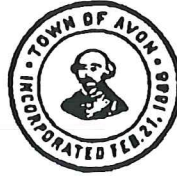


BOARD OF SELECTMEN
Francis A. Hegarty, Chairman
Steven P. Rose, Clerk
Robert F. Brady, Jr., Associate

Francis T. Crimmins, Jr.
TOWN ADMINISTRATOR

Town of Avon Massachusetts



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TOWN OF AVON
2015 DEC 18 AM 9:47
TOWN CLERK

BOARD OF SELECTMEN MEETING THURSDAY, DECEMBER 3, 2015 7:30 p.m.

Members present: Steven P. Rose, Clerk (*Acting Chair due to Francis A. Hegarty's absence*)
Robert F. Brady, Jr., Associate

Others present: Francis T. Crimmins, Jr., Town Administrator
Joseph S. Lalli, Town Counsel
Shanna M. Faro, Executive Assistant to the Town Administrator
William A. Fitzgerald, Jr., Department of Public Works Director

Board of Assessors: Cynthia A. Bernasconi, Clerk
Kristin J. Kopke, Member

Selectman Rose called the meeting to order at 7:30 p.m.

Shanna Faro led the meeting in the Pledge of Allegiance.

Mr. Brady made a motion to accept the minutes of Thursday, November 19, 2015 (Regular Session) as read. Mr. Rose seconded the motion. The motion carried.

Mr. Brady made a motion to accept the minutes of Thursday, November 19, 2015 (Executive Session) as read. Mr. Rose seconded the motion. The vote was unanimous.

7:45 p.m. – Continuation of Tax Classification Hearing from November 19, 2015

Cynthia Bernasconi and Kristin Kopke appeared on behalf of the Board of Assessors to make their recommendation to the Board regarding the Tax Rate Classification for Fiscal Year 2016. The Board of Assessors provided a report to the Board as well as members of the audience and advised everyone to turn to page twenty (20) of the report. Ms. Bernasconi stated that this year, the Board of Assessors recommends the Board of Selectmen use a residential factor of 68.6268%. Ms. Bernasconi informed the Board and members of the audience that by choosing this factor, taxes are shifted an additional 39.0% from the Residential class to the Commercial, Industrial and Personal Property classes. The tax rate would increase 75 cents for the Residential class, \$1.84 for the Commercial and Industrial class and \$1.85 for Personal Property. Ms. Kopke informed the Board and members of the audience that this percentage closely mirrors what the Board of Assessors recommended last year.

Mr. Brady made a motion to set the tax rate for Fiscal Year 2016 using a residential factor of 68.6268%. Mr. Rose seconded the motion. The motion carried.

Mr. Brady made a motion to approve the Small Commercial Exemption of up to 10% which may be granted to qualifying commercial (Class 3) properties. Mr. Rose seconded the motion. All were in favor.

Mr. Bob Costa, President of AIPA, thanked the Board of Selectmen for leveling the tax rates between residential and commercial properties. He noted that the Town of Avon still has one of the highest commercial tax rates in the area and he requested that the Board take that into consideration for future Tax Classification Hearings. Mr. Costa concluded by once again thanking the Board of Selectmen for their vote tonight.

8:00 p.m. – Opening of Rock Salt and Sand Bids

Mr. Rose read the legal advertisement for sand bids posted in the Brockton Enterprise on November 18, 2015. Mr. Brady opened up two sealed bids for washed, coarse sand.

| Company Name | Washed, Coarse Sand Bid |
|-----------------------|--------------------------------|
| Kingstown Corporation | \$23.95 per ton |
| T.L. Edwards | \$15.45 per ton |

Mr. Brady made a motion to forward the bids to DPW Director William Fitzgerald for his review and recommendation. Mr. Rose seconded the motion. All were in favor.

Mr. Rose read the legal advertisement for rock salt and treated salt bids posted in the Brockton Enterprise on November 18, 2015. Mr. Brady opened up five bids for salt.

| Company Name | Rock Salt Bid | Treated Salt Bid |
|---------------------|----------------------------------|-------------------------|
| Mid-American Salt | \$69.68 per ton | \$100.81 per ton |
| Cargill | Unable to Bid | Unable to Bid |
| Eastern Minerals | \$69.90 per ton | N/A |
| American Rock Salt | \$69.90 per ton | \$96.95 per ton |
| Morton Salt | \$87.63 per ton (20 ton minimum) | N/A |

Mr. Brady made a motion to forward the bids to DPW Director William Fitzgerald for his review and recommendation. Mr. Rose seconded the motion. The motion carried.

UNFINISHED BUSINESS

Designer Selection Committee

Mr. Brady made a motion to table selecting members for Designer Selection Committee until the December 17, 2015 meeting. Mr. Rose seconded the motion. The motion carried.

Update on the Assistant Assessor Position

Mr. Crimmins informed the Board that several strong candidates for the Assistant Assessor position were interviewed by the Town Administrator, Chairman of the Board of Assessors Warren Bruce Lane and Treasurer/Collector Deb Morin. Mr. Crimmins stated that he has a few candidates he would like to present to the Board. Mr. Crimmins reminded the Board that, at the last meeting, he had requested the Board to review the salary requirements for the Assistant Assessor position for some flexibility on the salary range. Mr. Brady made a motion to table the review of the salary requirements for the Assistant Assessor position until the December 17, 2015 meeting. Mr. Rose seconded the motion. All were in favor.

Update on Director of Council on Aging Position & Administrative Assistant to the Council on Aging

Mr. Crimmins stated to the Board that Council on Aging Director Jane Hanley has resigned effective today. Mr. Crimmins informed the Board and any concerned members of the viewing audience that the Council on Aging would be fully operational tomorrow for any senior citizens who need van rides to their doctor's appointments or shopping trips. Mr. Crimmins informed the Board that tomorrow Doreen Gouthro will be filling in as the Administrative Assistant at the Council on Aging to ensure the normal operation of the COA. Mr. Crimmins informed the Board that he has prepared an advertisement for the Council on Aging Director and he is seeking permission to publish the ad in the Beacon and the Massachusetts Council on Aging. Mr. Crimmins also stated that he is seeking permission from the Board to appoint an Interim Director. Mr. Crimmins informed the Board that the Council on Aging Board has several vacancies. Mr. Crimmins has spoken to the Chairman of the Board Silvio "Sonny" Mercuri regarding these vacancies. Mr. Crimmins reported to the Board that Sonny Mercuri intends to approach the Board regarding this problem within the next few meetings. Finally, Mr. Crimmins thanked Jane Hanley for her years of service with the Town of Avon. Mr. Brady made a motion to authorize the Town Administrator to publish an advertisement for the Council on Aging Director in the Beacon and the MCOA and to appoint an Interim Director. Mr. Rose seconded the motion. The vote was unanimous.

Gift Donation for Veteran's Services

Mr. Brady made a motion to accept a gift donation in the amount of \$50.00 from the Port Norfolk Yacht Club to the Town of Avon Veteran's Services Department in memory of Richard E. Frasier, who passed away on October 26, 2015 at 73 years old. Mr. Rose seconded the motion. The motion carried.

Results from Special Town Meeting of December 1, 2015

Mr. Rose stated that the Special Town Meeting held on Tuesday, December 1, 2015 went very well. Mr. Rose stated that there were sixteen (16) articles on the Warrant and each article moved rather quickly as the meeting adjourned at 8:35 p.m. Mr. Rose noted the passing of Article 3 in which \$450,000 in free cash will be placed in a stabilization account for the purposes of addressing traffic, parking and related safety concerns at the Ralph D. Butler School. Mr. Rose read the minutes of the Special Town Meeting warrant from December 1, 2015 for any residents who could not attend the meeting on Tuesday night.

NEW BUSINESS

Budget for Fiscal Year 2017

Mr. Crimmins informed the Board that the Department Heads have been preparing their budgets for Fiscal Year 2017. Mr. Crimmins stated that Friday, December 4, 2015 is the deadline for all departments to submit their budget articles to the Town Administrator. Mr. Crimmins stated that he will ask the Board at the next meeting for some workshop meeting dates for the Board to meet with Department Heads to discuss their budget for Fiscal Year 2017.

Resignation of Council on Aging Van Driver John Scott MacIsaac

Mr. Rose read the resignation letter of Council on Aging Van Driver John Scott MacIsaac dated November 30, 2015. Mr. MacIsaac is moving to Florida for the winter months, returning at the end of April 2016. Mr. MacIsaac will reapply for the van driver position when he returns from Florida in the spring if the position remains unfilled. Mr. MacIsaac's resignation will be effective December 31, 2015. Mr. Brady made a motion to accept the resignation of John Scott MacIsaac with regret. Mr. Rose seconded the motion. All were in favor.

Reappointment of Constables

Mr. Brady made a motion to reappoint the following Constables for 2016:

David DiCenso
David Asiaf of Asiaf & Associates, Inc.
Harold March of March, Whitcomb & Associates
Jerold S. Loomis of All State Constables, Inc.

The reappointment term for these Constables will expire on December 31, 2016. Mr. Rose seconded the motion. The vote was unanimous.

Liquor License Renewals

Mr. Brady made a motion to renew the liquor licenses for the following eleven (11) establishments pending each applicant meet town, state and federal requirements for license renewal.

| Establishment | Address | Manager |
|--|-------------------------|--------------------------------|
| Shooters, Inc. | 36 East Main Street | Linda D. Lewis Martin, Manager |
| Jeffrey Sinkiewicz D/B/A Slap-Shotz Family Sports Pub | 39-43 East Main Street | Jeffrey Sinkiewicz, Manager |
| Avon Post #8892, V.F.W., Inc. | 263 East Main Street | Mildred D. Papp, Manager |
| Avon's Generations | 81 Memorial Drive | John Kalinowski, Jr., Manager |
| A-1 Nivniva Corp. D/B/A A-1 Market, Inc. | 85 East Main Street | Pinakin Patel, Manager |
| Big Jim's Liquors, Inc. | 155 East Main Street | Donald Hung Dong, Manager |
| Costco Atlantic Liquors, Inc. D/B/A Costco Liquors | 120 Stockwell Drive | Shannon Collins, Manager |
| Avon Food Mart, Inc. | 17 North Main Street | George Elias, Manager |
| Wine-com-Massachusetts, Inc. D/B/A Wine.com | 33 Wales Avenue, Unit E | Michael Arico, Manager |
| Avon Variety, Inc. D/B/A Avon Variety | 490 West Main Street | Danny Bui, Manager |
| Sulamita Figueiredo D/B/A Mainha Restaurant | 160 Memorial Drive | Sulamita Figueiredo, Manager |

Mr. Rose seconded the motion. The motion carried.

Entertainment License Renewals

Mr. Brady made a motion to renew the entertainment licenses for the following establishments pending each applicant meet town, state and federal requirements for license renewal.

| Establishment | Entertainment Licenses |
|--|--|
| Avon V.F.W. Post #8892 263 East Main Street | Six (6) Video Entertainment Machine Licenses - includes one (1) jukebox One (1) Pool Table License One (1) Public Entertainment License for one (1) juke box to include karaoke and a live band |
| Shooters, Inc. 36 East Main Street | Three (3) Pool Table Licenses Six (6) Automatic Amusement Device Licenses – includes one (1) jukebox One (1) Public Entertainment License for one (1) juke box |

| | |
|---|--|
| Jeffrey Sinkiewicz D/B/A Slap-Shotz Family Sports Pub 39-43 East Main Street | Two (2) Amunchie Video Games One (1) Platinum Touch II Video Game One (1) Touch Tunes Juke Box One (1) Public Entertainment License for one (1) juke box to include live bands, singers and comedy acts |
| Generations 81 Memorial Drive | One (1) Public Entertainment License for 2016 |

Mr. Rose seconded the motion. All were in favor.

Livery License Renewals

Mr. Brady made a motion to renew the livery licenses for the following establishments pending each applicant meet town, state and federal requirements for license renewal.

| Establishment | Livery License |
|------------------------------|---------------------------------------|
| TAZ, Inc. 185 Main Street | One (1) Livery License |
| TAZ, Inc. 185 Main Street | One (1) Livery License |
| TAZ, Inc. 185 Main Street | One (1) Livery License |
| TAZ, Inc. 185 Main Street | One (1) Livery License |
| TAZ, Inc. 185 Main Street | One (1) Livery License |
| TAZ, Inc. 185 Main Street | One (1) Livery License |
| TAZ, Inc. 185 Main Street | One (1) Livery License |
| TAZ, Inc. 185 Main Street | One (1) Livery License – Handicap Van |
| TAZ, Inc. 185 Main Street | One (1) Livery License – Handicap Van |

Mr. Rose seconded the motion. The vote was unanimous.

Class I, II & III License Renewals

Mr. Brady made a motion to renew the Class I, II and III licenses for the following establishments pending each applicant meet town, state and federal requirements for license renewal.

| Establishment | Type of License |
|---|------------------------|
| Ballard Mack Sales and Service, Inc. One Mack Drive | Class I |
| Bayside Trucks, Inc. 11 Ledin Drive | Class I |
| George's Garage, Inc. 340 East Spring Street | Class II |
| Mr. Steven DeAcetis Avon Auto Center, Inc. 104 Memorial Drive | Class II |

| | |
|--|-----------|
| Robert Nicholson D/B/A Brittan Motors 110 Memorial Drive | Class II |
| Brian G. White D/B/A Cycle Performance Auto Body 271 East High Street | Class II |
| Robert Sneider 21 Ledin Drive | Class II |
| Avon Auto Brokers, Inc. 159 Memorial Drive | Class II |
| Avon Auto Brokers, Inc. 109 Memorial Drive | Class II |
| C.N. Wood Co., Inc. 140 Wales Avenue | Class II |
| Avon Gas & Service, Inc. 284 East Main Street | Class II |
| George's Garage, Inc. 340 East Spring Street | Class III |

Mr. Rose seconded the motion. The motion carried.

Common Victualler's License Renewals

Mr. Brady made a motion to renew the Common Victualler's licenses for the following establishments pending each applicant meet town, state and federal requirements for license renewal.

| Establishment | Address |
|---|---------------------------------|
| Costco Wholesale Corp. D/B/A Costco Wholesale | 120 Stockwell Drive |
| Avon House of Pizza | 163 Main Street |
| Delops, Inc. | 600 Page Street |
| Café Management Associates, LLC D/B/A Dunkin Donuts | 600 Page Street |
| Independence Foods, LLC D/B/A Dunkin Donuts | 20 Memorial Drive |
| Linda D. Lewis Martin D/B/A Shooters, Inc. | 36 East Main Street |
| Jeffrey Sinkiewicz D/B/A Slap-Shotz Family Sports Pub | 39-43 East Main Street |
| Nana's Pizza and Subs | 490 West Main Street |
| Wal-Mart | 30 Memorial Drive |
| Avon Variety Inc., D/B/A Avon Variety | 490 West Main Street |
| Dunkin Brands D/B/A Dunkin Donuts | 5 Stockwell Drive |
| Independence Foods, LLC D/B/A Dunkin Donuts | 30 Memorial Drive (at Wal-Mart) |
| Sulamita Figueiredo D/B/A Mainha Restaurant | 160 Memorial Drive |
| NN Business Development, LLC | 5 Stockwell Drive |
| Pizzas Galore D/B/A Geri's | 147 Main Street |
| A-1 Nivniva Corp. D/B/A A-1 Market | 85 East Main Street |
| Avon's Generations, Inc. D/B/A Generations | 81 Memorial Drive |
| Maggie & Jamil Rahimi D/B/A Crown Fried Chicken & Pizza | 17 North Main Street |

Mr. Rose seconded the motion. All were in favor. Mr. Rose reminded all Licensees that they are to pick up their license renewals at Town Hall prior to December 31, 2015.

FY15 CDBG Lead Inspection Services Proposals Reviewed and Will Be Awarded on December 17, 2015

Mr. Rose stated that the FY15 CDBG Lead Inspection Services Proposals were opened today. Kathleen Kelleher will make a recommendation on the proposals at the December 17, 2015 meeting.

Correspondence

Mr. Rose acknowledged correspondence from the Randolph Police Chief William F. Pace to Mark Dakers, Chief, Solid Waste Management Section of the Massachusetts Department of Environmental Protection dated November 16, 2015 regarding comments on Applicant's Motion for Reconsideration regarding the TLA-Holbrook, LLC Municipal Waste Transfer Station.

Mr. Rose acknowledged correspondence from Marie Joyce Rose, P.E., Director of Roadway Project Management to Town Administrator Crimmins dated November 19, 2015 regarding installation of a median barrier on Harrison Boulevard.

Announcements

Mr. Rose announced the Winter Parking Ban is in effect from November 15, 2015 through April 15, 2016.

Mr. Rose announced that the Town's Annual Holiday Celebration will take place on Saturday, December 12, 2015 and Sunday, December 13, 2015. Mr. Rose read the holiday celebration events set to take place from the Holiday Celebration brochure which is posted on www.avon-ma.gov.

Approval of Vouchers for the Payment of Bills

Mr. Brady made a motion to approve the payment of bills. Mr. Rose seconded the motion. The vote was unanimous.

TOWN ADMINISTRATOR'S REPORT

Town Administrator – Mr. Crimmins has been working with the Department Heads on budgets. Mr. Crimmins thanked the Town Moderator Frank Staffier, Town Clerk Patricia Bessette, IT Director Geno Gingras, Town Accountant Shannon MacKenzie, Superintendent of Schools Paul Zinni and the School Committee for their hard work in preparation for the Special Town Meeting.

Police Department – Chief Martineau reports that there have been some glitches in the new computer system. The transition to the new computer system is not as smooth as Chief Martineau had hoped it would be. He has had to make several phone calls to the company regarding this matter and he hopes to have a more positive report regarding the computer system next month.

Fire Department – Chief Spurr reports that the Fire Department is still working on the double pole transfers. Fire protection system upgrades at 40 Strafello Drive and 40 Robbie Road are underway.

Department of Public Works – Mr. Fitzgerald's department had five out of the sixteen articles on the Warrant for the Special Town Meeting. Mr. Fitzgerald has also been working on the Rock Salt and Sand Bids which were opened tonight. He has also been working with Ray Campanile on repairs to Well #1. Mr. Fitzgerald advised that the highway workers are preparing for winter storms.

Treasurer/Collector – Deb Morin is still busy with Tax Titles. Deb reports that there are five additional properties that the Town may be able to foreclose on.

Town Accountant – Shannon MacKenzie has prepared a budget template for all departments to use.

Assessors – The Assessors will submit the results of tonight's Tax Classification Hearing to the Department of Revenue tomorrow.

Town Clerk – Patricia Bessette reports that her office certified over 1100 signatures on petitions for the month of November. The Town Clerk's office was open late several times in November for petition deadlines and voting registration deadlines for the Special Town Meeting.

Building Inspector – Bob Borden reports a predominance of residential construction. Jordan's Furniture has reopened the Enchanted Village and other seasonal attractions. The five unit condominium development for Page Street continues to be delayed.

Board of Health – Tara Tradd was the recipient of the Michael D. Saraco award by the Massachusetts Health Officers Association earlier this month.

Library – The Library's Adult Coloring Nights was featured in the Sunday edition of the Boston Globe on November 15, 2015.

School – Mr. Crimmins received a letter from Superintendent Zinni thanking him and members of the Board of Selectmen for all of their help preparing for the Special Town Meeting.

Town Counsel – Joseph Lalli reported that he has been of assistance with the Special Town Meeting, the Annual License Renewals and Town Owned Properties.

ADJOURNMENT

At 9:36 p.m., Mr. Brady made a motion to adjourn the meeting. Mr. Rose seconded the motion. The vote was unanimous.

A roll call vote was taken.

Mr. Brady voted aye.

Mr. Rose voted aye.

Respectfully submitted,

A handwritten signature in black ink that reads "Shanna M. Faro". The signature is written in a cursive, flowing style.

Shanna M. Faro

Executive Assistant to the Town Administrator