

**BOARD OF SELECTMEN**

Francis A. Hegarty, Chairman

Steven P. Rose, Clerk

Robert F. Brady, Jr., Associate

Michael McCue, Town Administrator

# Town of Avon Massachusetts

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**BOARD OF SELECTMEN MEETING  
THURSDAY, JANUARY 9, 2014  
7:30 p.m.**

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

Others present: Michael McCue, Town Administrator  
Joseph Lalli, Town Counsel

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

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

Mr. Brady made a motion to accept the minutes of Thursday, December 19, 2013 (Regular Session) as written. Mr. Rose seconded the motion. The motion carried.

Mr. Brady made a motion to approve the minutes of Thursday, December 19, 2013 (Executive Session) as submitted. Mr. Rose seconded the motion. All were in favor.

**AWARD OF HOUSING REHABILITATION PROGRAM SEPTIC DESIGN SERVICE  
CONTRACT**

Mr. McCue informed the Board that the Office of Community Development recommends Collins Civil Engineering Group of West Bridgewater be awarded the FY '13 septic design services contract with the Town with a not to exceed \$24,900 fee cap for services for the FY '13 Housing Rehabilitation Program. Mr. McCue reported that seven (7) bids were received from qualified firms in response to its Request for Proposals and Qualifications. The RFP/Q was published as a legal notice in the "Brockton Enterprise" and posted in the Commonwealth's Goods & Services Bulletin.

After some review, Mr. Brady made a motion to award the Housing Rehabilitation Program septic design services contract in accordance with the recommendation of Community Opportunities Group to Collins Civil Engineering Group of West Bridgewater with a not-to-exceed cap of \$24,900.

Mr. Rose did not second the motion and questioned the maximum cap of \$24,900. How did they arrive at this figure? He asked Mr. McCue who has the authority for the contract? Mr. McCue responded that the Board of Selectmen is the authority for the contract. The \$24,900 is the total Community Development Group expects to fund regarding septic design services. They may spend less depending upon the nature of the rehabilitation.

Mr. Rose asked Mr. McCue for further clarification and suggested tabling the item.

Mr. Brady made a motion to table the item until the next Board of Selectmen's meeting where a member of Community Opportunities Group would be available to answer questions pertaining to the septic design services funding. Mr. Rose seconded the motion. The vote was unanimous.

#### **AWARD OF CROWLEY SCHOOL DEMOLITION PROJECT CONTRACT**

Mr. Rose made a motion to award the contract for the demolition of the Crowley Elementary School in accordance with the recommendation of the Town Administrator and Engineering Consultant to J.R. Vinagro of Johnston, Rhode Island, in the amount of \$81,100. Mr. Brady seconded the motion. The motion carried.

#### **CHANGE ORDER FOR CROWLEY ELEMENTARY SCHOOL DEMOLITION COMPLETION DATE**

On a motion made by Mr. Rose, seconded by Mr. Brady, it was unanimously voted to approve the requisition and extend the contract completion date for the demolition of the Crowley School until February 14, 2014 for the contractor J.R. Vinagro of Johnston, Rhode Island.

A request for gift acceptance was received from the Council on Aging received from Joan Klimas, in the amount of \$50.00, to be used for COA programs.

Mr. Brady made a motion to accept the \$50.00 donation from Ms. Klimas to the Council on Aging. Mr. Rose seconded the motion. All were in favor.

A request for gift acceptance was received from the Trustees of the John McElaney Scholarship Fund, in the amount of \$3500.00 to be used to best serve the patrons of the Avon Public Library.

Mr. Brady made a motion to accept the \$3500.00 donation from the Trustees of the John McElaney Scholarship Fund. Mr. Rose seconded the motion. The motion carried.

Mr. McCue was asked by the members of the Board to write a letter of thanks to the John McElaney Scholarship Fund representative, John McCann, for their generous contribution to the Avon Public Library.

A request for a temporary sign permit was received from Affordable Furniture To Go to display two (2) 4 x 8 vinyl banners advertising a "Winter Sale" from January 10<sup>th</sup> through February 2<sup>nd</sup>.

Mr. Brady made a motion to approve the temporary sign permit for Affordable Furniture To Go from January 10<sup>th</sup> through February 2<sup>nd</sup> advertising a "Winter Sale." Mr. Rose seconded the motion with discussion requesting that a letter of approval be attached from the landlord. Mr. McCue informed the Board that there is a current blanket letter in the file that would be attached as requested. The vote was unanimous.

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.

### **TOWN ADMINISTRATOR'S REPORT**

Mr. McCue reported that he sent a memo to all elected and appointed officials/all Town employees requiring everyone associated with municipal government to complete on-line ethics training every two years. On-line ethics training and a printed certificate must be completed by January 31, 2014. A copy of the certificate will be placed in all personnel files. Mr. McCue reminded the Board that he is the appointed liaison to the Ethics Commission.

Notification will appear in next week's "Moneysaver" notifying all liquor license establishments that the Avon Board of Selectmen, in its role as the licensing authority for the Town, will conduct compliance checks (stings) of all licensed alcohol establishments in the community throughout 2014.

Mr. McCue will conduct a staff meeting on Tuesday of next week. Mr. McCue would like suggestions from staff/officials as to what topics/ideas they would like to see in the "Winter" Newsletter to be published shortly.

Mr. McCue reported he received an updated summary list of double poles in the Town of Avon from Massachusetts Electric. There are still several double poles that need to be addressed.

Mr. McCue wanted to thank the Highway Department for a job well done on snow removal operations. Thank you to all residents of the Town for 100% compliance with the parking ban regulations set forth by the Board of Selectmen.

On the issue of double poles remaining in the Town, Mr. Rose suggested requesting the Town Administrator get in touch with National Grid and Verizon and having a representative attend our next meeting to address the issue of double poles.

**8:00 p.m.—Public Hearing on the application of Avon's Generations, Inc. for a change in manager at 81 Memorial Drive**

Mr. Sean MacDonald and Mr. John Kalinowski, Jr. appeared before the Board.

Chairman Hegarty explained the current Manager of Record is Adam Silver and a change of manager application has been submitted to reflect Mr. Kalinowski, Jr. as the new Manager of Record, upon the Board's approval and ABCC final approval. Mr. Kalinowski's present position is Bar Manager of Avon's Generations, Inc.

Mr. Rose stressed the importance of upholding all Town liquor license regulations. The Town takes seriously all liquor license regulations and violations.

After the Board's review of the application for a change in manager, Mr. Rose made a motion to approve the change of manager for Avon's Generations, Inc. from Adam Silver to John Kalinowski, Jr. Mr. Brady seconded the motion. All were in favor.

At 8:05 p.m. Mr. Brady made a motion to enter Executive Session to discuss two (2) matters; one (1) litigation and (2) collective bargaining as an open meeting may have a detrimental effect on the litigating position of the public body, so declared by the Chair. Mr. Rose seconded the motion.

A roll call vote was taken:

Mr. Brady voted aye

Mr. Rose voted aye  
Chairman Hegarty voted aye

The Board would not reconvene in Open Session.

Respectfully submitted,

*Miriam Rothstein*

Miriam Rothstein  
Secretary