# TOWN OF AVON ANNUAL TOWN MEETING 

Tuesday, May 3, 2016
7:30 o'clock in the evening at the Avon Middle/High School

The Moderator called the meeting to order at 7:30 PM. with the required quorum of fifty (5U) being present. Moderator, Frank Staffier invited Congressman Steven Lynch to the podium, the Congressman made many remarks including topics such as the opioid crisis and benefits for our Veterans. The Moderator introduced Walter Timilty who will be running for State Senate this coming fall. The Moderator welcomed Paul Sullivan the new Assistant Assessor and Gene Mazzella the new Council on Aging Director to the town. Moderator Staffier called for Frank Hegarty, Chairman of the Board of Selectmen to lead the meeting in the Pledge of Allegiance.

The Moderator explained the electronic voting response cards to those present. Press 1 for a yes vote and press 2 for a no vote.

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, 2015 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 2017, 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 from available funds such sums of money as may be necessary to defray the Town charges for the ensuing Fiscal Year 2017, including salaries of the several elected officers of the Town, and make appropriations for the same.

|  |  |  |  | FY17 |
| :---: | :---: | :---: | :---: | :---: |
| Dept | LINE | Description | 2016 <br> Approved | Department <br> Request |

## MODERATOR

| Salary | 1,000 | 1,000 | 1,000 |  |
| :--- | ---: | :--- | :--- | :--- |
| Expenses | 250 | 250 |  | 250 |
|  | $\mathbf{1 , 2 5 0}$ | $\mathbf{1 , 2 5 0}$ | $\mathbf{1 , 2 5 0}$ |  |


|  | Salary | 57,414 | 71,100 | 71,100 |
| :--- | :--- | ---: | :--- | :--- |
|  | Expenses | 14,000 | 14,000 | 14,000 |
| Total Selectmen | Salary Reserve | 96,435 | 144,652 | 144,652 |
|  | Newsletter | 4,800 | 4,800 | 4,800 |
|  | Celebrations | $\mathbf{7 , 5 0 0}$ | $\mathbf{7 , 5 0 0}$ | $\mathbf{7 , 5 0 0}$ |

HUMAN RESOURCES

IOWN ADMINISTRATOR

|  | Salary | 137,500 | 140,000 | 140,000 |
| :--- | :--- | :--- | :--- | :--- |
|  | Expenses | 3,600 | 3,600 | 3,600 |
| Total Town Administrator |  | $\mathbf{1 4 1 , 1 0 0}$ | $\mathbf{1 4 3 , 6 0 0}$ | $\mathbf{1 4 3 , 6 0 0}$ |

FINANCE COMMITTEE

TOWN ACCOUNTANT


130,307
126,286
126,286

141 ASSESSORS


|  |  | Salary | 104,563 | 106,546 | 106,546 |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  |  | Expenses | 4,210 | 5,800 | 5,800 |  |
|  | Total Town Clerk |  | 108,773 | 112,346 | 112,346 |  |
| 162 | ELECTIONS/REGISTRARS |  |  |  |  |  |
|  |  | Salary | 5,500 | 6,500 | 6,500 |  |
|  |  | Expenses | 6,000 | 7,350 | 7,350 |  |
|  | Total Elections/Registrars |  | 11,500 | 13,850 | 13,850 |  |
| 163 | CENSUS |  |  |  |  |  |
|  |  | Expenses | 2,200 | 2,200 | 2,200 |  |
|  | Total Census |  | 2,200 | 2,200 | 2,200 |  |
| 171 | CONSERVATION COMMISS |  |  |  |  |  |
|  |  | Salary | 1,000 | 1,000 | 1,000 |  |
|  |  | Expenses | 5,850 | 5,850 | 5,850 |  |
|  | Total Conservation Comm. |  | 6,850 | 6,850 | 6,850 |  |
| $\underline{175}$ | PLANNING BOARD |  |  |  |  |  |
|  |  | Salaries | 12,700 | 12,804 | 12,804 |  |
|  |  | Expenses | 1,000 | 1,800 | 1,800 |  |
|  | Total Planning Board |  | 13,700 | 14,604 | 14,604 |  |
| 176 | BOARD OF APPEALS |  |  |  |  |  |
|  |  | Salary | 1,800 | 1,800 | 1,800 |  |
|  |  | Expenses | 200 | 200 |  | 200 |
|  | Total Board of Appeals |  | 2,000 | 2,000 | 2,000 |  |
| 182 | INDUSTRIAL DEVELOPMEN | TTEE |  |  |  |  |
|  |  | Salary, Clerical | - |  |  | - |
|  |  | Expenses | - |  |  | - |
|  | Total Ind. Dev. Comm. |  | - |  |  | - |
| 184 | CABLE TV ADV. BOARD |  |  |  |  |  |


|  | Expenses | 100 | 100 | 100 |
| :---: | :---: | :---: | :---: | :---: |
|  | Total Cable TV Adv. Board | 100 | 100 | 100 |
| $\underline{192}$ | TOWN HALL \& BUILDING MAINT. |  |  |  |
|  | Salary (clock) | 750 | 850 | 850 |
|  | Expenses | 105,000 | 109,480 | 109,480 |
|  | Total TH and Bldg. Maint. | 105,750 | 110,330 | 110,330 |
| 193 | BUILDING INSURANCE (DEDUCTABLES) |  |  |  |
|  | Expenses | - |  | - |
|  | Total Deductable | - |  | - |
| $\underline{195}$ | TOWN REPORTS |  |  |  |
|  | Expenses | 4,000 | 4,000 | 4,000 |
|  | Total Town Reports | 4,000 | 4,000 | 4,000 |
| $\underline{210}$ | POLICE DEPARTMENT |  |  |  |
|  | Salary | 1,495,067 | 1,671,823 | 1,671,823 |
|  | Expenses | 129,100 | 129,100 | 129,100 |
|  | Police Cruiser | - | 80,000 | 80,000 |
|  | CMVI transfer | - | $(80,000)$ | $(80,000)$ |
|  | Total Police Department | 1,624,167 | 1,800,923 | 1,800,923 |
| $\underline{215}$ | FIRE \& POLICE DISPATCH |  |  |  |
|  | Salary | 320,689 | 320,889 | 320,889 |
|  | Total Fire \& Police Dispatch | 320,689 | 320,889 | 320,889 |
| $\underline{220}$ | FIRE DEPARTMENT |  |  |  |
|  | Salary | 1,155,109 | 1,155,109 | 1,155,109 |
|  | Ambulance transfer | $(60,000)$ |  | - |
|  | Expenses | 212,750 | 215,750 | 215,750 |
|  | Ambulance transfer | $(40,000)$ |  | - |
|  | Total Fire Department | 1,267,859 | 1,370,859 | 1,370,859 |




|  | 400,243 |  |  |  |
| :--- | :--- | :--- | :--- | :--- |
| 413,000 | 413,000 |  |  |  |
| Total Waste Disposal | Recycling Expenses | 25,000 | 25,000 | 25,000 |
|  |  | $\mathbf{4 2 5 , 2 4 3}$ | $\mathbf{4 3 8 , 0 0 0}$ | $\mathbf{4 3 8 , 0 0 0}$ |

DPW

|  | Salary | 653,515 | 725,455 | 725,455 |
| :--- | :--- | :--- | :--- | :--- |
|  | Expenses | 649,252 | 664,252 | 664,252 |
| Total Highway Department |  | $\mathbf{1 , 3 0 2 , 7 6 7}$ | $\mathbf{1 , 3 8 9 , 7 0 7}$ | $\mathbf{1 , 3 8 9 , 7 0 7}$ |

SEWER DEPARTMENT
Expenses
Total Sewer Department

BOARD OF HEALTH

| Salary/Service | 68,970 | 71,760 | 71,760 |
| :--- | :--- | :--- | :--- |
| Animal Inspector | 1,000 | 1,000 | 1,000 |
| Expenses | 8,000 | 8,000 | 8,000 |
| Compost Attendant | 6,500 | 6,500 | 6,500 |
| Total Board of Health |  | $\mathbf{8 4 , 4 7 0}$ | $\mathbf{8 7 , 2 6 0}$ |

## HEALTH SERVICES

|  | Visiting Nurses | 3,000 | 3,000 |
| :--- | :--- | :--- | :--- |
| Total Health Services | 3,000 | $\mathbf{3 , 0 0 0}$ | $\mathbf{3 , 0 0 0}$ |

COUNCIL ON AGING
Salary
Expenses
Veterans Benefits

| 15,000 | 15,000 | 15,000 |
| ---: | :--- | :--- |
| 1,500 | 1,500 | 1,500 |
| 32,300 | 32,300 | 32,300 |





#### Abstract

ARTICLE 4: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to see if the Town will vote 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 A 2/3 VOTE (COUNTED VOTE YES $60 /$ NO 12) to amend the boundaries of the Water Supply Protection Zoning District to meet the requirements of MADEP Regulation 310 CMR 22.21, Groundwater Supply Protection; and to be consistent with section 5-4 (C) of Avon Zoning Bylaws.

ARTICLE 6: A motion was made and seconded to amend this article and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to transfer from the Septic Loan Receipts Account the sum of Ten Thousand Four Hundred Dollars $(\$ 10,400.00)$ 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 7: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to create a Library Building Study Committee composed of seven members
appointed by the Board of Selectmen, to deliver recommendations for the housing of the Library facility and operations.

ARTICLE 8: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to transfer the sum of One Hundred and Six Thousand Three Hundred and Ninety Four Dollars and Ninety Four Cents $(\$ 106,394.94)$ from the Ambulance Revolving Fund to be used to pay the fourth of five (5) payments of the Lease Purchase Agreement on the Fire Department's Rescue Pumper truck.

> ARTICLE 9: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to transfer the sum of Twenty Thousand Dollars $(\$ 20,000)$ from the Ambulance Revolving Fund to Article 12 of the 2010 STM to be used for training, continuing education and related expenses.

ARTICLE 10: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to accept Massachusetts General Law, Chapter 41, §110A, any public office in any city or town may remain closed on any or all Saturdays as may be determined from time to time, in a city by the city council, subject to the provisions of the city charter, or, in a town, by vote of the town at a special or regular town meeting, and the provisions of section nine of chapter four shall apply in the case of such closing of any such office on any Saturday to the same extent as if such Saturday were a legal holiday.

ARTICLE 11: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to amend the General Bylaws of the Town of Avon, Article 1, Section 7 by adding the italicized text to the current text
in accordance with Massachusetts General Law, Chapter 40, § 21D Non Criminal Disposition
Any person who shall violate any of the provisions of these bylaws may be penalized in accordance with Massachusetts General Law, Chapter 40, § 21D Non Criminal Disposition or by indictment or on complaint brought in the district court. Except as may otherwise be provided by law and as the district court may see fit to impose as a penalty, the maximum penalty to be imposed shall be as provided in section twenty-one of chapter forty of the General Laws of the Commonwealth.

Non Criminal Disposition - Any person who shall violate any of the provisions of these bylaws, the violation of which is subject to a specific penalty, may be penalized in the manner for non criminal disposition which is provided in section twenty-one D of chapter forty of the General Laws of the Commonwealth. The non criminal method of disposition may, in addition, be used to enforce the provisions of any rule or regulation adopted by any officer or multiple member body of the town for which a specific penalty is provided. For the purposes of this section the term "enforcing person" shall mean any police officer of the town of Avon, and any other person specifically authorized under the terms of a particular bylaw, rule or regulation.

ARTICLE 12: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to raise and appropriate the sum of Twenty Five Thousand Dollars $(\$ 25,000)$ to the Special Sick Leave Revolving Fund.

ARTICLE 13: A motion was made and seconded and DEFEATED to amend this article to transfer from old articles the amount of Eighty Five Thousand One Hundred and Ninety Three Dollars ( $\$ 85,193$ ). The original motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to raise and appropriate from available funds the sum of Seventy Eight Thousand One Hundred Twenty Two Dollars $(\$ 78,122)$ to be used to make repairs and/or improvements to the Town Hall building.

ARTICLE 14: FY2017 Capital Improvements Program Article

A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to appropriate a sum of money to be raised by taxation, by transfer from available funds, by borrowing or otherwise, for the various capital and special projects for the Town, including, but not limited to, purchase of new and/or replacement equipment and vehicles, repairs or additions to the Town's facilities, including costs incidental and related to such projects, or to take any other action relative to the forgoing matters:

## Department

Selectmen

Item
Town Hall/COA HVAC units

## Cost

\$33,000

ARTICLE 15: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to raise and appropriate the sum of Twelve Thousand Five Hundred Dollars $(\$ 12,500)$ for Cross Connection Program updates.

ARTICLE 16: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to raise and appropriate the sum of Fifteen Thousand Dollars $(\$ 15,000)$ for projects related to drainage, including, but not limited to, cleaning of drainage ditches around Town, and to meet the new EPA Phase II Stormwater Regulations.

ARTICLE 17: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to raise and appropriate the sum of One Hundred Twenty Five Thousand Dollars $(\$ 125,000)$ for, including but not limited to, protecting, maintaining and maximizing the sustainability of the Town's water supply and treatment, evaluating and upgrading interconnects with area towns and supply capacities, projects related to water storage and distribution.

ARTICLE 18: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to raise and appropriate the sum of Two Hundred Twenty Five Thousand Dollars $(\$ 225,000)$ for the purchase of vehicles and equipment for the Department of Public Works, including purchase and outfitting of two (2) small dumps/utilities 550-type, a pickup; grounds keeping equipment (replacement mower, field maintenance equipment).

ARTICLE 19: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to raise and appropriate the sum of Eight Thousand Five Hundred Dollars $(\$ 8,500)$ for development of a web hosted GIS system.

ARTICLE 20: A motion was made and seconded and DEFEATED BY A 2/3 ${ }^{\text {RD }}$ VOTE (COUNTED VOTE YES 37 / NO 39) to appropriate the sum of Eight Million Four Hundred Thousand Dollars $(\$ 8,400,000$.) to pay costs to design, engineer, reconstruct, and resurface roads and install drainage, water mains and related infrastructure where necessary upon certain streets and roads with the Brentwood area of Town, and for the payment of all costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Selectmen, is authorized to borrow said amount under and pursuant to Chapter 44, Sections 7(1) and 7(6) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor, all or a portion of which may be borrowed from the Massachusetts Clean Water Trust. [No amounts shall be borrowed or expended hereunder unless and until the Town shall have voted to exclude the amounts necessary to repay any borrowing authorized by this vote from the limitations on property taxes set forth in Chapter 59, Section 21C of the General Laws (Proposition 2 1/2).]

## A MOTION TO RECONSIDER THIS ARTICLE WAS DENIED- THE RESIDENT ASKING FOR THE RECONSIDERATION DID NOT VOTE ON THE SIDE THAT PREVAILED

ARTICLE 21: To see if the Town will vote to appropriate a sum of money for the planning, design and construction of water infrastructure in the Brentwood area of Avon; to determine whether this appropriation shall be raised by borrowing from the Massachusetts Clean Water Trust or otherwise.

## THIS ARTICLE WAS WITHDRAWN

ARTICLE 22: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to raise and appropriate the sum of Thirty Thousand Dollars $(\$ 30,000)$ for the installation of a new telecommunications system for the Town Offices.

ARTICLE 23: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to raise and appropriate the sum of One Hundred and Ten Thousand Dollars $(\$ 110,000)$ for the installation repair of the generator, electrical services and related systems at both the Town Hall and Council on Aging.

ARTICLE 24: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to raise and appropriate the sum of Thirty Five Thousand Dollars $(\$ 35,000)$ for the installation of new cloud based backup, email retention software and hardware and new Wireless Access for the Council on Aging and Town Buildings.

ARTICLE 25: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to raise and appropriate the sum of Seventy Thousand Dollars $(\$ 70,000)$ for the installation of new perimeter security software and hardware.

ARTICLE 26: A motion was amended and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to transfer the sum of Fifty Seven Thousand and One Hundred and Eighty Five Dollars $(\$ 57,185)$ from Free Cash to the Stabilization Account.

Meeting Adjourned at 9:45 PM.

Respectfully Submitted,
Patricia C. Bessette
Town Clerk

