



TOWN OF AVON
SPECIAL TOWN MEETING

Tuesday, May 5, 2009
at 7:00 o'clock in the evening at Avon Middle/High School

Moderator Frank Staffier called the meeting to order at 7:00 P.M. and adjourned until the required quorum of 75 was reached. The meeting was resumed at 7:15 P.M. the required quorum being present. Senator Stephen Lynch was introduced and briefly spoke to the voters present.

Moderator Staffier called for Article 1:

Article 1: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from free cash a sum of money to amend appropriations in Article 2 and 3 of the May 6, 2008 Annual Town Meeting as follows:

<u>Line Item</u>	<u>Description</u>	<u>Current Appropriation</u>	<u>New Appropriation</u>	<u>Difference</u>
159-1	Clerical Pool Salary	205,000	213,950	8,950
220-1	Fire Salary	919,537	946,537	27,000
421-1	Highway Salary	246,788	262,788	16,000
450-1	Water Salary	299,703	308,703	9,000
450-2	Water Expenses	292,843	332,843	40,000
510-1	BoH Salary	63,400	70,400	7,000
610-1	Library Salary	209,814	222,314	12,500
610-2	Library Expenses	102,050	103,723	1,673

Article 2: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to approve the monetary items in an agreement between the Town of Avon and the American Federation of State, County and Municipal Employees, Local 1395, Council 93, AFL-CIO and to transfer from free cash Thirty-Two Thousand Five Hundred and Fifteen Dollars and Sixty-Four Cents (\$32,515.64) to defray the costs of said agreement for the period July 1, 2007 through June 30, 2008.

Article 3: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to approve the monetary items in an agreement between the Town of Avon and the Avon Police Relief Association (I.B.P.O.) Local 383 Avon and to transfer from free cash Eighteen Thousand Four Hundred and Eighty-Eight Dollars (\$18,488.00) to defray the cost of said agreement for the period of July 1, 2007 through June 30, 2008.

Article 4: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to approve the monetary items in an agreement between the Town of Avon and the Professional Firefighters of Avon (I.A.F.F. AFL-CIO) Local 3857 and to transfer from free cash Fifty-Three Thousand Four Hundred and Fifty-Three Dollars and Thirty-Four Cents (\$53,453.34) and transfer from the Ambulance Revolving Fund Sixty Thousand Dollars (\$60,000.00), for a total of One Hundred and Thirteen Thousand Four Hundred and Fifty-Three Dollars and Thirty-Four Cents (\$113,453.34) to defray the cost of said agreement for the period of July 1, 2004 through June 30, 2007.

Article 5: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to approve the monetary items in an agreement between the Town of Avon and the Professional Firefighters of Avon (I.A.F.F. AFL-CIO) Local 3857 and to transfer from free cash Thirty-One Thousand Dollars (\$31,000) to defray the cost of said agreement for the period of July 1, 2007 through June 30, 2008.

Article 6: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from free cash the sum of Forty-Five Thousand Nine Hundred and Seventy-Five Dollars and Fifty-One Cents (\$45,975.51) to Article 5 of the Annual Town Meeting of 2004 for the purpose of funding buyback of sick and vacation time of retiring employees.

Article 7: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from FY2002 Assessor's Overlay the sum of Twenty-Eight Thousand Nine Hundred and Nine Dollars and Ninety-Six Cents (\$28,909.96) to FY2005 Assessor's Overlay and Forty-Seven Thousand Eight Hundred and Ninety-Nine Dollars and Sixty-Three Cents (\$47,899.63) to FY2006 Assessor's Overlay, for a total of Seventy-Six Thousand Eight Hundred and Nine Dollars and Fifty-Nine Cents (\$76,809.59)

Article 8: A motion was made and seconded and **VOTED UNANIMOUSLY** to transfer from free cash the sum of Five Hundred and Forty-Five Dollars (\$545.00) to pay bills from a previous year as follows;

Peter Epstein	\$380
Health Resources	\$165

Article 9: A motion was made and seconded to **VOTED IN THE AFFIRMATIVE BY THE MAJORITY TO WITHDRAW** a request to transfer from available funds, the sum of Twenty Four Thousand Ninety Two Dollars (\$24,092.00) for the purchase of new fire hydrants.

Article 10: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from available funds, the sum of Five Thousand Dollars (\$5,000) for the inspection and cleaning of Page Street Standpipe.

Article 11: A motion was made and seconded and **DEFEATED BY A COUNTED VOTE OF 24-65** to appropriate to a stabilization fund to be established pursuant to M.G.L. c. 40, § 5B the **amended** sum of Three Million Two Hundred and Sixty – Three Thousand Four Hundred and Ten Dollars (\$3,263,410) recovered from a class action involving Methyl Tertiary Butyl Ether (MTBE) for the sole purpose of funding current and future water supply cleanup or remediation; any and all interest earned from this account to be placed in the General Fund.

A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY A COUNTED VOTE OF 96-3** to reconsider **Article 11**. After discussion a motion was made and seconded and **UNANIMOUSLY VOTED** to appropriate to a stabilization fund to be established pursuant to M.G.L. c. 40, § 5B the sum of Three Million Six Hundred and Fifty Eight Thousand Four Hundred and Ten Dollars and fourteen cents (\$3,658,410.14) recovered from a class action involving Methyl Tertiary Butyl Ether (MTBE) for the sole purpose of funding current and future water supply cleanup or remediation; any and all interest earned from this account to be placed in the General Fund.

Article 12: A motion was made and seconded and **UNANIMOUSLY VOTED** to transfer from the newly created MBTE Stabilization Plan the sum of Three Hundred and Ninety-Five Thousand Dollars (\$395,000) for the purchase and installation of process equipment required to remove MTBE and other contaminants from the Town's public wells.

Article 13: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from free cash the sum of Thirty One Thousand Five Hundred Eleven Dollars and 60 cents (\$31,511.60) to replenish the FY09 Finance Committee Reserve Account.

Respectfully submitted,

V. Jean Kopke
Town Clerk