

BOARD OF SELECTMEN
Steven P. Rose, Chairman
Eric S. Beckerman, Clerk
Jason L. Suzor, Associate

Gregory S. Enos
TOWN ADMINISTRATOR

Town of Avon Massachusetts

Town Offices
Buckley Center 02322
(508) 588-0414
FAX (508) 559-0209



BOARD OF SELECTMEN
THURSDAY, APRIL 29, 2021
6:30 P.M.

Members Present: Steven P. Rose, Chairman
Eric S. Beckerman, Clerk (via videoconference)
Jason L. Suzor, Associate (via videoconference)

Others Present: Gregory S. Enos, Town Administrator
Shanna M. Faro, Executive Assistant (via videoconference)
Joseph S. Lalli, Esq., Town Counsel (via videoconference)
Kathleen Waldron, Health Agent (via videoconference)
Fire Chief Robert Spurr (via videoconference)
William Fitzgerald, DPW Director (via videoconference)
Sharon Tesauro, 2Go LLC, (via videoconference)
Sevigne Pilet, 2Go LLC, (via videoconference)
Jessica Becker, CCDD LLC (via videoconference)
Meghan Ferguson, CCDD LLC (via videoconference)
Felice Friedman, CCDD LLC (via videoconference)
Elizabeth Lashway, Esq, Lashway Law (via videoconference)

TOWN OF AVON
2021 MAY -7 A 9:27
TOWN CLERK

Chairman Rose announced that pursuant to Governor Baker's March 12, 2020 Order suspending certain provisions of the Open Meeting Law, G.L. c. 30A, §18, and the Governor's March 15, 2020 Order imposing strict limitations on the number of people that may gather in one place, this meeting of the Board of Selectmen is being conducted via remote participation. No in-person attendance of members of the public was permitted, but every effort was made to ensure that the public can adequately access the proceedings as provided for in the Order. Chairman Rose reminded the viewing audience that persons who would like to view this meeting while in progress may do so by watching local cable on Channel 9 or joining the Zoom link for the videoconference. Links to watch the recorded meeting will be available on the Avon Cable Access website www.avontv.org.

Chairman Rose called the meeting to order at 6:30 p.m. with all members present. Chairman Rose was present in the Mary McDermott meeting room, while Mr. Beckerman and Mr. Suzor were present through the videoconference Zoom. Each Board member acknowledged their presence at the meeting by responding in the affirmative during the roll call. In addition, all anticipated speakers acknowledged their presence by responding in the affirmative when Chairman Rose called their names.

Mr. Lalli led the meeting in the Pledge of Allegiance.

Public Participation

None

Public Hearing for CCDD, LLC

At 7:00 p.m., the Board held a public hearing for CCDD LLC d/b/a Sips for an Off Premises, Section 15 Package Store, Wine and Malt Beverages liquor license at 490 West Main Street, Unit 2. Mr. Beckerman read the public hearing notice which was published in the Brockton Enterprise on April 10, 2021. Ms. Lashway explained that the applicants are requesting a traditional license for a Section 15 Package Store but with a focus on home delivery to Massachusetts residences. Ms. Lashway stated that the applicants intend to sell locally brewed beer and wine. Ms. Lashway stated that sales for this business will only be during the retail business hours of 11:00 a.m. to 6:00 p.m., including internet sales. Ms. Lashway stated that customers will have to attest that they are 21 years of age or older. Ms. Lashway informed the Board that all liquor that is sold will be stored on the site of 490 West Main Street. In addition, Ms. Lashway stated that all store employees will be TIPS trained and certified. Ms. Lashway stated that a 16' box truck for deliveries will be on the premises in the morning. Mr. Suzor asked where the truck would be stored to which Ms. Becker informed the Board that the truck, which will be licensed by the state, will be leased, and stored with the Lessor nightly. With no further questions from the Board, Mr. Beckerman made a motion to approve the Off Premises, Section 15 Package Store, Wine and Malt Beverages liquor license for CCDD LLC d/b/a Sips at 490 West Main Street, Unit 2. Mr. Suzor seconded the motion. A roll call vote was taken. Mr. Beckerman voted aye. Mr. Suzor voted aye. Chairman Rose voted aye. The motion carried. Ms. Faro will forward the paperwork to the Alcoholic Beverages Control Commission for approval now that the Local Licensing Authority has approved.

Meeting Minutes

Mr. Beckerman made a motion to accept the meeting minutes of April 15, 2021 (Regular Session) as written. Mr. Suzor seconded the motion. A roll call vote was taken. Mr. Beckerman voted aye. Mr. Suzor voted aye. Chairman Rose voted aye. The motion carried.

Mr. Beckerman made a motion to accept the meeting minutes of April 20, 2021 (Workshop Session) as written. Mr. Suzor seconded the motion. A roll call vote was taken. Mr. Beckerman voted aye. Mr. Suzor voted aye. Chairman Rose voted aye. The motion carried.

UNFINISHED BUSINESS

COVID-19 Updates

Ms. Waldron informed the Board that the number of positive coronavirus cases in the town have decreased from 27 to 17 over the past two weeks. Ms. Waldron stated that there has been a 20% decrease in the number of cases which is the lowest positivity rate since the summer of 2020. Ms. Waldron stated that 52% of Avon residents have received their first vaccination shot. Ms. Waldron stated that 35% of Avon residents are fully vaccinated.

Ms. Waldron stated that pursuant to Governor Baker's reopening plan, as of April 30, 2021, outdoor face coverings will be relaxed outdoors except for when it is not possible to socially distance. As of May 10, 2021, and as part of Phase IV, Step II of the Reopening Plan, large venues such as indoor and outdoor stadiums, arenas, and ballparks will be permitted to increase capacity to 25%. Amusement parks, theme parks and outdoor water parks will be permitted to operate at 50% capacity after submitting safety plans to the Department of Public Health. Road races and other large, outdoor organized amateur or

professional group athletic events will be permitted to take place with staggered starts after submitting safety plans to a local Board of Health or the DPH. Youth and adult amateur sports tournaments will be allowed for moderate and high-risk sports. Finally, singing will be permitted indoors with strict distancing requirements at performance venues, restaurants, event venues and other businesses. Ms. Waldron stated that all this information can be found online at the state's website.

Update on Town Opening Plan

Mr. Enos informed the Board that he, Chief Spurr, and Ms. Waldron have devised a solid plan should the Board decide to reopen Town Offices to the public. Mr. Enos did request a two-week notice to finalize the plan and prepare employees for the opening. Mr. Enos recommended that meetings stay remote due to spacing issues. Mr. Beckerman requested that Mr. Enos continue to work on a hybrid module plan for public meetings with Avon Community Access & Media. Mr. Suzor made a motion to reopen Town Offices to the public on May 17, 2021 contingent upon COVID-19 cases remaining at the lower levels. Mr. Beckerman seconded the motion. A roll call vote was taken. Mr. Suzor voted aye. Mr. Beckerman voted aye. Chairman Rose voted aye. The motion carried. Mr. Beckerman extended his gratitude to both Chief Spurr and Ms. Waldron for their hard work and tireless efforts in leading the town throughout the pandemic.

Snow & Ice Deficit

Mr. Enos informed the Board that the Snow & Ice Deficit amount had remain unchanged at \$74,000.

NEW BUSINESS

DeMarco Park Permit Applications

The Board reviewed a request by 2Go LLC, d/b/a 2Go Yoga to use DeMarco Park to hold outdoor yoga and meditation classes biweekly on Saturdays commencing May 15, 2021 through September 15, 2021 from 10:30 a.m. to 12:30 p.m. Ms. Tesauo informed the Board that the classes will be approximately one hour to one hour and a half on Saturdays (weather permitting). Ms. Tesauo also requested use of DeMarco Park on four Sundays (May 23, 2021, June 6, 2021, June 13, 2021, and June 20, 2021) from 10:30 a.m. to 12:30 p.m. for a beginner's series. Chairman Rose asked if Town Counsel had reviewed the Certificate of Liability Insurance to which he replied no but recommended it be forwarded to the town's insurance agent. Ms. Faro informed the Board that last season, 2Go Yoga was charged a fee of \$5.00 per class to use the park. Mr. Beckerman made a motion to approve the DeMarco Park Permit Application for 2Go Yoga with the stipulation that the insurance paperwork is approved by the town's insurance agent and that all health protocols are followed. Mr. Suzor seconded the motion. A roll call vote was taken. Mr. Suzor voted aye. Mr. Beckerman voted aye. Chairman Rose voted aye. The motion carried.

The Board reviewed a request by 2Go LLC, d/b/a 2Go Box to use DeMarco Park to sell food from their food truck biweekly on Saturdays from May 15, 2021 through November 15, 2021 from 11:00 a.m. to 6:00 p.m. Ms. Tesauo informed the Board that 2Go Box could be flexible should the park be used for a wedding that day, another event, or inclement weather, she requested they use the park on the Sunday instead during that timeframe. Ms. Tesauo stated that 2Go Box will provide trash barrels and ensure the park is clean prior to leaving for the day. The Board determined that the fee for 2Go LLC will be \$10.00 per usage of the park. Chairman Rose recommended a two-month trial period for 2Go LLC to use the park from May 15, 2021 to July 15, 2021 and to reevaluate after such time. Ms. Tesauo agreed with Chairman Rose's recommendation. Mr. Lalli recommended that the town's insurance agent review the Certificate of Liability Insurance for the food truck. Mr. Beckerman made a motion to approve the

DeMarco Park Permit Application for 2Go LLC with the stipulation that the permit be granted for a two-month trial basis and pending approval of the insurance paperwork by the town's insurer. Mr. Suzor seconded the motion. A roll call vote was taken. Mr. Suzor voted aye. Mr. Beckerman voted aye. Chairman Rose voted aye. The motion carried.

Gift Acceptance Form

Mr. Beckerman made a motion to accept the gift donation of Joseph and Carol Lovetere to the Avon Public Library in the amount of \$204.99 to purchase books on the history of World War II in memory of Roger D. Williams. Mr. Suzor seconded the motion. A roll call vote was taken. Mr. Beckerman voted aye. Mr. Suzor voted aye. Chairman Rose voted aye. The motion carried.

Appointment of Water Technician

Mr. Beckerman made a motion to appoint Jason L. Suzor, Jr. to the position of Water Systems Technician for the DPW for a Grade PW2, Step 1 at the rate of \$23.82 per hour. Chairman Rose seconded the motion. A roll call vote was taken. Mr. Beckerman voted aye. Mr. Suzor abstained. Chairman Rose voted aye. The motion carried.

Announcements

Chairman Rose announced the May meetings of the Board as May 6, 2021 and May 20, 2021.

Professional Firefighters of Avon I.A.F.F. Local 3857

Mr. Enos informed the Board that the Professional Firefighters Union has agreed to a Memorandum of Agreement for a 2% wage increase for the term beginning July 1, 2020 through June 30, 2021. Mr. Beckerman made a motion to authorize the Town Administrator to execute the Memorandum of Agreement once it is signed by the Union President. Mr. Suzor seconded the motion. A roll call vote was taken. Mr. Beckerman voted aye. Mr. Suzor voted aye. Chairman Rose voted aye. The motion carried.

Request from Residents of Russell Road and Hamman Circle

Chairman Rose stated that the Board has received a letter from residents of Russell Road and Hamman Circle petitioning for repaving of their streets in conjunction with the Central Street rehabilitation project. Chairman Rose stated that in the letter, the residents cited concern regarding the condition of the roads which have deteriorated over the years due to weather, plowing, and rock salt. The roads have not been repaved in 40 years and the residents expressed concern that numerous sections of the roads have broken apart and stick up out of the ground. The letter also stated that the roads are not properly leveled which creates flooding during winter snow or spring rain. Finally, the residents expressed their desire to have a nice neighborhood where residents can walk their dogs and children can ride their bicycles without harm from road debris. Chairman Rose requested input from the DPW Director. Mr. Fitzgerald stated that he has only briefly reviewed the letter, however, he did specify that repaving Russell Road and Hamman Circle will be an additional cost to the town. The Central Street project is being funded by a grant. Mr. Beckerman made a motion to allow the DPW Director to review this request in detail and provide a recommendation to the Board regarding this matter. Mr. Suzor seconded the motion. A roll call vote was taken. Mr. Beckerman voted aye. Mr. Suzor voted aye. Chairman Rose voted aye. The motion carried.

Town Administrator's Report

Mr. Enos informed the Board that the town has received a grant from the Old Colony Planning Council for economic development. Mr. Enos stated that he intended to focus the grant funding on the downtown area and help local, small businesses and stimulate the economy. Mr. Enos stated that as part of this program, he has purchased new, spring banners for the telephone poles for the streets of North Main, Main, and East Main Street.

Mr. Enos stated that the town received proposals from two bidders on the Town Hall Feasibility Study. Mr. Enos recommended both bidders appear before the Board at the meeting of May 20, 2021.

Mr. Enos stated that HVAC replacements for Town Offices are scheduled for May 5, 2021 depending on the weather. In the event of inclement weather, a rain date will have to be scheduled.

Mr. Enos reminded viewers that the Annual Town Meeting will be held on May 4, 2021 at the Avon Middle High School at 7:00 p.m. Mr. Enos reminded viewers that tax bills are due May 3, 2021. He encouraged taxpayers to use the Drop Box located outside of Town Offices located near the U.S. Postal Box.

Adjournment

At 7:45 p.m., Chairman Rose requested the Board make a motion to adjourn the Regular Session. Mr. Beckerman made a motion to adjourn the Regular Session. Mr. Suzor seconded the motion. A roll call vote was taken. Mr. Beckerman voted aye. Mr. Suzor voted aye. Chairman Rose voted aye. The motion carried.

Respectfully submitted,



Shanna M. Faro
Executive Assistant to the Town Administrator

LIST OF DOCUMENTS

1. April 29, 2021 Meeting Agenda
2. April 15, 2021 Meeting Minutes
3. April 20, 2021 Meeting Minutes
4. Section 15 License Application for CCDD, LLC
5. Draft Town Building Opening Plan
6. DeMarco Park Permit Applications
7. Gift Acceptance Form for Avon Public Library
8. Personnel Action Form for Water Systems Technician
9. Professional Firefighters of Avon I.A.F.F. Local 3857 Memorandum of Agreement