



## TOWN OF AVON

### ANNUAL TOWN MEETING

**Tuesday, May 1, 2012**

at 7:30 o'clock in the evening at Avon High/Middle School

Meeting called to order at 7:30 p.m. and recessed until 7:36 p.m. when the required quorum of seventy five was reached.

Moderator Staffier asked all to stand for the Pledge of Allegiance. He then called for a moment of silence for all our servicemen in harm's way.

The meeting was then recessed again until the conclusion of Special Town Meeting which was called for 7:15 p.m. and was also recessed until a quorum was met. Annual Town Meeting reconvened at 8:50 p.m.

Moderator Staffier called for Article 1.

**ARTICLE 1:** A motion was made and seconded and **UNANIMOUSLY VOTED IN THE AFFIRMATIVE** to waive the reading of the reports and minutes of the previous session(s) and the annual reports of the Town Officers and Town Departments for the year ending December 31, 2011 and to waive the reading of the report of the Town's Building Committee.

**ARTICLE 2:** A motion was made and seconded and **UNANIMOUSLY VOTED IN THE AFFIRMATIVE** to address Article 2 within Article 3. To see if the Town will vote to fix the salaries of the elected Town Officers for the Fiscal Year 2013, 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 2013, including salaries of the several elected officers of the Town, and make appropriations for the same.

<u>Dept</u>	<u>Description</u>	<u>FY 2012 Budget</u>	<u>FY2013 Request</u>	<u>FY2013 Budget</u>
114	<b>MODERATOR</b>			
	Salary	\$ 1,000	\$ 1,000	\$ 1,000
	Expenses	\$ 250	\$ 250	\$ 250
122	<b>SELECTMEN</b>			

	Salary	\$	15,000	\$	15,000	\$	15,000
	Expenses	\$	13,000	\$	17,800	\$	17,800
	Salary Reserve	\$	-	\$	84,263	\$	83,263
133	<b>TOWN ADMINISTRATOR</b>						
	Salary	\$	83,414	\$	83,414	\$	83,414
	Expenses	\$	3,636	\$	2,958	\$	2,958
131	<b>FINANCE COMMITTEE</b>						
	Salary, Clerical	\$	1,800	\$	1,800	\$	1,800
	Expenses	\$	4,050	\$	4,050	\$	4,050
132	<b>RESERVE FUND</b>						
	Reserve Fund	\$	100,000	\$	100,000	\$	100,000
135	<b>TOWN ACCOUNTANT</b>						
	Salary	\$	59,406	\$	65,089	\$	59,406
	Expenses	\$	39,493	\$	43,018	\$	43,018
141	<b>ASSESSORS</b>						
	Salaries	\$	48,700	\$	48,700	\$	48,700
	Expenses	\$	25,500	\$	19,800	\$	19,800
145	<b>TOWN TREASURER</b>						
	Salary	\$	33,150	\$	34,416	\$	35,416
	Expenses	\$	7,500	\$	5,400	\$	5,900
146	<b>TAX COLLECTOR</b>						
	Salary	\$	5,000	\$	5,000	\$	5,000
	Expenses	\$	14,238	\$	17,227	\$	17,227
139	<b>TECHNOLOGY SERVICE</b>						
	Expenses	\$	58,128	\$	60,899	\$	83,180
151	<b>LEGAL</b>						
	Retainer, Town Couns.	\$	11,250	\$	11,250	\$	11,250
	Expenses	\$	70,000	\$	110,000	\$	120,000
	Assessors Legal						
152	<b>PERSONNEL BOARD</b>						
	Salary, Clerical						
	Expenses	\$	-	\$	-	\$	-
155	<b>PAYROLL DATA PROCESSING</b>						
	Expenses	\$	13,000	\$	10,000	\$	10,000
159	<b>CLERICAL POOL</b>						
	Salaries	\$	242,302	\$	244,745	\$	244,745
161	<b>TOWN CLERK</b>						
	Salary, Town Clerk	\$	32,130	\$	33,416	\$	34,416
	Expenses	\$	3,250	\$	3,050	\$	3,050

162	<b>ELECTION WORKERS &amp; REGISTRARS</b>					
	Salary, Registrars	\$	4,100	\$	4,300	\$ 4,300
	Expenses,	\$	6,400	\$	6,000	\$ 6,000
163	<b>CENSUS</b>					
	Expenses	\$	2,000	\$	2,000	\$ 2,000
164	<b>CONSERVATION COMMISSION</b>					
	Salary	\$	-	\$	2,000	\$ 500
	Expenses	\$	4,500	\$	9,905	\$ 5,905
175	<b>PLANNING BOARD</b>					
	Salaries, 5 Members	\$	9,300	\$	9,300	\$ 9,300
	Expenses	\$	1,000	\$	1,000	\$ 1,000
176	<b>BOARD OF APPEALS</b>					
	Salary	\$	1,800	\$	1,800	\$ 1,800
	Expenses	\$	200	\$	200	\$ 200
182	<b>INDUSTRIAL DEVELOPMENT COMM.</b>					
	Salary, Clerical	\$	-	\$	-	\$ -
	Expenses	\$	-	\$	-	\$ -
184	<b>CABLE TV</b>					
	Expenses	\$	-	\$	-	\$ -
192	<b>TOWN HALL &amp; BUILDING MAINT.</b>					
	Salary	\$	350	\$	500	\$ 500
	Expenses	\$	83,713	\$	83,713	\$ 86,721
195	<b>TOWN REPORTS</b>					
	Expenses	\$	4,000	\$	4,000	\$ 4,000
210	<b>POLICE</b>					
	Salary	\$	1,421,806	\$	1,429,769	\$ 1,429,769
	Expenses	\$	128,000	\$	128,000	\$ 128,880
	Police Cruiser cmvi acct	\$	60,000	\$	35,000	\$ 35,000
215	<b>FIRE &amp; POLICE DISPATCHERS</b>					
	Salary	\$	289,168	\$	293,719	\$ 293,719
220	<b>FIRE DEPARTMENT</b>					
	Salary	\$	1,060,054	\$	1,101,758	\$ 1,101,758
	Expenses	\$	165,590	\$	176,800	\$ 176,800
241	<b>BUILDING INSPECTOR</b>					
	Salary	\$	57,630	\$	66,650	\$ 57,630
	Expenses	\$	7,470	\$	7,017	\$ 7,017
242	<b>GAS INSPECTOR</b>					
	Salary	\$	6,500	\$	6,500	\$ 7,000
	Expenses	\$	600	\$	600	\$ 600

243	<b>PLUMBING INSPECTOR</b>				
	Salary	\$ 6,500	\$ 6,500	\$ 7,000	
	Expenses	\$ 600	\$ 600	\$ 600	
245	<b>WIRE INSPECTOR</b>				
	Salary	\$ 13,600	\$ 14,800	\$ 14,800	
	Expenses	\$ 1,200	\$ 1,200	\$ 1,200	
292	<b>ANIMAL CONTROL</b>				
	Salary	\$ -	\$ -	\$ -	
	Expenses	\$ 10,000	\$ 10,000	\$ 10,000	
294	<b>TREE WARDEN</b>				
	Salary	\$ 750	\$ 750	\$ 750	
	Expenses	\$ 10,000	\$ 10,000	\$ 10,000	
	<b>LOCAL EMERGENCY PLANNING</b>				
	Expenses	\$ -	\$ -	\$ -	
300	<b>AVON PUBLIC SCHOOLS</b>				
	Operating Expense	\$ 5,916,322	\$ 6,152,322	\$ 6,152,322	
390	<b>BLUE HILLS REGIONAL</b>				
	Operating Expense	\$ 669,746	\$ 575,922	\$ 558,372	
	School to Career Prog.	\$ 12,350	\$ 12,350	\$ 12,350	
421	<b>HIGHWAY DEPARTMENT</b>				
	Salary	\$ 265,285	\$ 266,627	\$ 266,627	
	Expenses	\$ 76,000	\$ 85,160	\$ 85,160	
423	<b>SNOW &amp; ICE</b>				
	Expenses	\$ 65,000	\$ 80,000	\$ 80,000	
424	<b>STREET LIGHTING</b>				
	Expenses	\$ 96,500	\$ 97,000	\$ 97,000	
433	<b>WASTE DISPOSAL</b>				
	Rubbish Collection	\$ 390,010	\$ 428,609	\$ 428,609	
	Recycling Expenses	\$ 4,000	\$ 5,000	\$ 5,000	
450	<b>WATER DEPARTMENT</b>				
	Salary	\$ 347,399	\$ 350,466	\$ 350,466	
	Expenses	\$ 373,420	\$ 378,040	\$ 378,040	
	Capital Outlay		\$ 19,190	\$ 19,190	
510	<b>BOARD OF HEALTH</b>				
	Salary	\$ 67,532	\$ 69,839	\$ 69,839	
	Expenses	\$ 6,000	\$ 8,689	\$ 8,689	
529	<b>HEALTH SERVICES</b>				
	Visiting Nurses	\$ 3,000	\$ 3,000	\$ 3,000	
	B.A.A.R.C.	\$ -	\$ -	\$ -	



	Multi-Health		\$	-	\$	-	\$	-
	Womanplace Center		\$	3,500	\$	3,500	\$	-
541	<b>COUNCIL ON AGING</b>							
	Salary		\$	88,750	\$	92,912	\$	92,912
	Expenses		\$	4,500	\$	4,500	\$	6,480
543	<b>VETERAN SERVICES</b>							
	Salary, Agent		\$	3,500	\$	3,500	\$	4,000
	Expenses		\$	300	\$	300	\$	300
	Veterans Benefits		\$	16,000	\$	23,000	\$	23,000
	Veterans Quarters		\$	700	\$	700	\$	700
610	<b>LIBRARY</b>							
	Salary		\$	227,095	\$	225,155	\$	225,155
	Expenses		\$	122,586	\$	124,696	\$	130,696
	Automation		\$	-	\$	-	\$	-
650	<b>PARKS &amp; RECREATION</b>							
	Salary		\$	22,923	\$	23,332	\$	23,332
	Expenses		\$	25,130	\$	45,130	\$	25,130
						.		.
691	<b>HISTORICAL COMMISSION</b>							
	Expenses		\$	-	\$	-	\$	-
695	<b>CULTURAL COUNCIL</b>							
	Expenses		\$	100	\$	100	\$	100
699	<b>MEMORIAL DAY</b>							
	Expenses, parade		\$	3,500	\$	3,500	\$	3,500
	<b>DEBT SERVICE</b>							
751	Bond Payment		\$	1,888,525	\$	1,849,427	\$	1,849,427 exempt
752	Short Term Borrowing		\$	1,000	\$	1,000	\$	1,000
760	Cost of Bond Issuance		\$	3,000	\$	3,000	\$	3,000
	<b>PENSION &amp; INSURANCE</b>							
911	Norfolk County Retire.		\$	814,204	\$	932,038	\$	854,038
	OPEB						\$	78,000
	<b>INSURANCE</b>							
912	Workmens Comp		\$	150,491	\$	155,000	\$	155,000
913	Unemployment		\$	45,000	\$	35,000	\$	35,000
914	Medical & Life		\$	2,356,000	\$	2,280,000	\$	2,280,000
916	Medicare		\$	140,000	\$	145,000	\$	145,000
910	Medicaid		\$	10,000	\$	10,000	\$	10,000
945	Liability		\$	186,000	\$	186,000	\$	186,000
193	Building		\$	-	\$	-	\$	-
	<b>ARTICLE 3 BUDGET</b>		\$	18,622,396	\$	19,115,930	\$	19,101,826
210-2	<b>Police</b>	<b>RMV Acct</b>	\$	(35,000)	\$	(35,000)	\$	(35,000)
220-1	<b>Fire</b>	<b>Ambulance Acct.</b>	\$	(100,000)	\$	(120,000)	\$	(120,000)
220-2	<b>Fire</b>	<b>Ambulance Acct.</b>	\$	(65,000)	\$	(80,000)	\$	(80,000)

<b>ARTICLE 3 Raise &amp; Appropriate</b>	<b>\$ 18,422,396.</b>	<b>\$ 18,880,930</b>	<b>\$ 18,866,826</b>
<b>RMV Acct.</b>	<b>\$ 35,000</b>	<b>\$ 35,000</b>	<b>\$ 35,000</b>
<b>Ambulance Acct</b>	<b>\$ 165,000</b>	<b>\$ 200,000</b>	<b>\$ 200,000</b>
 <b>TOTAL FY13 BUDGET</b>	 <b>\$ 18,622,396.</b>	 <b>\$ 19,115,930.</b>	 <b>\$ 19,101,826</b>

**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 reauthorize an Offset Receipts Account known as the Cross Connection Control Offset Receipts Account in accordance with M.G.L. Chapter 44, Section 53E

**ARTICLE 6:** To see if the Town will vote to raise and appropriate the sum of Thirty Thousand Dollars (\$30,000) 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 **UNANIMOUSLY VOTED IN THE AFFIRMATIVE** to transfer from the Septic Loan Receipts Account the sum of Ten Thousand Four Hundred Dollars and Thirty-Six Cents (\$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 8:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to raise and appropriate the amended sum of Two Hundred and Twenty Five Thousand Dollars (\$225,000) for the demolition and removal of the former Crowley Elementary School

**ARTICLE 9:** 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 be used for the Town's 125th Anniversary Celebration

**ARTICLE 10:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to establish a revolving fund pursuant to the provisions of Massachusetts General Laws, Chapter 44, Section 53E½ for the receipt of the PEG Access funding payments paid to the Town by any cable franchisee and payment of expenses associated with the production and cablecasting of PEG Access programming in Avon

**ARTICLE 11:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to authorize the Board of Selectmen to petition the General Court for special legislation creating the combined, appointed position of Treasurer-Collector in the form set forth below; provided that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General



Court, and that the Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of the petition,

An Act Relative to the Position of Appointed Treasurer-Collector in the Town of Avon.

**SECTION 1.** Notwithstanding the provisions of any general or special law to the contrary, the Office of Treasurer-Collector for the Town of Avon is hereby established. The Treasurer-Collector shall have all the powers, perform the duties and be subject to the liabilities and penalties now or hereafter conferred and imposed by law on Town Treasurers and Town Collectors of Taxes. Said Treasurer-Collector shall be appointed, and may be removed, by the Board of Selectmen of said town. The Board of Selectmen may establish an employment contract with the Treasurer-Collector for salary, fringe benefits and other conditions of employment, including but not limited to, severance pay, reimbursement for expenses incurred in the performance of the duties of office, liability insurance, conditions of discipline, termination, dismissal, reappointment, performance standards and leave.

**SECTION 2.** Notwithstanding the provisions of Section 1, upon the effective date of this act, the positions of elected Town Treasurer and elected Tax Collector shall be abolished and the terms of the officers holding said offices shall be terminated. The elected incumbent holding the office of Town Treasurer, if any, shall thereupon become the first appointed Treasurer-Collector, and shall serve in such capacity for a period of time equivalent to the remainder of the incumbent's elected term or sooner resignation or retirement. Thereafter, appointments to the position of Treasurer-Collector shall be made in accordance with the provisions of Section 1 of this act.

**SECTION 3.** This act shall take effect upon its passage.

**ARTICLE 12:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to establish a revolving fund pursuant to the provisions of Massachusetts General Laws, Chapter 44, Section 53E½ for the receipt of registration of and fine to foreclosed and dilapidated structures and payment of expenses associated with the maintenance of the same

**ARTICLE 13:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer the sum of Sixty-Seven Thousand Four Hundred and Seventy-Five Dollars (\$67,475) from the Ambulance Revolving Fund to be used to pay the eighth of ten (10) payments of the lease purchase agreement on the Fire Department's Aerial Ladder truck

**ARTICLE 14:** A motion was made and seconded and **UNANIMOUSLY VOTED IN THE AFFIRMATIVE** to transfer the sum of Eight Thousand Dollars (\$8,000) from the Ambulance Revolving Fund to Article 19 of the 2007 ATM to be used for the purpose of reimbursing insurance companies for overpayments and to pay ALS mutual aid costs,

**ARTICLE 15:** A motion was made and seconded and **UNANIMOUSLY VOTED IN THE AFFIRMATIVE** to transfer the sum of Twelve Thousand Dollars (\$12,000) from the Ambulance Revolving Fund to Article 12 of the 2010 STM to be used for training, continuing education and related expenses

**ARTICLE 16:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from the Ambulance Account the amended sum of Thirty Five Thousand Dollars (\$35,000), for the purpose of purchasing and equipping a new replacement command vehicle for the Fire Department

**ARTICLE 17:** An amended motion was made and seconded and **UNANIMOUSLY VOTED IN THE AFFIRMATIVE** to transfer from the Ambulance Revolving Fund the sum of One Hundred Fifty Thousand Dollars (\$150,000) and enter into a 5 year lease to own agreement to purchase and equip a new rescue-pumper truck for the Fire Department

**ARTICLE 18:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to amend the Town of Avon Personnel By Laws, with the text as posted with the Town Clerk and subject to a Public Hearing

**ARTICLE 19:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to accept the provisions of Section 40 of Chapter 653 of the Acts of 1989 to assess new buildings, structures or other physical improvements added to real property between January 2<sup>nd</sup> and June 30<sup>th</sup> for the Fiscal Year beginning on July 1, 2012 and all following fiscal years

**ARTICLE 20:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to raise and appropriate the sum of Seventy-Five Thousand Dollars (\$75,000) to be used by the Board of Assessors to fund the State mandated Fiscal Year 2014 Recertification

**ARTICLE 21:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to raise and appropriate the sum of Ten Thousand, Two Hundred and Twenty-Five Dollars (\$10,225) for updates to the Department of Environmental Protection mandated Cross Connection Control Program

**ARTICLE 22:** A motion was made and seconded and **UNANIMOUSLY VOTED IN THE AFFIRMATIVE** to rescind the remaining amount of One Hundred and Sixty Three Dollars (\$163.00) of the original authorization (Article 7, approved at the Annual Town Meeting of May 6, 2008) to borrow Two Million Eight Hundred Ninety Thousand Six Hundred Seventy One Dollars (\$2,890,671) for the rehabilitation of Pond Street

**ARTICLE 23:** A motion was made and seconded and **UNANIMOUSLY VOTED IN THE AFFIRMATIVE** to rescind the remaining amount of Six Hundred Forty Thousand Dollars (\$640,000) of the original authorization (Article 17, approved at the Annual Town Meeting of May 6, 2008) to borrow One Million Eighty Thousand Dollars (\$1,080,000) for the Butler School HVAC project

**ARTICLE 24:** A motion was made and seconded and **UNANIMOUSLY VOTED IN THE AFFIRMATIVE** to amend the Zoning By-Laws SECTION XI, Environmental Standards, 11-3 to update the Floodplain District for the purpose of facilitating compliance with new flood maps drafted by the Federal Emergency Management Agency (FEMA)

**ARTICLE 25:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY COUNTED VOTE OF 78-2** to amend the Town of Avon Zoning By-Laws with the text pertaining to new zoning as posted with the Town Clerk and subject to a Public Hearing

**ARTICLE 26:** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of Fifteen Thousand Dollars (\$15,000) to replace the Server for Town Hall



**ARTICLE 27:** A motion was made and seconded and **UNANIMOUSLY VOTED IN THE AFFIRMATIVE TO WITHDRAW** this Article to raise and appropriate a sum of money to be placed in the Stabilization Account

A motion was made and seconded and **UNANIMOUSLY VOTED IN THE AFFIRMATIVE** to adjourn this Town Meeting. The meeting adjourned at