

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, MAY 1, 2014
7:30 p.m.**

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

Others present: Joseph Lalli, Town Counsel

Not present: Michael McCue (out sick)

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

Selectmen Rose led the meeting in the Pledge of Allegiance.

ANNUAL TOWN MEETING OF TUESDAY, MAY 6, 2014

Chairman Hegarty reminded residents to attend the Annual Town Meeting on Tuesday, May 6, 2014 at 7:30 p.m.

The following 28 articles on the warrant were reviewed:

Article 1 – to hear reports

Article 2 and 3 – adoption of the Town operating budget for 2015

Article 4 – Board of Selectmen – Town roads

Article 5 – Establish a reserve fund for future payment for compensated absences (Sick leave buy back)

Article 6 – Repayment of Water Pollution Abatement Trust Loan

Article 7 – Repairs/improvements to Town Hall building

Article 8 – Construct parking and entrance and exit roadways at Butler Elementary

Article 9 – Amend General By-Laws – Fundraising

Article 10- Purchasing of vehicles for DPW

Article 11- Dog License Program Purchase

Article 12- New telecommunications system in Police and Fire Building

Article 13- Amend General By-Laws – Residential Property Snow Removal

Article 14-Final payment on lease purchase agreement – Fire Department's Aerial Ladder Truck
Article 15-Reimbursement to insurance companies for overpayment and to pay ALS mutual aid costs

Article 16-Training and continuing education – Fire Department

Article 17-Second payment of lease purchase agreement – Fire Department Rescue Pumper Truck

Article 18-Amend General By-Laws Junk Dealer License/Scrap Metals

Article 19-Strong Fire Chief Law

Article 20-Installation of netting on the backstop at Noonan Field

Article 21-Amend General By-Laws – Fingerprinting

Article 22-Amend Zoning By-Laws – New Zoning (Planning Board)

Article 23-Amend Zoning By-Laws – New Zoning (Conservation Commission)

Article 24-Engineering and drainage design – Brentwood area

Article 25-Improvements to DeMarco Park

Article 26-Amend General By-Laws – Pawnbrokers

Article 27-Construction of a backstop at Crowley Field

Article 28-Stabilization Account

APPOINTMENT OF TOWN ACCOUNTANT

Mr. Brady made a motion to appoint Shannon MacKenzie to the position of Town Accountant, contingent upon successful fulfillment of Town of Avon hiring policies.

Chairman Hegarty announced a meeting would be held with Representative Galvin and Mass DOT on Friday, May 16, 2014 from 2:00 p.m. to 5:00 p.m. The meeting will be held at Town Hall at 2:00 p.m. to go over crash data and then a site visit will follow. The Police Department, Fire Department and Highway Department will be compiling data requested by Mass DOT.

Chairman Hegarty reminded residents that a Town Wide Cleanup Day would be held on Saturday, May 10th. Avon residents of all ages are invited to take part in this community event. We will meet at Town Hall at 8:00 a.m. Following the event, participants are welcome back to the Town Hall for a Celebration Picnic. For further information, please contact Tara Tradd at the Avon Board of Health; (508) 588-0414 X1016 or ttradd@avonmass.org.

A donation, in the amount of \$700.00, was received from Avon Cooperative Bank to the Board of Health. The donation would cover the cost of T-shirts for Cleanup Day.

Mr. Rose made a motion to accept the donation from Avon Cooperative Bank for \$700.00, to be used to purchase T-shirts for Cleanup Day. Mr. Brady seconded the motion. All were in favor.

Chairman Hegarty reported on the current expenditures for the demolition of the Crowley School.

Hazardous waste removed completed	\$355,320.49
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Demolition totaled currently \$83,622.30 -- remaining liability of \$13,080 in retainage payable upon the final grade and seeding of the site. Seeding should be done by the end of next week.

Total cost for demolition should be \$96,702.30.

Legal assistance total \$12,578.48

Estimated total cost for project \$464,601.27

The remainder from total appropriation of \$906,190.00 will be \$441,588.73.

POLICE CHIEF RETIREMENT NOTIFICATION

Mr. Rose made a motion to accept Police Chief Warren Phillips's resignation with regret, effective Saturday, June 14, 2014. Mr. Brady seconded the motion. The motion carried.

RESERVE FUND TRANSFER REQUESTS

A Reserve Fund transfer request was received from Library Director Karen Johnson, in the amount of \$29,115.00, to cover the unforeseen cost of damages to the Avon Public Library building's carpeting.

Mr. Brady made a motion to approve a Reserve Fund transfer request for the Avon Public Library, in the amount of \$29,115.00 to cover carpet replacement. Mr. Rose seconded the motion. All were in favor.

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.

There is no Town Administrator's Report this evening due to Mr. McCue's absence.

8:00 P.M.—PUBLIC HEARING ON THE PROPOSED BY-LAW CHANGES

Chairman Hegarty read the Legal Notice for the Public Hearing scheduled for 8:00 p.m.

Article 9—Fundraising

Chairman Hegarty read Article 9 on the warrant as written. Each applicant for registration or re-registration would require a \$25.00 fee. This would cover door to door solicitations and the fee of \$25.00 would cover the paperwork and cost of CORI's, etc.

Article 13—Residential Snow Removal

Chairman Hegarty read Article 13 on the warrant—Residential Property Snow Removal. Several residents at the hearing posed questions and feedback pertaining to this article.

Chairman Hegarty tried to simplify and clarify the concerns of residents relative to the article. Chairman Hegarty explained the Town will continue to plow the sidewalks. Sidewalks are

Town-owned. Residents cannot block the sidewalk once the Town has plowed, especially by private contractors who will "dump" snow back on to the sidewalk when plowing driveways. Chairman Hegarty informed residents that the article will be shortened and amended at the Annual Town Meeting, especially the "Purpose" section of the article.

Article 18—Scrap Metals Recycler/Junk Dealer License

Chairman Hegarty read Article 18 in its entirety.

Mr. Rose and Mr. Brady recommended item #1 (Scrap Metals) should be defined to include all ferrous and non-ferrous metals and delete the remaining language.

After some discussion, the Board agreed that the article should be referred back to the Police Chief to seek his input on the language.

On a motion made by Mr. Rose, seconded by Mr. Brady, it was unanimously voted to refer this article to the Police Chief.

Article 21—Fingerprinting for certain licenses

Chairman Hegarty read the article in its entirety.

Chairman Hegarty explained this article would authorize the Police Department to conduct State and Federal fingerprint based criminal history checks on individuals applying for licenses to engage in the business of Hawking and Peddling, Junk/Metal/Secondhand Dealers, Pawn Brokers, House to House Commercial Salesmen and Hackney drivers.

The Board asked for clarification on some of the language in the article.

Article 26—Pawnbrokers

Chairman Hegarty read the article in its entirety.

Chairman Hegarty commented that a Pawnbrokers license would be granted by the Board of Selectmen.

Mr. Brady commented that the article should include language on "fingerprinting."

At 8:55 p.m., Mr. Brady made a motion to close the By-Law hearing. Mr. Rose seconded the motion. All were in favor.

Chairman Hegarty wanted to remind residents to attend the Annual Town Meeting on Tuesday, May 6, 2014 at 7:30 p.m. and also announced Town Cleanup Day on Saturday, May 10, 2014.

At 8:56 p.m., with all business completed, Mr. Rose made a motion to adjourn. Mr. Brady seconded the motion. The vote was unanimous.

Respectfully submitted,

Miriam Rothstein

Miriam Rothstein
Secretary