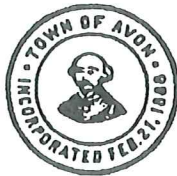


BOARD OF SELECTMEN
Steven P. Rose, Chairman,
Robert F. Brady, Jr., Clerk
Eric S. Beckerman, Associate

Gregory S. Enos
TOWN ADMINISTRATOR

Town of Avon Massachusetts



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

TOWN OF AVON

2019 DEC 20 A 9:23

TOWN CLERK

BOARD OF SELECTMEN
THURSDAY, DECEMBER 5, 2019
7:30 P.M.

Members Present: Steven P. Rose, Chairman
Robert F. Brady, Jr., Clerk
Eric S. Beckerman, Associate

Others Present: Gregory S. Enos, Town Administrator
Shanna M. Faro, Executive Assistant to the Town Administrator
Joseph S. Lalli, Esq., Town Counsel

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

Chairman Rose announced that the meeting is being recorded by the local Cable Access Channel.

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

Public Participation

None

Meeting Minutes

Mr. Brady made a motion to accept the minutes of December 5, 2019 (Regular Session) as written. Mr. Beckerman seconded the motion. The motion carried.

UNFINISHED BUSINESS

144 & 156 South Street – Engagement Letter

Mr. Lalli approached the Board to discuss the status of 144 & 156 South Street. Mr. Lalli stated that he received notification from Giles Krill, litigation counsel, for Fidelity National Law Group notifying him of a 30-day reminder that the Town needs to sign an engagement letter with Fidelity before he can commence title curative undertakings for this property. Mr. Lalli informed the Board that the Town originally had 90 days from the date of the original mailing to sign and return this letter, however, due to an incorrect e-mail address for the Town Administrator, the engagement was only received by the Town on November 26, 2019. Mr. Beckerman made a motion for the Board to sign and execute the engagement letter between the Town and Fidelity National Law Group to retain counsel to resolve the title issue regarding 144 & 156 South Street. Mr. Brady seconded the motion. The motion carried.

NEW BUSINESS

ANNUAL LICENSE RENEWALS FOR 2020

Livery Licenses

Mr. Brady made a motion to approve the following livery licenses for 2020. Mr. Beckerman seconded the motion. The motion carried.

1. TAZ, Inc., 185 Main Street (7 Taxi Livery Services Licenses & 2 Handicap Van Transportation)

Class I Licenses

Mr. Beckerman made a motion to approve the following Class I licenses for 2020. Mr. Brady seconded the motion. The motion carried.

1. Ballard Mack Sales and Service, Inc., One Mack Drive
2. Bayside Trucks, Inc., 11 Ledin Drive

Class II Licenses

Mr. Beckerman made a motion to approve the following Class II licenses for 2020. Mr. Brady seconded the motion. The motion carried.

1. George's Garage, 340 East Spring Street
2. Steven DeAcetis, Avon Auto Center, Inc., 104 Memorial Drive
3. Robert Nicholson d/b/a Brittanic Motors, 110 Memorial Drive
4. Brian G. White d/b/a Cycle Performance Auto Body, 271 East High Street
5. Robert Sneider, 21 Ledin Drive
6. C.N. Wood Co., Inc., 140 Wales Avenue
7. Avon Gas & Service, Inc., 284 East Main Street

Class III Licenses

Mr. Beckerman made a motion to approve the following Class III licenses for 2020. Mr. Brady seconded the motion. The motion carried.

1. George's Garage, Inc., 340 East Spring Street

Common Victualler's Licenses

Mr. Beckerman made a motion to approve the following Common Victualler's licenses for 2020. Mr. Brady seconded the motion. The motion carried.

Costco Wholesale Corp. d/b/a Costco Wholesale, 120 Stockwell Drive
Avon House of Pizza, 163 Main Street
New England Authentic Eats LLC, d/b/a D'Angelo's, 600 Page Street
Café Management Associates, LLC, d/b/a Dunkin Donuts, 600 Page Street
WB Donuts, LLC d/b/a Dunkin Donuts, 20 Memorial Drive
Linda D. Lewis Martin d/b/a Shooters, Inc., 36 East Main Street
David Benvissuto d/b/a Ben's Pour House, 39-43 East Main Street
Wal-mart, 30 Memorial Drive

JLW Donuts, LLC d/b/a Dunkin Donuts, 5 Stockwell Drive
WB Donuts, 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 d/b/a Subway, 5 Stockwell Drive
ML, LLC, 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
TamBo's Kitchen, 490 West Main Street
Emel Mendez d/b/a Avon's Best Pizza & Grill, 17 B North Main Street

Alcoholic Beverages Licenses

Mr. Brady made a motion to approve the following Alcoholic Beverages licenses for 2020. Mr. Beckerman seconded the motion for discussion. Mr. Beckerman requested that the Town Administrator draft a letter to all liquor license holders reminding them of the rules and regulations pursuant to their alcoholic beverage licenses, including the sales and hours of operation for liquor. The motion carried.

1. David Benvissuto, d/b/a Ben's Pour House, 39-43 East Main Street, David Benvissuto, Manager, (Restaurant, All Alcohol)
2. Avon's Generations, d/b/a Generations, 81 Memorial Drive, John Kalinowski, Manager, (Restaurant, All Alcohol)
3. Shooters, Inc., 36 East Main Street, Linda D. Lewis Martin, Manager, (Restaurant, All Alcohol)
4. Wine.Com-Massachusetts, Inc., d/b/a Wine.com, 33 Wales Avenue, Michael Arico, Manager, (Retail Package Store, Wine and Malt)
5. Avon Food Mart, Inc., 17 North Main Street, George Elias, Manager, (Retail Package Store, Wine and Malt)
6. A-1 Nivniva Corporation d/b/a A-1 Market, 85 East Main Street, Pinakin Patel, Manager, (Retail Package Store, Wine and Malt)
7. Big Jim's Liquors, Inc., 155 East Main Street, Donald Hung Dong, Manager, (Retail Package Store, All Alcohol)
8. Costco Wholesale Corp. d/b/a Costco Wholesale, 120 Stockwell Drive, John Stather, Manager, (Retail Package Store, All Alcohol)

Entertainment Licenses

Mr. Beckerman made a motion to approve the following entertainment licenses for 2020. Mr. Brady seconded the motion. The motion carried.

1. Avon V.F.W. Post #8892, 263 East Main Street
(One Video Entertainment Machine license for one juke box)
(One Pool Table license)
(One Public Entertainment license for one juke box to include karaoke and a live band)
2. Shooters, Inc., 36 East Main Street
(Three Pool Table licenses)
(Three Automatic Amusement Device licenses including one for a juke box)
(One Public Entertainment license for one juke box)
3. David Benvissuto d/b/a Ben's Pour House, 39-43 East Main Street
(One Touch Tunes Juke Box license)
(One Public Entertainment license for one juke box to include live bands, singers and comedy acts)
4. Avon's Generations, d/b/a Generations, 81 Memorial Drive
(One Public Entertainment license)

Constable Reappointments

Mr. Brady made a motion to reappoint David DiCenso, David Asiaf, Harold March and Adam Loomis as Constables, term to expire December 31, 2020. Mr. Beckerman seconded the motion. The motion carried.

Gift Acceptance Requests

Mr. Brady made a motion to accept the gift donation of hams from Walmart to the Council on Aging for the annual holiday luncheon. Mr. Beckerman seconded the motion. The motion carried.

Mr. Beckerman made a motion to accept the gift donation of turkeys from Walmart to the Council on Aging for the annual Thanksgiving luncheon. Mr. Brady seconded the motion. The motion carried.

Mr. Brady made a motion to accept the gift donation from the Howard Trust from the Law Office of Silverstein and Creedon in the amount of \$10,000. Mr. Beckerman seconded the motion. The motion carried.

Mr. Brady made a motion to accept the gift donation from CareOne Randolph in the amount of \$100 to be used for the annual Thanksgiving luncheon. Mr. Beckerman seconded the motion. The motion carried.

Mr. Beckerman made a motion to accept the gift donation from CareOne Randolph in the amount of \$100 to be used for the annual Christmas luncheon. Mr. Brady seconded the motion. The motion carried.

Temporary Sign Permit Application

Mr. Beckerman made a motion to approve the Temporary Sign Permit for WB Donuts, LLC d/b/a Dunkin Donuts on 20 Memorial Drive for a temporary sign for two 10' x 3' vinyl banners promoting a special sale from December 6, 2019 to February 28, 2020. Chairman Rose seconded the motion. Mr. Brady abstained due to a conflict of interest. The motion carried.

Personnel Appointments

Mr. Brady made a motion to appoint Lynne McKenney to the position of Part-Time Recording Secretary at the rate of \$16.00 per hour. Mr. Beckerman seconded the motion for discussion. Mr. Beckerman asked the Town Administrator why there was no Grade and Step for this position to which the Town Administrator replied that the rate has been raised and the Personnel Bylaws have not yet been updated for this position. The motion carried.

Mr. Beckerman made a motion to appoint Stanley Staco to the position of Part-Time Per Diem Dispatcher for a Grade F9, Step 6 at the rate of \$17.81 per hour. Mr. Brady seconded the motion. The motion carried.

Resignation Letter

Mr. Brady made a motion to accept the resignation letter of Senior Circulation Assistant Wendy Ward effective December 20, 2019 with regret. Mr. Beckerman seconded the motion. The motion carried.

Surplus Equipment

Mr. Brady made a motion to declare various older computer equipment along with a large rolling metal shelf in the IT office as surplus based on the request of the Town Administrator. Mr. Beckerman seconded the motion. The motion carried.

Mr. Beckerman made a motion to declare one electric organ, one doctor's office scale, one 22 cup coffee maker and one rolling 4 x 2-foot sign with 4-inch letters as surplus based on the request of the Council on Aging Director. Mr. Brady seconded the motion. The motion carried. Mr. Brady asked Mr. Enos if the 4 x 2-foot sign could be used by Town Hall. Mr. Enos stated that he will view the item before it is discarded.

Town Administrator's Report

Mr. Enos informed the Board that Chief Spurr has appointed four new Call Firefighters to the Avon Fire Department.

Mr. Enos gave a brief powerpoint presentation to the Board on the building of the "Torie Tot Lot" behind the Butler Elementary School. Mr. Enos stated that through a funding from the Victoria Snelgrove Foundation, the Town was able to purchase playground equipment for preschool age children which will be named the "Torie Tot Lot" in honor of the late Ms. Snelgrove. Mr. Enos informed the Board that on Saturday, November 23, 2019, community volunteers helped to construct the playground. Volunteers braved the cold weather and muddy conditions to assemble the new playground. Food was kindly donated by Dunkin Donuts and Avon House of Pizza for the volunteers. Mr. Enos gave special thanks for Butler School Principal Sarah Shaw and National Honor Society students Joseph and Bryan Fischer who helped make the arrangements for this event. Mr. Enos stated that once the snow melts, installation of the fence and woodchips will be placed on the playground. Mr. Enos stated that a formal dedication ceremony will take place in the spring. The Board requested that a thank you letter be send to the Snelgrove family for their generous donation.

Town Counsel's Report

Mr. Lalli informed the Board that he attended the Zoning Board of Appeals meeting on December 3, 2019 regarding the Joanna Road project. Mr. Lalli was pleased to report that the developer showed the ZBA and residents a new, revised plan which seems more fitting for the location. The revised plan includes duplexes, condominiums and some single-family homes. Mr. Lalli stated that the audience seemed content with the new plan. Mr. Lalli stated that the next meeting for the Zoning Board of Appeals on this project is January 7, 2020, although the developer has agreed to extend that meeting to March 3, 2020. Mr. Lalli stated that date may have to be revised as it is an election date.

Adjournment

At 8:21 p.m., Chairman Rose requested the Board make a motion to conclude the Regular Session. Mr. Beckerman made a motion to adjourn the Regular Session. Mr. Brady seconded the motion. The motion carried.

A roll call vote was taken.

Mr. Beckerman voted aye.
Mr. Brady voted aye.
Chairman Rose voted aye.

The Board would reconvene in Open Session for the sole purpose of adjournment. At 9:15 p.m., Mr. Beckerman moved to adjourn the meeting. Mr. Brady seconded the motion, so voted 3-0.

Respectfully submitted,



Shanna M. Faro
Executive Assistant to the Town Administrator

LIST OF DOCUMENTS

1. December 5, 2019 Board of Selectmen Meeting Agenda
2. November 21, 2019 Meeting Minutes (Regular Session)
3. Fidelity National Law Group Engagement Letter for 144 & 156 South Street
4. License Renewals for 2020
5. Certificates of Inspection for Liquor License Establishments
6. Constable Reappointment Requests for David DiCenso, David Asiaf, Harold March and Adam Loomis
7. Gift Acceptance Forms from Walmart, CareOne and the Howard Trust for the Council on Aging
8. Temporary Sign Permit Application for WB Donuts, LLC d/b/a Dunkin Donuts
9. Personnel Action Form for Part-Time Recording Secretary
10. Personnel Action Form for Per Diem Dispatcher
11. Resignation letter of Senior Circulation Assistant
12. Requests from Town Administrator and Council on Aging Director for Surplus Items