



**TOWN OF AVON**  
**COMMONWEALTH OF MASSACHUSETTS**  
**ANNUAL TOWN MEETING MINUTES**

**Tuesday, May 7, 2019**

The Moderator, Frank Staffier called the meeting to order at 7:30 PM. Steven Rose, Chairman of the Board of Selectmen immediately made a motion and it was seconded to recess and reconvene the meeting to Tuesday, May 21, 2019 at 7:00 PM at the Avon Middle High School.

The meeting reconvened at 7:04 PM on Tuesday, May 21, 2019. Selectmen Eric Beckerman lead the meeting in the Pledge of Allegiance, followed by a moment of silence for all of those serving our country and our first responders.

Moderator Staffier called for Article 1.

**ARTICLE 1:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to waive the reading of the reports and minutes of the previous session(s) and to waive the reading on the annual reports of the Town Officers and Town Departments for the year ending December 31, 2018 and to waive the hearing of the reports of any committees.

**ARTICLE 2:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to address Article 2 within Article 3 to fix the salaries of the elected Town Officers for the Fiscal Year 2020, and raise and appropriate the necessary funds to defray such costs.

**ARTICLE 3:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to raise and appropriate or transfer from available funds such sums of money as may be necessary to defray the Town charges for the ensuing Fiscal Year 2020, including salaries of the several elected officers of the Town, and make appropriations for the same.

<u>Dept</u>	<u>LINE</u>	<u>Description</u>	2019 Approved	FY20 Department Request	FY 20 Budget
<u>114</u>	<u>MODERATOR</u>				
		Salary	1,000	1,000	1,000
		Expenses	250	250	250
	<b>Total Moderator</b>		<b>1,250</b>	<b>1,250</b>	<b>1,250</b>
<u>122</u>	<u>SELECTMEN</u>				
		Salary	15,000	15,000	15,000
		Salary Union	-	-	-

	Salary Non Union	58,366	60,117	60,117
	Expenses	16,580	16,580	16,580
	Salary Reserve	180,000	300,000	300,000*
	Newsletter	9,000	9,000	9,000
<b>Total Selectmen</b>	Celebrations	7,500	7,500	7,500
		<b>286,446</b>	<b>408,197</b>	<b>408,197</b>
<b>125</b>	<b><u>HUMAN RESOURCES</u></b>			
	Expenses	6,000	6,000	6,000
<b>Total Human Resources</b>		<b>6,000</b>	<b>6,000</b>	<b>6,000</b>
<b>129</b>	<b><u>TOWN ADMINISTRATOR</u></b>			
	Salary	140,000	145,000	145,000
	Expenses	3,600	5,000	5,000
<b>Total Town Administrator</b>		<b>143,600</b>	<b>150,000</b>	<b>150,000</b>
<b>131</b>	<b><u>FINANCE COMMITTEE</u></b>			
*	Salary, Clerical	-	-	-
	Expenses	6,050	6,050	6,050
<b>Total Finance Committee</b>		<b>6,050</b>	<b>6,050</b>	<b>6,050</b>
<b>132</b>	<b><u>FINCOM RESERVE</u></b>			
	Reserve Fund	100,000	100,000	100,000
<b>Total Reserve Fund</b>		<b>100,000</b>	<b>100,000</b>	<b>100,000</b>
<b>135</b>	<b><u>TOWN ACCOUNTANT</u></b>			
	Salary	99,331	101,161	101,161
	Expenses	41,150	42,350	42,350
<b>Total Town Accountant</b>		<b>140,481</b>	<b>143,511</b>	<b>143,511</b>
<b>141</b>	<b><u>ASSESSORS</u></b>			
	Salaries	105,675	105,675	105,675
	Expenses	27,200	25,800	25,800
<b>Total Assessors</b>		<b>132,875</b>	<b>131,475</b>	<b>131,475</b>
<b>145</b>	<b><u>TREASURER/COLLECTOR</u></b>			
	Salary	212,437	213,442	213,442
	Expenses	23,600	24,200	24,200
		<b>236,037</b>	<b>237,642</b>	<b>237,642</b>
<b>149</b>	<b><u>TECHNOLOGY</u></b>			
	Salary	72,141	75,000	75,000
	Expenses	367,398	376,598	376,598
<b>Total Technology</b>		<b>439,539</b>	<b>451,598</b>	<b>451,598</b>
<b>151</b>	<b><u>LEGAL</u></b>			
	Retainer, Town Counsel	11,250	11,250	11,250
	Purchase Services	90,000	90,000	90,000
	Assessors Legal	30,000	30,000	30,000

	Expense			
	Total Legal		<b>131,250</b>	<b>131,250</b>
				<b>131,250</b>
<b>152</b>	<b><u>PERSONNEL BOARD</u></b>			
	Salary	-	-	-
	Expenses	100	100	100
	Total Personnel Board	<b>100</b>	<b>100</b>	<b>100</b>
<b>155</b>	<b><u>PAYROLL DATA PROC.</u></b>			
	Expenses	24,000	24,000	24,000
	Total Reserve Fund	<b>24,000</b>	<b>24,000</b>	<b>24,000</b>
<b>159</b>	<b><u>CLERICAL POOL</u></b>			
	Salaries	-	-	-
	Total Reserve Fund	<b>-</b>	<b>-</b>	<b>-</b>
<b>161</b>	<b><u>TOWN CLERK</u></b>			
	Salary	133,420	132,101	132,401**
	Expenses	9,220	9,010	9,010
	Total Town Clerk	<b>142,640</b>	<b>141,111</b>	<b>141,411</b>
<b>162</b>	<b><u>ELECTIONS/REGISTRARS</u></b>			
	Salary	5,500	4,000	4,000
	Expenses	7,850	8,400	8,400
	Total Elections/Registrars	<b>13,350</b>	<b>12,400</b>	<b>12,400</b>
<b>163</b>	<b><u>CENSUS</u></b>			
	Expenses	2,600	2,900	2,900
	Total Census	<b>2,600</b>	<b>2,900</b>	<b>2,900</b>
<b>171</b>	<b><u>CONSERVATION COMMISSION</u></b>			
	Salary	500	500	500
	Expenses	5,850	5,850	5,850
	Total Conservation Comm.	<b>6,350</b>	<b>6,350</b>	<b>6,350</b>
<b>175</b>	<b><u>PLANNING BOARD</u></b>			
	Salaries	7,500	7,500	7,500
	Expenses	1,800	1,800	1,800
	Total Planning Board	<b>9,300</b>	<b>9,300</b>	<b>9,300</b>
<b>176</b>	<b><u>BOARD OF APPEALS</u></b>			
	Salary	-	-	-
	Expenses	200	200	200
	Total Board of Appeals	<b>200</b>	<b>200</b>	<b>200</b>
<b>182</b>	<b><u>INDUSTRIAL DEVELOPMENT COMMITTEE</u></b>			
	Salary, Clerical	-	-	-

	Expenses	-	-	-
	<b>Total Ind. Dev. Comm.</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>184</b>	<b><u>CABLE TV ADV. BOARD</u></b>			
	Expenses	100	100	100
	<b>Total Cable TV Adv. Board</b>	<b>100</b>	<b>100</b>	<b>100</b>
<b>192</b>	<b><u>TOWN HALL &amp; BUILDING MAINT.</u></b>			
	Salary (clock)	1,000	1,000	1,000
	Expenses	113,980	110,980	110,980
	<b>Total TH and Bldg. Maint.</b>	<b>114,980</b>	<b>111,980</b>	<b>111,980</b>
<b>193</b>	<b><u>BUILDING INSURANCE (DEDUCTIBLES)</u></b>			
	Expenses	-	-	-
	<b>Total Deductible</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>195</b>	<b><u>TOWN REPORTS</u></b>			
	Expenses	4,000	4,000	4,000
	<b>Total Town Reports</b>	<b>4,000</b>	<b>4,000</b>	<b>4,000</b>
<b>210</b>	<b><u>POLICE DEPARTMENT</u></b>			
	Salary	1,644,114	1,786,342	1,786,342
	Expenses	164,600	228,637	228,637
	Police Cruiser	30,000	45,000	45,000
	CMVI transfer	(20,000)	(45,000)	(45,000)
	<b>Total Police Department</b>	<b>1,818,714</b>	<b>2,014,979</b>	<b>2,014,979</b>
<b>215</b>	<b><u>FIRE &amp; POLICE DISPATCH</u></b>			
	Salary	340,039	346,487	346,487
	<b>Total Fire &amp; Police Dispatch</b>	<b>340,039</b>	<b>346,487</b>	<b>346,487</b>
<b>220</b>	<b><u>FIRE DEPARTMENT</u></b>			
	Salary	1,441,669	1,521,371	1,521,371
	Expenses	251,750	251,750	251,750
	Ambulance transfer	(100,000)	(100,000)	(100,000)
	<b>Total Fire Department</b>	<b>1,593,419</b>	<b>1,673,121</b>	<b>1,673,121</b>
<b>241</b>	<b><u>BUILDING INSPECTOR</u></b>			
	Salary	87,732	96,122	96,122*
	Alt. Inspector	2,500	3,000	3,000
	Expenses	14,075	13,575	13,575
	<b>Total Building Inspector</b>	<b>104,307</b>	<b>112,697</b>	<b>112,697</b>
<b>242</b>	<b><u>GAS INSPECTOR</u></b>			
	Salary	8,750	9,250	9,250
	Alt. Inspector	700	1,000	1,000
	Expenses	600	600	600

	Total Gas Inspector		<b>10,050</b>	<b>10,850</b>	<b>10,850</b>
<b>243</b>	<b><u>PLUMBING INSPECTOR</u></b>				
	Salary		8,750	9,250	9,250
	Alt. Inspector		700	1,000	1,000
	Expenses		600	600	600
	Total Plumbing Inspector		<b>10,050</b>	<b>10,850</b>	<b>10,850</b>
<b>245</b>	<b><u>WIRING INSPECTOR</u></b>				
	Salary		17,500	18,500	18,500
	Alt. Inspector		800	1,100	1,100
	Expenses		1,200	1,200	1,200
	Total Wiring Inspector		<b>19,500</b>	<b>20,800</b>	<b>20,800</b>
<b>292</b>	<b><u>ANIMAL CONTROL</u></b>				
	Salary				
	Expenses		13,700	16,700	16,700*
	Total Animal Control		<b>13,700</b>	<b>16,700</b>	<b>16,700</b>
<b>294</b>	<b><u>TREE WARDEN</u></b>				
	Salary		1,000	1,000	1,000
	Expenses		20,000	20,000	20,000
	Total Tree Warden		<b>21,000</b>	<b>21,000</b>	<b>21,000</b>
<b>299</b>	<b><u>LOCAL EMERGENCY MANAGEMENT</u></b>				
	Salary				
	Expenses		10,000	10,000	10,000
	Total Local Emerg. Mgt.		<b>10,000</b>	<b>10,000</b>	<b>10,000</b>
<b>300</b>	<b><u>AVON PUBLIC SCHOOLS</u></b>				
	Operating Expense		9,462,252	9,804,863	9,804,863
	School Choice offset		(1,135,959)	(1,059,453)	(1,059,453)
	Total Public School		<b>8,326,293</b>	<b>8,745,410</b>	<b>8,745,410</b>
<b>390</b>	<b><u>BLUE HILLS REG. SCHOOLS</u></b>				
	Operating Expense		1,007,770	1,013,202	1,013,202
	Schools to Careers		14,035	14,035	14,035
	Total Blue Hills		<b>1,021,805</b>	<b>1,027,237</b>	<b>1,027,237</b>
<b>391</b>	<b><u>NORFOLK AGRICULTURAL</u></b>				
	Operating Expense		6,000	20,000	20,000*
	Total Norfolk Aggie		<b>6,000</b>	<b>20,000</b>	<b>20,000</b>
<b>423</b>	<b><u>SNOW &amp; ICE</u></b>				
	Expenses		100,000	100,000	100,000
	Total Snow & Ice		<b>100,000</b>	<b>100,000</b>	<b>100,000</b>
<b>424</b>	<b><u>STREET LIGHTING</u></b>				

	Expenses	108,000	108,000	108,000
<b>Total Street Lighting</b>		<b>108,000</b>	<b>108,000</b>	<b>108,000</b>
<b><u>433 WASTE DISPOSAL</u></b>				
	Rubbish Collection	436,970	449,180	449,180
	Recycling Expenses	31,000	31,000	31,000
<b>Total Waste Disposal</b>		<b>467,970</b>	<b>480,180</b>	<b>480,180</b>
<b><u>440 DPW</u></b>				
	Salary	785,610	792,352	792,352
	Expenses	664,252	664,252	664,252
<b>Total Highway Department</b>		<b>1,449,862</b>	<b>1,456,604</b>	<b>1,456,604</b>
<b><u>449 SEWER DEPARTMENT</u></b>				
	Expenses	-	-	-
<b>Total Sewer Department</b>		<b>-</b>	<b>-</b>	<b>-</b>
<b><u>510 BOARD OF HEALTH</u></b>				
	Salary/Service	76,431	131,331	131,331*
	Animal Inspector	1,000	1,000	1,000
	Expenses	8,000	18,000	18,000
	Compost Attendant	6,500	8,700	8,700
<b>Total Board of Health</b>		<b>91,931</b>	<b>159,031</b>	<b>159,031</b>
<b><u>529 HEALTH SERVICES</u></b>				
	Visiting Nurses	3,500	3,500	3,500
<b>Total Health Services</b>		<b>3,500</b>	<b>3,500</b>	<b>3,500</b>
<b><u>541 COUNCIL ON AGING</u></b>				
	Salary	205,962	204,251	204,251
	Expenses	14,790	14,300	14,300
<b>Total Council on Aging</b>		<b>220,752</b>	<b>218,551</b>	<b>218,551</b>
<b><u>543 VETERANS SERVICES</u></b>				
	Salary	17,500	17,030	17,030
	Expenses	1,500	1,000	1,000
	Veterans Benefits	37,600	37,600	37,600
	Veterans Quarters Veterans Memorial Comm.	700	700	700
<b>Total Veterans Services</b>		<b>57,300</b>	<b>56,330</b>	<b>56,330</b>
<b><u>610 LIBRARY</u></b>				
	Salary	298,192	297,333	297,333
	Expenses	156,819	161,983	161,983
<b>Total Library</b>		<b>455,011</b>	<b>459,316</b>	<b>459,316</b>

<b>650</b>	<b><u>PARK &amp; RECREATION</u></b>				
		Salary	62,000	62,000	62,000
		Expenses	49,680	49,680	49,680
	<b>Total Park &amp; Rec.</b>		<b>111,680</b>	<b>111,680</b>	<b>111,680</b>
<b>691</b>	<b><u>HISTORICAL COMMISSION</u></b>				
		Expenses	-	-	-
	<b>Total Historical Comm.</b>		<b>-</b>	<b>-</b>	<b>-</b>
<b>695</b>	<b><u>CULTURAL COUNCIL</u></b>				
		Expenses	100	100	100
	<b>Total Cultural</b>		<b>100</b>	<b>100</b>	<b>100</b>
<b>699</b>	<b><u>MEMORIAL DAY</u></b>				
		Expenses	8,500	9,000	9,000
	<b>Total Memorial Day</b>		<b>8,500</b>	<b>9,000</b>	<b>9,000</b>
	<b><u>DEBT PAYMENT</u></b>				
<b>710</b>		Debt outside cap	1,582,545	1,279,178	1,279,178
<b>752</b>		Short Term Borrowing	5,000	5,000	5,000
<b>760</b>		Cost of Bond Issuance	15,000	15,000	15,000
		Police/Fire ST Interest	-	263,542	263,542
	<b>Total Debt Payment</b>		<b>1,602,545</b>	<b>1,562,720</b>	<b>1,562,720</b>
	<b><u>PENSIONS</u></b>				
<b>911</b>		Norfolk County Retirement	1,317,760	1,350,801	1,350,801
<b>911</b>		Retirement Sick/Vac	60,000	60,000	60,000
		OPEB	197,664	234,131	234,131
	<b>Total Pensions</b>		<b>1,575,424</b>	<b>1,644,932</b>	<b>1,644,932</b>
	<b><u>INSURANCE</u></b>				
<b>912</b>		Workmens Comp	150,000	155,000	155,000
<b>913</b>		Unemployment	80,000	80,000	80,000
<b>914</b>		Medical & Life	3,078,045	3,055,280	3,055,280
<b>916</b>		Medicare	200,000	230,000	230,000
<b>910</b>		Medicaid	10,000	10,000	10,000
<b>945</b>		Liability	230,000	240,000	240,000
	<b>Total Insurance</b>		<b>3,748,045</b>	<b>3,770,280</b>	<b>3,770,280</b>
930	<b><u>Capital Planning</u></b>				
		Expenses	-	51,300	51,300*
	<b>Total Budget</b>		<b>25,236,645</b>	<b>26,301,069</b>	<b>26,301,369</b>

**\*Line Items with passes called against them.**

**\*\*Line Item 161- A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to amend the salary line item to \$132,401 to include \$300 (Longevity).**

**ARTICLE 4:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to authorize the Board of Selectmen to accept and to enter into a contract for the expenditure of any funds allotted or to be allotted by the Commonwealth of Massachusetts and/or County of Norfolk for the construction, reconstruction and/or improvement of Town roads.

**ARTICLE 5:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from the Septic Loan Receipts Account the sum of Ten Thousand Four Hundred Dollars (\$10,400) for repayment of the Title V Water Pollution Abatement Trust Loan voted and approved at the Annual Town Meeting of May 5, 1998, Article 23.

**ARTICLE 6:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer the sum of Sixty-Five Thousand Dollars (\$65,000) from the Ambulance Revolving Fund to be used to purchase and install a replacement breathing air compressor for use by the Fire Department.

**ARTICLE 7:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to repurpose Article 20 of the May 6th, 2014 Annual Town Meeting to include the installation of netting, rehabilitation, repair or reconstruction of the backstop at Noonan Field, along with any additional costs related to safety improvements.

**ARTICLE 8:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to accept the renumbering and revision of the various bylaws of the Town from their original numbering or their numbering in the General Bylaws, as amended through January 2019, to the numbering or codification, arrangement, sequence and captions and the comprehensive revisions to the text of the General Bylaws as set forth in the Final Draft of the Code of the Town of Avon, dated March 2019, said codification having been done under the direction of the Board of Selectmen and Town Attorney, and said Code being a compilation and comprehensive revision of the present bylaws of the Town. All bylaws of a general and permanent nature, as amended, heretofore in force and not included in the Code shall be repealed, except that such repeal shall not affect any suit or proceeding pending as the result of an existing law, and such repeal shall not apply to or affect any bylaw, order or article heretofore adopted accepting or adopting the provisions of any statute of the commonwealth. A copy of which was on file in the office of the Town Clerk, at the circulation desk of the Avon Public Library and was available on the town website.

**ARTICLE 9:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY A 2/3 VOTE (COUNTED VOTE YES 71/NO 6 )** to accept the renumbering and revision of the Zoning Bylaw of the Town from its original numbering, as amended through July 2018, to the numbering or codification, arrangement, sequence and captions and the comprehensive revisions to the text of the Zoning Bylaw as set forth in the Final Draft of the Code of the Town of Avon, dated March 2019, said codification of the Zoning Bylaw having been done under the direction of the Planning Board, and being a compilation and comprehensive revision of the present Zoning Bylaw, including amendments thereto. All Zoning Bylaws, as amended, heretofore in force, shall be repealed, except that such repeal shall not affect



any suit or proceeding pending as the result of an existing law. The Zoning Bylaw shall be codified as Chapter 255, Zoning, of the codified “Charter, Bylaws and Regulations of the Town of Avon, Massachusetts.” A copy of which was on file in the office of the Town Clerk, at the circulation desk of the Avon Public Library and was available on the town website, and was subject to a Public Hearing. Robert Pillarella, member of the Planning Board gave the boards recommendation on the article.

**ARTICLE 10:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from Free Cash the sum of Two Hundred Thousand Dollars (\$200,000) to fund the construction of an ADA compliant family bathroom on the main floor of the Library and replace ramp with a chairlift, and construction of new lobby, circulation desk area, windows. This is to include carpentry, plumbing, electrical, heating/venting, painting, and any other related costs.

**ARTICLE 11:** To see if the Town will vote to:

1. Authorize the Board of Selectmen to acquire by gift or purchase, pursuant of STM Jan 2019 Article 13 (\$300,000), a parcel of land now owned by TL Edwards, Inc., located at 144-156 South Street, Avon, Massachusetts, Assessor’s Map C3, Block 2, Lot7-8, on file with the Town Clerk and available for public inspection during regular town hall business hours;
2. Authorize the Board of Selectmen to dispose of by sale two parcels of Town-owned land located at Rear Page Street, Assessor’s Map C7 Block 3, Lot 27 and Randolph Town Line, Assessor’s Map C8, Block 2, Lot 5, containing approximately 42.43 acres;
3. Authorize the Board of Selectmen to enter into a land exchange purchase and sale agreement between the Town and TL Edwards, Inc. to set forth terms and conditions of an exchange of the referenced Parcels; and
4. Authorize the Board of Selectmen to petition the General Court for the enactment of special legislation, as follows, to authorize a land exchange agreement between the Town and TL Edwards, Inc., provided however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments thereto before enactment by the General Court, which amendments shall be within the public purposes of said petition; or act in any other way thereon:

#### AN ACT TO AUTHORIZE THE AVON BOARD OF SELECTMEN TO ENTER INTO A LAND EXCHANGE AGREEMENT WITH TL EDWARDS

Be it enacted by the Senate and House of Representatives in General Court assemblies, and by the authority of the same as follows:

Section 1. Notwithstanding the chapter 30B and chapter 40 of the General Laws as to the sale and purchase of land and every other general and special act to the contrary, the Board of Selectmen of the Town of Avon may enter into a land exchange purchase and sale agreement for the purchase of land from TL Edwards, Inc., located 144-156 South Street, Avon, MA and for the sale of two town owned parcels to TL Edwards, Inc., located at Rear Page street and Randolph Town Line in the Town of Avon, and may complete the transactions contemplated by said land exchange purchase and sale agreement.

Section 2. This act shall take effect upon its passage.

**THIS ARTICLE WAS WITHDRAWN WITH NO DISCUSSION**

**ARTICLE 12:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to repurpose Article 14 of the May 1<sup>st</sup>, 2018 Annual Town Meeting Stabilization Account, for rehabilitation, repair or reconstruction, or fund a long term contract for an asset management program for the Page Street and Central Street water tanks, sites and appurtenances, and for the payment of all cost incidental or related thereto from the original “to be placed in a Stabilization Account for the rehabilitation or reconstruction of the Page Street water tank and appurtenances”.

**ARTICLE 13:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY A 2/3 VOTE (COUNTED VOTE YES 76 /NO 6 )** to transfer from the Page Street and Central Street Stabilization Account (Article 14 of the May 1<sup>st</sup>, 2018 Annual Town Meeting) the sum of One Million One Hundred and Twenty Thousand Dollars (\$1,120,000) to be placed in an article for the rehabilitation, repair or reconstruction, or fund a long term contract for an asset management program for the Page Street and Central Street water tanks, sites and appurtenances, and for the payment of all cost incidental or related thereto.

**ARTICLE 14:** To see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase, eminent domain or otherwise, and to pay from Chapter 90 funds, easements for the purpose of establishing secure temporary and permanent public right of ways that will allow for the construction and roadway safety improvements related to the Harrison Boulevard, Pond Street and Bodwell Street project as shown and identified on the plan entitled the Town of Avon, dated March 2019 prepared by CHA, as revised or amended, which will be delivered to and be made available at the Town Clerk’s Office fourteen (14) days before the date of the town meeting, or take any other action in relation thereto.

**THIS ARTICLE WAS WITHDRAWN WITH NO DISCUSSION**

**ARTICLE 15:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from Free Cash the sum of Eighteen Thousand Dollars (\$18,000) to be used to replace the roof and make any necessary repairs or improvements on the Moses Curtis Park Gazebo.

**ARTICLE 16:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from Free Cash the sum of Twenty Thousand Dollars (\$20,000) to be used to conduct an Historical Survey of the Town of Avon.

**ARTICLE 17:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to accept as a public way the following street: Anisa Lane in accordance with all Town By-Laws and state statues.

**ARTICLE 18:** A motion was made and seconded to amend this article and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from Free Cash the sum of Twenty Thousand Dollars (\$20,000) to be used to conduct a Staffing/Compensation study, relating to the Massachusetts Pay Equity Act of 2018.

**ARTICLE 19:** A motion was made and seconded to amend this article and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from Free Cash the sum of Five Thousand Dollars (\$5,000) to be placed into STM 2015 Article 7 (repairs to library roof and install new carpet).

**ARTICLE 20:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY A 4/5 VOTE (COUNTED VOTE YES 79 /NO 3)** to transfer from Free Cash the sum of One

Thousand One Hundred Eleven Dollars and Eighty-Two Cents (\$1,111.82) to pay two prior year bills.

**ARTICLE 21:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from Free Cash the sum of Twenty Thousand Dollars (\$20,000) to be used to design, build and install signs at the Avon Industrial Park Entrances.

**ARTICLE 22:** A motion was made and seconded to amend this article and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to request its representatives in the General Court to introduce special legislation seeking a special act in the form set forth below and to authorize the General Court, with the approval of the Board of Selectmen, to make constructive changes in the text thereof as may be necessary or advisable in order to accomplish the intent of this legislation in order to secure passage;  
**AN ACT AUTHORIZING THE APPOINTMENT OF RETIRED POLICE OFFICERS IN THE TOWN OF AVON TO SERVE AS SPECIAL POLICE OFFICERS**

Be it enacted by the Senate and the House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. The Board of Selectmen in the Town of Avon, as the appointing authority, may appoint as they deem necessary, retired police officers as special police officers for the purpose of performing police details or performing any police duties arising from those police details or arising during the course of police detail work, whether or not related to the detail work. The retired police officers must have been regular police officers and retired, based on superannuation. The special police officers shall not be subject to the maximum age restrictions applied to regular police officers under chapter 32 of the General Laws, but shall not be eligible to serve as special police officers if they have reached the age of 70. A special police officer must pass a medical examination by a physician or other certified professional chosen by the Town to determine that he/she is capable of performing the essential duties of a special police officer, the cost of which shall be borne by the special police officer prior to performing police details.

SECTION 2. Special police officers, appointed under this act, shall not be subject to chapter 31 of the General Laws or sections 99, 100 or 111F or of chapter 41 of the General Laws. Or section 85H of chapter 23 of the General Laws. Special police officers appointed under this act shall be subject to chapter 151A of the General Laws.

SECTION 3. Special police officers shall, when performing their duties under section 1, have the same powers to make arrests and perform other functions as do regular police officers in the Town of Avon.

SECTION 4. Special police officers shall be re-appointed for annually, subject to removal by the Board of Selectmen of the Town of Avon at any time with 14 days' written notice. Upon request, the Police Chief shall provide reasons for removal in writing.

SECTION 5. Special police officers appointed pursuant to this act shall be subject to the rules and regulations, policies and procedures and requirements of the police department and chief of police of the Town of Avon, including restrictions on the type of detail assignment, requirements regarding medical examinations to determine continued capacity to perform the duties of a special police officer, requirements for training, requirements for firearm licensing and qualification and requirements regarding uniforms and equipment. Special police officers shall not be subject to section 96B of chapter 41 of the General Laws.

SECTION 6. Special police officers appointed pursuant to this act shall be sworn in before the town clerk of the Town of Avon who shall keep a record of all such appointments.

SECTION 7. An individual who is appointed as a special police officer pursuant to this act shall be eligible for assignment to any detail.

SECTION 8. Retired police officers in the Town of Avon serving as special police officers pursuant to this act shall be subject to the limitations on hours worked and on payments to retired town employees set forth in subsection (b) of section 91 of chapter 32 of the General Laws.

SECTION 9. This act shall take effect upon its passage.

**ARTICLE 23:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from Free Cash the sum of Fifty Thousand Dollars (\$50,000) to be placed in the Stabilization count.

MEETING ADJORNED AT 8:51 PM.

Respectfully Submitted,

Patricia C. Bessette  
Town Clerk