



TOWN OF AVON
COMMONWEALTH OF MASSACHUSETTS
SPECIAL TOWN MEETING WARRANT

Thursday, January 10, 2019

The Moderator, Frank Staffier called the meeting to order at 7:00 PM with the required quorum of fifty (50) being present. Moderator Staffier called for Eric Beckerman of the Board of Selectmen to lead the meeting in the Pledge of Allegiance, followed by a moment of silence for all of military and first responders. Mr. Staffier introduced and welcomed the following individuals to the Town of Avon: Gregory Enos, Town Administrator, Chief of Police Jeffrey Bukunt and Deputy Chief of Police Denis Linehan.

Moderator Staffier called for Article 1. The electronic voting system was not working so voters were asked to vote by hand.

ARTICLE 1: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from Free Cash the sum of Ninety Three Thousand Six Hundred Ninety Eight Dollars and Seventy-One Cents (\$93,698.71) to pay for bond borrowing costs authorized by Article 8 of the May 2015, Annual Town Meeting for the construction of a new public safety building and Article 21 of the May 2017, Annual Town Meeting for the water main replacement project of the “Brentwood” area.

ARTICLE 2: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to accept the provisions of Section 20 of Chapter 32B of the *Massachusetts General Laws*, as amended by §15 of Chapter 218 of the Acts of 2016, establishing an Other Post-Employment Benefits Liability Trust Fund; to authorize the Board of Selectmen and Treasurer-Collector to execute a declaration of trust creating an expendable trust for the purpose of holding monies appropriated to such fund; to designate the Treasurer-Collector as the trustee of such trust; to authorize the transfer of any and all monies currently held for the purpose of paying retiree health and life benefits to such trust; and to authorize the trustee to invest and reinvest the monies in such fund under the prudent investor rule established in Chapter 203C.

ARTICLE 3: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to accept the provisions of M.G.L., c. 71, §. 37M which permits the Consolidation of Administration Functions between the Avon Public Schools and the Town of Avon for the combination of the IT Departments. Any specific consolidation is subject to the vote of the School Committee and the vote of the Board of Selectmen and may be revoked at any time by the School Committee and/or the Board of Selectmen.

ARTICLE 4: A motion was made and seconded to amend this article and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from Free Cash the sum of Ninety Six Thousand Six Hundred Dollars (\$96,600) to be placed in an account for the purposes of repairs to the Ralph D. Butler Elementary School to include the replacement of the intercom/communication system and the renovation of the front entry way.

ARTICLE 5: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from Free Cash the sum of Twenty Five Thousand Dollars (\$25,000) to fund the removal of the existing oil fired furnace and oil tank and install a new high efficiency gas fired furnace, interior gas piping from existing meter location, and any related costs, for the Avon Public Library.

ARTICLE 6: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY A 9/10th VOTE** to transfer from Free Cash the sum of Nine Thousand Six Hundred Thirty Three Dollars and Fifty Six Cents (\$9,633.56) to pay outstanding prior year bills.

CitiBank N.A.:	\$562.26
Comcast:	\$882.44
PowerPhone	\$74.70
Constellation Energy:	\$7,783.89
Various Medical Bills:	\$330.27

ARTICLE 7: A motion was made and seconded to amend this article and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from Free Cash the sum of Three Hundred Thousand Dollars (\$300,000) to implement an award issued by the Joint Labor Management Committee in the case of Avon Police, Local 383 and the Town of Avon, No. JLMC 116-5322, and Memorandum of Agreement for FY18.

ARTICLE 8: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to create a Capital Expense Stabilization Fund, as provided for in M.G.L., c.40, §5B, to provide for Capital Expenditures made by the Town and to appropriate One Hundred Thousand Dollars (\$100,000) from Free Cash to be added to said Stabilization Fund.

ARTICLE 9: A motion was made and seconded and **VOTED IN THE AFFIRMATIVE BY THE MAJORITY** to transfer from the Ambulance Account the sum of Forty-Six Thousand Dollars (\$46,000), for the purpose of purchasing and equipping a new replacement command vehicle for the fire department.

ARTICLE 10: A motion was made and seconded and **UNANIMOUSLY VOTED IN THE AFFIRMATIVE** to amend the Town of Avon Zoning By-Laws with the text pertaining to buildable uplands by adding Buildable Uplands to Section II Definitions and adding new text to Section 7-5, A-2 Specific Requirements for Particular Uses by Special Permit as posted with the Town Clerk and subject to a Public Hearing.

ARTICLE 11: A motion was made and seconded and **UNANIMOUSLY VOTED IN THE AFFIRMATIVE** to amend the Town of Avon Zoning By-Laws with the text pertaining to Section 12-7, Violations and Penalties as posted with the Town Clerk and subject to a Public Hearing.

ARTICLE 12: A motion was made and seconded and **UNANIMOUSLY VOTED IN THE AFFIRMATIVE** to amend the current Avon Zoning Map to change Lot E5-3-8 back to its original layout from the zoning map of May 7, 1997, as voted at the May 12, 1998 Annual Town Meeting (Article 9) and posted with the Town Clerk and subject to a Public Hearing.

ARTICLE 13: A motion was made and seconded to amend this article and **VOTED IN THE AFFIRMATIVE BY A 2/3 VOTE** to authorize the Board of Selectmen to negotiate the acquisition of the property at 144-156 South Street, and identified by the Town of Avon

Assessor's Office as Map C3, Block 2, Lot 7/8 for the sum of Three Hundred Dollars (\$300,000) from Free Cash and to execute such instruments, agreements and documents and to take such actions as may be necessary or appropriate to effectuate the purpose of this article.

Meeting Adjourned at 7:40 PM.

Respectfully Submitted,

Patricia C. Bessette
Town Clerk