

### TOWN OF AVON

# ANNUAL TOWN MEETING Tuesday, May 6, 2008

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

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 to accept and waive hearing the annual reports of the Town Officers and Town Departments for the year ending December 31, 2007 and to waive hearing the reports of any committees

**ARTICLE 2:** A motion was made and seconded and **UNANIMOUSLY VOTED IN THE AFFIRMATIVE** to consider Article 2 and 3 together to fix the salaries of the elected Town Officers for the Fiscal Year 2009, and raise and appropriate the necessary funds to defray such costs

ARTICLE 2&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 2009, including salaries of the several elected officers of the Town and make appropriations for the same as follows:

Dept. Description	FY 2008 Budget FY 08	I	FY 2009 Requested FY 09	2009 dget 09
MODERATOR				
114 Salary	\$ 1,000.00	\$	1,000.00	\$ 1,000.00
Expenses	\$ 250.00	\$	250.00	\$ 250.00
SELECTMEN				
122 Salary	\$ 15,000.00	\$	15,000.00	\$ 15,000.00
Expenses	\$ 16,200.00	\$	16,225.00	\$ 16,225.00
TOWN ADMINISTRATOR				
113 Salary	\$ 76,850.00	\$	79,567.00	\$ 79,567.00
Expenses	\$ 4,000.00	\$	4,800.00	\$ 4,800.00
FINANCE COMMITTEE				
131 Salary, Clerical	\$ 1,500.00	\$	2,200.00	\$ 2,200.00
Expenses	\$ 4,500.00	\$	4,500.00	\$ 4,500.00
RESERVE FUND				
132 Reserve Fund	\$ 85,000.00	\$	85,000.00	\$ 85,000.00
TOWN ACCOUNTANT				
135 Salary	\$ 47,595.00	\$	54,859.00	\$ 54,859.00
Expenses	\$ 40,460.00	\$	32,005.00	\$ 32,005.00

ASSESSORS						
141 Salaries	\$	8,700.00	\$	8,700.00	\$	8,700.00
Expenses	\$	19,570.00	\$	19,765.00	\$	15,565.00
TOWN TREACURED						
TOWN TREASURER	Φ	07.005.00	φ	24 275 00	φ	24 275 00
145 Salary Expenses	\$ \$	27,085.00 8,800.00	\$ \$	31,275.00 8,700.00	\$ \$	31,275.00 8,700.00
Expenses	Φ	8,800.00	φ	8,700.00	φ	8,700.00
TAX COLLECTOR						
146 Salary	\$	5,000.00	\$	5,000.00	\$	5,000.00
Expenses	\$	17,674.00	\$	17,674.00	\$	17,674.00
139 TECHNOLOGY SERVICE	•	40.004.00	•	== 100 00	•	== 100 00
Expenses	\$	49,024.00	\$	52,196.00	\$	52,196.00
LEGAL						
151 Retainer, Town Couns.	\$	11,250.00	\$	11,250.00	\$	11,250.00
Expenses	\$	60,000.00	\$	60,000.00	\$	60,000.00
Assessors Legal	\$	10,000.00	\$	20,000.00	\$	20,000.00
Ğ	·	,	·	•	•	,
PERSONNEL BOARD						
152 Salary, Clerical	\$	250.00	\$	250.00	\$	250.00
Expenses	\$	50.00	\$	50.00	\$	50.00
DAVBOLL DATA BROCESSING						
PAYROLL DATA PROCESSING	Ф	14 000 00	¢	14 000 00	¢	14 000 00
PAYROLL DATA PROCESSING 155 Expenses	\$	14,000.00	\$	14,000.00	\$	14,000.00
	\$	14,000.00	\$	14,000.00	\$	14,000.00
155 Expenses	\$	14,000.00 205,000.00	\$	14,000.00 205,000.00	\$	14,000.00 205,000.00
155 Expenses  CLERICAL POOL	·		·	·	·	
155 Expenses  CLERICAL POOL 159 Salaries  TOWN CLERK	\$	205,000.00	\$	205,000.00	\$	205,000.00
155 Expenses  CLERICAL POOL 159 Salaries  TOWN CLERK 161 Salary, Town Clerk	\$	205,000.00	\$	205,000.00	\$	205,000.00
155 Expenses  CLERICAL POOL 159 Salaries  TOWN CLERK	\$	205,000.00	\$	205,000.00	\$	205,000.00
CLERICAL POOL 159 Salaries  TOWN CLERK 161 Salary, Town Clerk Expenses	\$	205,000.00	\$	205,000.00	\$	205,000.00
CLERICAL POOL 159 Salaries  TOWN CLERK 161 Salary, Town Clerk Expenses  ELECTION WORKERS & REGISTRARS	\$ \$	205,000.00 27,085.00 4,410.00	\$ \$	205,000.00 30,275.00 4,350.00	\$ \$	205,000.00 30,275.00 4,350.00
CLERICAL POOL 159 Salaries  TOWN CLERK 161 Salary, Town Clerk Expenses  ELECTION WORKERS & REGISTRARS 162 Salary, Registrars	\$ \$ \$	205,000.00 27,085.00 4,410.00 3,500.00	\$ \$ \$	205,000.00 30,275.00 4,350.00 4,500.00	\$ \$ \$	205,000.00 30,275.00 4,350.00 4,500.00
CLERICAL POOL 159 Salaries  TOWN CLERK 161 Salary, Town Clerk Expenses  ELECTION WORKERS & REGISTRARS	\$ \$	205,000.00 27,085.00 4,410.00	\$ \$	205,000.00 30,275.00 4,350.00	\$ \$	205,000.00 30,275.00 4,350.00
CLERICAL POOL 159 Salaries  TOWN CLERK 161 Salary, Town Clerk Expenses  ELECTION WORKERS & REGISTRARS 162 Salary, Registrars	\$ \$ \$	205,000.00 27,085.00 4,410.00 3,500.00	\$ \$ \$	205,000.00 30,275.00 4,350.00 4,500.00	\$ \$ \$	205,000.00 30,275.00 4,350.00 4,500.00
CLERICAL POOL 159 Salaries  TOWN CLERK 161 Salary, Town Clerk Expenses  ELECTION WORKERS & REGISTRARS 162 Salary, Registrars Expenses,	\$ \$ \$	205,000.00 27,085.00 4,410.00 3,500.00	\$ \$ \$	205,000.00 30,275.00 4,350.00 4,500.00	\$ \$ \$	205,000.00 30,275.00 4,350.00 4,500.00
CLERICAL POOL 159 Salaries  TOWN CLERK 161 Salary, Town Clerk Expenses  ELECTION WORKERS & REGISTRARS 162 Salary, Registrars Expenses,  CENSUS 163 Expenses	\$ \$ \$ \$	205,000.00 27,085.00 4,410.00 3,500.00 4,000.00	\$ \$ \$ \$	205,000.00 30,275.00 4,350.00 4,500.00 3,500.00	\$ \$ \$ \$	205,000.00 30,275.00 4,350.00 4,500.00 3,500.00
CLERICAL POOL 159 Salaries  TOWN CLERK 161 Salary, Town Clerk Expenses  ELECTION WORKERS & REGISTRARS 162 Salary,Registrars Expenses, CENSUS 163 Expenses  CONSERVATION COMMISSION	\$ \$\$	205,000.00 27,085.00 4,410.00 3,500.00 4,000.00 2,350.00	\$ \$ \$ \$	205,000.00 30,275.00 4,350.00 4,500.00 3,500.00	\$ \$ \$ \$ \$	205,000.00 30,275.00 4,350.00 4,500.00 3,500.00
CLERICAL POOL 159 Salaries  TOWN CLERK 161 Salary, Town Clerk Expenses  ELECTION WORKERS & REGISTRARS 162 Salary, Registrars Expenses, CENSUS 163 Expenses  CONSERVATION COMMISSION 171 Salary	\$ \$\$ \$\$ \$\$	205,000.00 27,085.00 4,410.00 3,500.00 4,000.00 2,350.00 1,300.00	\$ \$\$ \$\$	205,000.00 30,275.00 4,350.00 4,500.00 3,500.00 2,100.00 1,309.00	\$ \$ \$ \$ \$	205,000.00 30,275.00 4,350.00 4,500.00 3,500.00 2,100.00
CLERICAL POOL 159 Salaries  TOWN CLERK 161 Salary, Town Clerk Expenses  ELECTION WORKERS & REGISTRARS 162 Salary,Registrars Expenses, CENSUS 163 Expenses  CONSERVATION COMMISSION	\$ \$\$	205,000.00 27,085.00 4,410.00 3,500.00 4,000.00 2,350.00	\$ \$ \$ \$	205,000.00 30,275.00 4,350.00 4,500.00 3,500.00	\$ \$ \$ \$ \$	205,000.00 30,275.00 4,350.00 4,500.00 3,500.00
CLERICAL POOL 159 Salaries  TOWN CLERK 161 Salary, Town Clerk Expenses  ELECTION WORKERS & REGISTRARS 162 Salary, Registrars Expenses,  CENSUS 163 Expenses  CONSERVATION COMMISSION 171 Salary Expenses	\$ \$\$ \$\$ \$\$	205,000.00 27,085.00 4,410.00 3,500.00 4,000.00 2,350.00 1,300.00	\$ \$\$ \$\$	205,000.00 30,275.00 4,350.00 4,500.00 3,500.00 2,100.00 1,309.00	\$ \$ \$ \$ \$	205,000.00 30,275.00 4,350.00 4,500.00 3,500.00 2,100.00
CLERICAL POOL 159 Salaries  TOWN CLERK 161 Salary, Town Clerk Expenses  ELECTION WORKERS & REGISTRARS 162 Salary, Registrars Expenses, CENSUS 163 Expenses  CONSERVATION COMMISSION 171 Salary Expenses  PLANNING BOARD	\$ \$\$ \$\$ \$\$	205,000.00 27,085.00 4,410.00 3,500.00 4,000.00 2,350.00 1,300.00 1,791.00	\$ \$ \$ \$ \$ \$	205,000.00 30,275.00 4,350.00 4,500.00 3,500.00 2,100.00 1,309.00 1,791.00	\$ \$ \$ \$ \$ \$	205,000.00 30,275.00 4,350.00 4,500.00 3,500.00 2,100.00 1,300.00 1,182.00
CLERICAL POOL 159 Salaries  TOWN CLERK 161 Salary, Town Clerk Expenses  ELECTION WORKERS & REGISTRARS 162 Salary, Registrars Expenses,  CENSUS 163 Expenses  CONSERVATION COMMISSION 171 Salary Expenses	\$ \$\$ \$\$ \$\$	205,000.00 27,085.00 4,410.00 3,500.00 4,000.00 2,350.00 1,300.00	\$ \$\$ \$\$	205,000.00 30,275.00 4,350.00 4,500.00 3,500.00 2,100.00 1,309.00	\$ \$ \$ \$ \$	205,000.00 30,275.00 4,350.00 4,500.00 3,500.00 2,100.00

BOARD OF APPEALS 176 Salary Expenses	\$ \$	2,280.00 1,000.00	\$ \$	2,280.00 1,000.00	\$ \$	2,280.00 1,000.00
INDUSTRIAL DEVELOPMENT COMM.  182 Salary, Clerical Expenses	\$ \$	10.00	\$ \$	10.00	\$ \$	10.00
CABLE TV 184 Expenses	\$	5,200.00	\$	5,200.00	\$	2,000.00
TOWN HALL & BUILDING MAINT.  192 Salary, Building Super.  Expenses	\$ \$	48,328.00 55,661.00	\$	48,328.00 55,661.00	\$	*
TOWN REPORTS 195 Expenses	\$	4,500.00	\$	4,500.00	\$	4,500.00
POLICE 210 Salary Expenses Police Cruiser	\$ \$	1,333,449.00 121,600.00	\$ \$ \$	1,381,406.00 123,720.00 70,000.00	\$ \$ \$	,
FIRE & POLICE DISPATCHERS 215 Salary	\$	245,949.00	\$	249,949.00	\$	249,949.00
FIRE DEPARTMENT 220 Salary Salary from Ambulance fund Expenses Expense from Ambulance fund	\$ \$ \$	869,063.00 (73,600.00) 150,595.00 (39,425.00)	\$ \$	1,020,442.00 (66,116.00) 175,100.00 (52,425.00)	\$ \$	66,116.00
BUILDING INSPECTOR 241 Salary Alt. Inspector Expenses	\$ \$ \$	20,000.00 1,000.00 5,200.00	\$ \$ \$	24,000.00 1,500.00 5,582.00	\$ \$ \$	1,500.00
GAS INSPECTOR 242 Salary Alt. Inspector Expenses	\$ \$ \$	5,000.00 300.00 600.00	\$ \$ \$	7,000.00 500.00 600.00	\$ \$ \$	•
PLUMBING INSPECTOR 243 Salary Alt. Inspector Expenses	\$ \$ \$	5,000.00 300.00 600.00	\$ \$ \$	7,000.00 500.00 600.00	\$ \$ \$	5,500.00 500.00 600.00
WIRE INSPECTOR 245 Salary	\$	12,000.00	\$	13,000.00	\$	12,500.00

Alt. Inspector Expenses	\$ \$	500.00 1,000.00	\$ \$	600.00 1,200.00	\$ \$	600.00 1,200.00
ANIMAL CONTROL						
292 Salary	\$	7,500.00	\$	8,000.00	\$	8,000.00
Expenses	\$	3,000.00	\$	3,000.00	\$	3,000.00
TREE WARDEN						
294 Salary	\$	750.00	\$	750.00	\$	750.00
Expenses	\$	7,000.00	\$	7,000.00	\$	8,500.00
LOCAL EMERGENCY PLANNING						
299 Salary	\$	-	\$	-	\$	-
Expenses	\$	4,000.00	\$	4,000.00	\$	4,000.00
AVON PUBLIC SCHOOLS						
300 Operating Expense	\$	5,497,429.00	\$	5,797,363.00	\$	5,697,363.00
oco oporating Expense	Ψ	0,101,120100	Ψ	0,101,000.00	Ψ	0,001,000.00
BLUE HILLS REGIONAL						
390 Operating Expense	\$	649,547.00	\$	761,016.00	\$	761,016.00
School to Career Prog.	\$	12,350.00	\$	12,350.00	\$	12,350.00
HIGHWAY DEPARTMENT						
421 Salary	\$	241,830.00	\$	246,788.00	\$	246,788.00
Expenses	\$	82,760.00	\$	85,630.00	\$	85,630.00
SNOW & ICE						
423 Expenses	\$	65,000.00	\$	65,000.00	\$	65,000.00
STREET LIGHTING 424 Expenses	\$	88,700.00	\$	88,700.00	\$	90,000.00
424 Expenses	Ψ	00,700.00	Ψ	00,700.00	Ψ	90,000.00
WASTE DISPOSAL						
433 Rubbish Collection	\$	412,216.00	\$	430,271.00	\$	430,271.00
Recycling Expenses	\$	9,000.00	\$	4,000.00	\$	4,000.00
WATER DEPARTMENT						
450 Salary	\$	299,196.00	\$	309,330.00	\$	299,703.00
Expenses	\$	257,843.00	\$	342,000.00	\$	292,843.00
BOARD OF HEALTH						
510 Salary	\$	55,200.00	\$	56,700.00	\$	56,700.00
Animal Inspector	\$	1,600.00	\$	1,700.00	\$	1,700.00
Expenses	\$	6,025.00	\$	7,434.00	\$	7,434.00
Compost Attendant	\$	5,000.00	\$	5,000.00	\$	5,000.00
LIEAL TH CERVICES						
HEALTH SERVICES	Φ	4,000.00	<b>c</b>	4 000 00	\$	4 000 00
529 Visiting Nurses B.A.A.R.C.	\$ \$	500.00	\$ \$	4,000.00 500.00	\$	4,000.00 500.00
Multi-Health	\$	500.00	\$	500.00	\$	500.00
common transmit	Ψ	223.00	Ψ	220.00	¥	555.00

Womanplace Center	\$	3,500.00	\$	3,500.00	\$	3,500.00
COUNCIL ON AGING						
541 Salary	\$	67,737.00	\$	69,719.00	\$	69,719.00
Expenses	\$	5,000.00	\$	5,000.00	\$	5,000.00
VETERAN SERVICES	•		•		•	. =
543 Salary, Agent	\$	3,500.00	\$	3,500.00	\$	3,500.00
Expenses	\$	300.00	\$	300.00	\$	300.00
Veterans Benefits	\$	10,000.00	\$	10,000.00	\$	10,000.00
Veterans Quarters	\$	700.00	\$	700.00	\$	700.00
LIBRARY						
610 Salary	\$	209,027.00	\$	209,814.00	\$	209,814.00
Expenses	\$	101,430.00	\$	102,050.00	\$	102,050.00
Automation	\$	20,797.00	\$	20,658.00	\$	20,658.00
PARKS & RECREATION						
650 Salary	\$	19,598.00	\$	24,098.00	\$	21,598.00
Expenses	\$	31,409.00	\$	31,600.00	\$	31,600.00
HISTORICAL COMMISSION						
691 Expenses	\$	500.00	\$	500.00	\$	500.00
COT EXPONDED	Ψ	000.00	Ψ	000.00	Ψ	000.00
CULTURAL COUNCIL						
695 Expenses	\$	100.00	\$	100.00	\$	100.00
MEMORIAL DAY						
699 Expenses, parade	\$	3,000.00	\$	3,000.00	\$	3,000.00
200 Expenses, parado	Ψ	0,000.00	Ψ	0,000.00	Ψ	0,000.00
DEBT SERVICE						
751 Bond Payment	\$	1,734,551.00	\$	1,953,008.00	\$	1,953,008.00
Interest	_		_		_	
752 Short Term Borrowing	\$	2,000.00	\$	1,000.00	\$	1,000.00
760 Cost of Bond Issuance	\$	4,000.00	\$	3,000.00	\$	3,000.00
PENSION & INSURANCE						
911 Norfolk County Retire.	\$	608,488.00	\$	662,278.00	\$	662,278.00
911 Non-Contribu. Retire.	\$	2,581.00	\$	2,581.00	\$	2,581.00
912 Workmens Comp	\$	82,987.00	\$	86,000.00	\$	86,000.00
913 Unemployment	\$	40,000.00	\$	40,000.00	\$	35,000.00
914 Medical & Life		1,787,004.00	\$	1,814,000.00		1,814,000.00
916 Medicare	\$	110,000.00	\$	117,000.00	\$	117,000.00
Medicaid	\$	10,000.00	\$	10,000.00	\$	10,000.00
945 Liability	\$	215,100.00	\$	225,000.00	\$	225,000.00
193 Building	\$	5,000.00	\$	5,000.00	\$	5,000.00
ARTICLE 3 BUDGET	\$1	6,349,059.00		17,533,166.00		7,375,075.00

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

ARTICLE 6: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to transfer from the following available funds the sum of Twenty One Thousand Two Hundred and Twenty Dollars and sixty three cents (\$21,020.63) to be used for the Town's 125<sup>th</sup> Anniversary Celebration in 2013

Articles

Compost Pad S07-13 887.50

Highway Sander S07-4 2,902.31

Drainage S04-16 355.00

Page St S07-5 15,388.82

Highway Gazebo 1,487.00

ARTICLE 7: A motion was made and seconded and VOTED IN THE AFFIRMATIVE WITH A COUNTED VOTE OF 87-9 that \$2,890,671. is appropriated for the rehabilitation of Pond Street; that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$2,890,671 under Chapter 44 of the General Laws or any other enabling authority; and that the Board of Selectmen is authorized to take any other action necessary to carry out this project; provided, however that this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G.L. c.59, 21C (Proposition 2 ½) amounts required to pay the principal of and interest on the borrowing authorized by this vote.

**ARTICLE 8:** A motion was made and seconded and **VOTED UNANIMOUSLY IN THE AFFIRMATIVE** that \$3,282,492 is appropriated for the rehabilitation of East Spring Street, Glendon Street, Robbins Street, and East High Street; that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$3,282,492 under Chapter 44 of the General Laws or any other enabling authority; and that the Board of Selectmen is authorized to take any other action necessary to carry out this project; provided, however, that this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G. L. c.59, 21c (Proposition 2 ½) amounts required to pay the principal of and interest on the borrowing authorized by this vote.

ARTICLE 9: 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 fourth of ten (10) payments of the lease purchase agreement on the Fire Department's Aerial Ladder truck

ARTICLE 10: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to transfer the sum of Ten Thousand Dollars (\$10,000) from the Ambulance Revolving Fund to be used to pay for a squad skid.

ARTICLE 11: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to transfer the sum of Two Thousand Five Hundred Dollars (\$2,500) 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 12: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to transfer the sum of Forty Thousand Dollars (\$40,000) from the Ambulance Revolving Fund to Article 21 of the 2007 ATM be used for Emergency Medical Technician training (all levels), continuing EMS education and related expenses

ARTICLE 13: To see if the Town will vote to raise and appropriate, transfer from available funds, and/or borrow subject to the provisions of so-called Prop. 2 ½, a sum of money for the various capital and special projects of the Town, including but not limited to purchase of new and/or replacement equipment and vehicles, repairs or additions to the Town's water supply system, and repairs and additions to Town facilities, including costs incidental and related to such projects, or take any other action relative to the foregoing matters:

Department	epartment Item			
Highway Department	Road improvements	400,000		
Library	Remove back deck of Library	3,300		
Park & Recreation	Miller/Tracy Playground fence	6,000		
	Butler field concrete shed	9,000		
	Butler playground security camera	4,461		
Police Department	Bullet Proof Vests	10,725		
	Radar Units	2,250		
	Cruiser Radios	1,218		

Said sum for any project listed to be raised by General Tax, by transfer from available funds, by borrowing or otherwise; and that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow the appropriate sum and pursuant to the statutes cited above, or any other enabling authority, and issue bonds or notes of the Town therefore; and the various sums be expended by the Town Board or official listed for the project costs.

#### THIS ARTICLE WAS WITHDRAWN

ARTICLE 14: 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 and Thirty Six Cents (\$10,400.36) 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.

<u>ARTICLE 15:</u> 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 available at Town Meeting.

ARTICLE 16: To see if the Town will vote to raise and appropriate and/or borrow the sum of One Million One Hundred Thousand Dollars (\$1,100,000) under the provisions of Massachusetts General Law, Chapter 44 for the design and construction of parking, entrance and exit roadways at the Ralph D. Butler Elementary School and any other costs associated with the project **THIS ARTICLE WAS WITHDRAWN** 

ARTICLE 17: A motion was made and seconded and DEFEATED BY A COUNTED VOTE OF 53-30 after a favorable vote for reconsideration, a motion was made and seconded and UNANIMOUSLY VOTED IN THE AFFIRMATIVE that \$1,080,000 is appropriated for a design study for the overhaul of the HVAC system at the Ralph D. Butler Elementary School located at Patrick Clark Drive and the overhaul of the same may include boiler replacement, replacement of the distribution system to include the piping system, exhaust fans, the control system, value replacement and any other costs associated with the project, which proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program and for which the Town may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"); that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$1,080,000 under Massachusetts General Laws, Chapter 44 or Chapter 70B or any other enabling authority; that the Town acknowledges that the MSBA grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA , and any project costs the Town incurs in excess of any grant approve by and received from the MSBA shall be the sole responsibility of the Town and further that any grant that the Town may receive from the MSBA for the project shall not exceed the lesser of (1) forty-six pint seventy nine percent (46.79%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; that the amount of borrowing authorized pursuant to this vote shall be reduced by any amounts received or expected to be received from the MSBA prior to the issuance of any bonds or notes under this vote; and that the School Committee is authorized to expend the above appropriation to take any other action necessary to carry out this project; provided, however, that this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G.L. C59, 21C (Proposition 2 ½) amounts required to pay the principal of and interest on the borrowing by this vote.

ARTICLE 18: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to accept MGL Chapter 41, Sections 48, 49A and 55, contingent on the passage of HR 2570: Additional compensation of a certified governmental accountant

ARTICLE 19: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to accept MGL Chapter 41, Section 108P: Additional compensation for collector or treasurers

<u>ARTICLE 20</u>: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to accept MGL Chapter 41, Section 19K: Additional compensation for clerks

ARTICLE 21: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to amend the General Bylaws of the Town of Avon by adopting grammatical, punctuation and spelling changes as provided by the By Law Committee in written form available at the Office of Town Clerk and at the Annual Town Meeting; said changes to not be substantive in nature nor change the intent or meaning of any existing bylaw.

**ARTICLE 22:** To see if the Town will amend the General By-Laws of the Town of Avon by adding the following:

Article VII Section 22: Alcoholic licensing of premises

The Town prohibits restaurants, bars, clubs (private or public), taverns or any other establishment of public assembly from allowing any person to bring alcohol of any kind into the establishment, for the purposes of consumption, sale, or purchase, unless said location has a valid license issued by the local licensing authority,

## THIS ARTICLE WAS WITHDRAWN

ARTICLE 23: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to amend the General Bylaws of the Town of Avon by striking out Article III, Section 1 in its entirety and replacing it with the following:

The election of town officers and the determination of such matters as are required by law to be determined by secret ballot shall be held on the second Tuesday in April. The polls shall be opened no later than seven (7) o'clock A.M. and shall remain open until eight (8) o'clock in the P.M.

**ARTICLE 24:** A motion was made and seconded and **DEFEATED BY THE MAJORITY** to amend the General Bylaws of the Town of Avon by striking out Article II, Section 6 (a) in its entirety and replacing it with the following:

<u>Membership</u> - The Finance Committee shall consist of five (5) voters. No person who is an elected officer of the Town, member of any Board of the town, except as otherwise provided by law or a vote of the Town, or any employee of the Town, shall be qualified to serve as a member of the Finance Committee. The Finance Committee may appoint a secretary who shall not be a member of the Committee and who may receive such compensation as a Committee may vote from any appropriation for the use and expenses of said Committee,

ARTICLE 25: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to amend the General Bylaws of the Town of Avon by adding the following as section (b) to Article VI, Section 4.

The Board of Selectmen shall annually appoint an Alternate Wiring Inspector whose duty shall be the enforcement of State Board of Fire Prevention Regulations as provided in the General Laws, Chapter 143, Section 3L, during temporary absence or disability of the Wiring Inspector

ARTICLE 26: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to amend the General Bylaws of the Town of Avon by adding the following as section (b) to Article VI, Section 11:

(a) The Board of Selectmen shall, pursuant to the provisions of General Laws Chapter 143, Section 3 and 780 CMR 105.3, appoint an Inspector of Buildings to administer and enforce the provisions of the State Building Code within the town.

The person appointed as Inspector of Buildings shall, in addition, be charged with the enforcement of the zoning by-law, as provided in General Laws Chapter 40A, Section 7. The Inspector of Buildings in seeking compliance with the provisions of any section of any law, by-law, rule or regulation which he is charged with enforcing and in addition to any other method available to him may prosecute any such violations under the provisions of General Laws Chapter 40, Section 21D. If no other specific penalty is provided the penalty to apply in cases brought under the said Chapter 40, Section 21D shall be as posted with the Town Clerk for each offense.

(b) The Board of Selectmen shall appoint an Alternate Inspector of Buildings to administer and enforce the provisions of the State Building Code within the town, during temporary absence or disability of the Inspector of Buildings

ARTICLE 27: A motion was made and seconded and VOTED IN THE AFFIRMATIVE BY THE MAJORITY to amend the General Bylaws of the Town of Avon by removing fee and fine schedules, from the sections below. Said fees and fines shall be posted with the Town Clerk.

The following is a list of the sections that currently include a schedule of fees or fines:

Article VII, Section 2, subsection D

Article VII, Section 2, subsection I

Article VII, Section 16b, subsection A

Article VII, Section 17, Subsection C(2)

Article VII, Section 18, Subsection E

Article VII, Section 18, Subsection F

Article VII, Section 19

Article VII, Section 20, subsection B

Article VII, Section 20, subsection C

Article VII, Section 21

Article VIII, Section 1, subsection A

Article VIII, Section 1, subsection E

Article VIII, Section 7

Article VIII, Section 9

Article VIII, Section 10

**ARTICLE 28:** To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be placed in the Stabilization Account

#### THIS ARTICLE WAS WITHDRAWN

Respectively Submitted,

V. Jean Kopke