



## TOWN OF AVON

### SPECIAL TOWN MEETING

Monday, February 11, 2013

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

At 7:30 P.M. Town Moderator, Frank Staffier, Town Clerk, Jean Kopke, Town Counsel, Joseph Lalli and Chairman of the Board of Selectmen Frank Hegarty met at the Avon Middle High School. The meeting was called to order. Due to the lack of a quorum Town Moderator Staffier adjourned the meeting to Thursday, February 14, 2013 at 7:00 P.M. at the Avon Middle/High School.

At 7:00 P.M. on Thursday, February 14, 2013 Moderator Staffier called the meeting to order and recessed the meeting until the required quorum of 75 was present. The meeting was reconvened at 7:40 p.m. when the required quorum was met. Moderator Staffier asked the Board of Selectmen to lead the assembly in the pledge of allegiance.

Chairman of the Board of Selectmen, Frank Hegarty made a motion to allow the moderator to declare a 2/3 vote without having to do a counted vote. The motion was seconded and **UNANIMOUSLY VOTED IN THE AFFIRMATIVE.**

Moderator Staffier called for the first article.

**ARTICLE 1:** A motion was made and seconded to amend the article to read to transfer from free cash rather than raise and appropriate. The motion was seconded. Eric Beckerman, Chairman of the Finance Committee made a motion to amend the Article to take the funding from the MBTE Stabilization Account. This amendment was defeated. A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from free cash the sum of Two Hundred Ninety-One Thousand Sixty-Four Dollars and Fifty Cents (\$291,064.50) to be used to fund items required by the consent order issued by the Department of Environmental Protection to the Town of Avon

**ARTICLE 2:** A motion was made and seconded and **UNANIMOUSLY VOTED IN THE AFFIRMATIVE** to transfer from free cash the sum of Three Hundred and Sixty Dollars and Ninety-One Cents (\$360.91) to pay bills from a previous year as follows:

Verizon	\$ 265.45
Health Resources	\$ 95.46

**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 Professional Firefighters of Avon (I.A.F.F. AFL-CIO) Local 3857 and to transfer from free cash Fourteen Thousand and Thirty-Five Dollars (\$14,035) to defray the cost of said agreement for the period of July 1, 2011 through June 30, 2012

**ARTICLE 4:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY A DECLARED 2/3 VOTE** to appropriate One Million Five Hundred Thousand Dollars (\$1,500,000) to construct parking and entrance and exit roadways at the Ralph D. Butler Elementary School, including the payment of costs incidental and related thereto; that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow One Million Five Hundred Thousand Dollars (\$1,500,000) under MGL c.44 §7 or any other enabling authority; and that the Board of Selectmen is authorized to take any other action necessary or convenient 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 MGL c.59 §21C (Proposition 2 ½) amount required to pay the principal of and interest on the borrowing authorized by this vote

**ARTICLE 5:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from free cash the sum of Two Thousand Dollars (\$2,000) for the 2012-2013 school year tuition for a student attending the Norfolk County Agricultural High School in accordance with the authority granted in MGL c.6 §82 of the Acts of 1991

**ARTICLE 6:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from free cash the sum of One Thousand Two Hundred and Seven Dollars and Thirty-Five Cents (\$1,207.35) for the settlement of an AFSCME retroactive payment

**ARTICLE 7:** A motion was made and seconded and **UNANIMOUSLY VOTED IN THE AFFIRMATIVE** to rescind the remaining amount of Six Hundred Eighty Thousand Eight Hundred Ninety-Nine Dollars (\$680,899) of the original authorization of Nine Hundred Fifty Thousand Dollars (\$950,000) Article 7, approved at Annual Town Meeting of May 3, 2011, for the Butler School Roof Repair as the project has been completed

**ARTICLE 8:** A motion was made and seconded to amend this article and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from funds remaining in Article 13 of the ATM 2004 the sum of Eight Thousand Five Hundred and Sixty Two Dollars and seventy nine cents (\$8,562.79) and from Article 13 ATM 2006 the sum of Three Thousand Four Hundred and Thirty Seven Dollars and twenty one cents (\$3,437.21) for a total of Twelve Thousand Dollars (\$12,000.00) for the funding of a survey of all unaccepted Avon streets.

**ARTICLE 9:** A motion was made and seconded to amend this article and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from funds remaining in Article 6 STM 2008 the sum of Fourteen Thousand Five Hundred Dollars (\$14,500.00) and Article 8 of ATM 2005 the sum of Nine Thousand Five Hundred and Fifty Five Dollars (\$9,555.00) And Article 13 ATM 2006 the sum of Nine Hundred and Forty Five Dollars (\$945.00) for a total of Twenty Five Thousand (\$25,000.00) to pay for the repair of the Moses Curtis Park gazebo.

**ARTICLE 10:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from FY2002 Assessors' Overlay the sum of Twenty Thousand Dollars (\$20,000) to FY2006 Assessors' Overlay and the sum of Eleven Thousand Eight Hundred and Six Dollars and Seven Cents (\$11,806.07) to FY2005 Assessors' Overlay.

**ARTICLE 11:** A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from FY2001 Assessors' Overlay the sum of Five Hundred Dollars (\$500); from FY2003 Assessors' Overlay the sum of Forty-Two Thousand Two Hundred and Twenty Dollars and Thirty-Six Cents (\$42,220.36); and from FY2004 Assessors' Overlay the sum of Sixty Thousand Dollars (\$60,000) to FY2012 Assessors' Overlay.

Respectfully Submitted,

V Jean Kopke  
Town Clerk