring employees

Article 6—to pay a prior year's bill

Article 7—to make repairs to the Town Hall building and finish work

Article 8—planning, designing and constructing a new Police facility

Article 9—installation of a new telecommunications systems in the Police and Fire building

Article 10—to purchase electronic voting equipment

Article 12—to reduce property tax liability in exchange for volunteer services for persons over age 60 (senior work off program)

Article 13—Septic Loan Receipts Account

Article 14—Board of Assessors—to fund work for State Mandated Recertification

Article 15—FY 2016 Capital Improvements Program; (a) The Town Hall Parking Lot item will be withdrawn (b) Town Hall/COA HVAC units and (c) copy machine lease purchase agreement

Article 16—CMVI Receipts Reserve Account—to purchase two (2) marked police cars

Article 17—Purchase of tasers from the CMVI Receipts Reserve Account for Police Department

Article 18—Purchase of a switching and handling element for the new computer system (in police cars)

Article 19—Cardiac Compression System devices for use by the Fire Department

Article 20—Lease Purchase Agreement on the Fire Department's Rescue Pumper Truck (to pay the third of five payments)
Article 21—Accept as public ways: Bodwell Street Extension and Ledin Drive
Article 22—Public Safety Stabilization Account
Article 23—Rezone Restricted Development Lot (formerly the Crowley School property)
Article 24—Replacement of existing Health Department vehicle
Article 25—Reduction of property tax obligation of Veterans in exchange for volunteer services (Work off tax bill)
Article 27—Cross Connection Program updates
Article 28—Drainage projects—EPA Phase II Stormwater regulations
Article 29—protecting, maintaining and maximizing the sustainability of the Town's water supply and treatment—upgrading interconnects with area towns
Article 30—Purchase of vehicles for Department of Public Works
Article 31—Security system upgrades at the Department of Public Works facilities
Article 32—Grinding and cleaning out of the Compost Site
Article 33—Development of a web hosted GIS system
Article 36—to impose a local meals tax—3/4 of a %
Article 37—Financing water pollution facility projects
Article 38—Stabilization Account

Chairman Hegarty announced the Memorial Day Parade went very well and it was a very successful day with 3 bands and a cookout at the VFW. A big thank you to the Randolph Savings Bank for their generous donation, Restaurant Depot, Dunkin Donuts and BC Tent. Thank you to Tara Tradd who helped out working with various donors.

ANNOUNCEMENTS

On Friday, June 12th at 9:00 a.m. a Flag Day Ceremony will be held at Butler Elementary School. It is a most impressive program.

Effective immediately, the Avon DPW has implemented a **Phase I** water ban. A Phase I water ban means that there is no outside watering allowed between the hours of 9:00 a.m. and 5:00 p.m. All outside watering must be done with a hand held hose only. No lawn sprinklers may be used during a Phase I water ban. If residents have any questions, please call the Avon DPW Department at (508) 588-0414 Ext. 1024.

A letter of interest was received from Matthew J. Ferro of 20 School Street requesting appointment on the Historical Commission.

On a motion made by Mr. Brady, seconded by Mr. Rose, it was unanimously voted to appoint Matthew J. Ferro to the Historical Commission, with a term to expire of June 30, 2018.

A request for one-day special alcohol permits was received from Avon Fish & Game Association on the following dates:

June 20, 2015
June 27, 2015
July 11, 2015
July 18, 2015
July 21, 2015
July 25, 2015
August 1, 2015
August 16, 2015
September 12, 2015

Mr. Brady made a motion to approve all one-day special alcohol permits as listed above. Mr. Rose seconded the motion. The motion carried.

REQUEST FOR STREET OPENING PERMITS FROM COLUMBIA GAS

A request was received from Columbia Gas to install gas service at 85 East High Street. Mr. Brady made a motion to deny the request for gas installation at this time since the Town of Avon has a moratorium on street openings/road cuts for roads that are less than five (5) years old. Mr. Rose seconded the motion. All were in favor.

A request was received from Columbia Gas to install new gas service at 30 Bartlett Street.

A discussion followed with the Board's concern with the number of gas trenches on Bartlett Street to date and Chairman Hegarty suggested that Columbia Gas does an overlay on the road.

Mr. Rose made a motion to approve the street opening permit for 30 Bartlett Street with the condition that an overlay is done on the road. Mr. Brady seconded the motion. The vote was unanimous.

TEMPORARY SIGN PERMIT

A temporary sign permit request was received from Affordable Furniture to Go at 75 Stockwell Drive for two (2) 4 x 6 vinyl banners advertising a "Summer Sale." The banners would be displayed from 6/25 to 7/19/15.

Mr. Rose made a motion to approve the temporary sign permit for Affordable Furniture to Go for two (2) banners displayed from 6/25 to 7/19/15. Mr. Brady seconded the motion. The motion carried.

REQUEST FOR TRANSFER FROM THE RESERVE FUND

A request was received from Fire Chief Spurr requesting transfer from the Reserve Fund in the amount of \$9435.67 for ambulance 1 repairs that were unforeseen. Mr. Brady made a motion to approve the transfer from the Reserve Fund. Mr. Rose seconded the motion for discussion and asked for clarification, stating that the form used for transfer was incorrect and not signed.

After some discussion, Mr. Brady amended the motion and tabled the request for transfer. Mr. Rose seconded the motion. The motion carried as amended.

REQUEST FOR YEAR END LINE ITEM TRANSFERS

Town Clerk Patricia Bessette is requesting transfer from General Fund Election Workers Salary account to General Fund Election Workers purchase supplies account for \$550.00 to purchase three (3) signs to be used to promote elections and town meetings.

Mr. Rose made a motion to approve the \$550.00 transfer as stated above. Mr. Brady seconded the motion. The motion carried.

Town Clerk Bessette is requesting transfer from General Fund Election Workers Salary to General Town Clerk and Registrars Purchase Supplies line item in the amount of \$2500.00, to purchase a database for business certificates.

Mr. Rose made a motion to approve the \$2500.00 transfer as stated above. Mr. Brady seconded the motion. All were in favor.

The Board of Selectmen has learned that the Department of Environmental Protection has received a request regarding property in Holbrook on Mead Road to site a Trash Transfer facility. This proposed use will adversely affect our Town due to harmful emissions, risk to our water supply, noise and a truck route that proposes access to the facility through the Town of Avon.

The Board of Selectmen asked our state legislators to file a bill to prevent the siting of this type of facility within a ten mile radius of an existing licensed/sited/operating facility. Chairman Hegarty announced House Bill #675, relative to the siting of facilities dealing with refuse, is before the Massachusetts General Court for consideration. This bill would have the Department of Environmental Protection review this type of proposal for proximity to current sites and related community impact before a permit to build would be granted.

The Board is asking residents to contact either our State Representative or State Senator to let our legislative delegation know how important this proposed law is to you.

The Board agreed to ask Town Administrator Crimmins to have language added to the website regarding information on House Bill #675. Mr. Kevin Mooney, who was in the audience, suggested a sample letter for residents to use and print out to send to the Honorable William C. Galvin and the Honorable Brian A. Joyce.

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

At 9:00 p.m. Mr. Rose made a motion to enter Executive Session to discuss strategy with respect to collective bargaining of non-union employees, as an open meeting may have a detrimental

effect on the litigating position of the public body, so declared by the Chair, and to reconvene in open session for the sole purpose of adjournment. Mr. Brady seconded the motion.

A roll call vote was taken:

Mr. Brady vote aye

Mr. Rose voted aye

Chairman Hegarty voted aye

Respectfully submitted,

A handwritten signature in cursive script that reads "Miriam Rothstein". The signature is written in black ink and is positioned to the right of the typed name.

Miriam Rothstein

Secretary