

BOARD OF SELECTMEN
Francis A. Hegarty, Chairman
Robert F. Brady, Jr., Clerk
Steven P. Rose, Associate

Town of Avon Massachusetts

Town Offices
Buckley Center 02322
(508) 588-0414
FAX (508) 559-0209

Michael McCue, Town Administrator



BOARD OF SELECTMEN MEETING
THURSDAY, DECEMBER 20, 2012
7:30 P.M.

Members present: Francis A. Hegarty, Chairman
Steven P. Rose
Robert F. Brady, Jr.

Others present: Michael McCue, Town Administrator
Joseph Lalli, Town Counsel

Chairman Hegarty called the meeting to order at 7:30 p.m. with all members present.

Mr. Rose made a motion to accept the minutes of Thursday, December 6, 2012 (Regular Session) as written. The motion was seconded by Mr. Brady. The motion carried.

REAPPOINTMENT OF CONSTABLES FOR 2013

Mr. Brady made a motion to reappoint the following Constables for 2013—term to expire: December 31, 2013:

David Asiaf
1135 North Main Street
Brockton, MA 02305

Jerold Loomis
7 Cabot Place, Unit 2
Stoughton, MA 02072

Harold March
10 Seminole Rd.
Canton, MA 02021

David DiCenso
9 Lydon Lane, Unit C-1
Halifax, MA 02338

Mr. Rose seconded the motion. The vote was unanimous.

RESERVE FUND TRANSFER

A request for a transfer from the Reserve Fund was received from the Tax Collector in the amount of \$3653.00. This expenditure was unforeseen; for legal settlement in an ATB case—total interest due to Verizon New England, Inc.

Mr. Rose made a motion to recommend approval to the Finance Committee for a transfer from the Reserve Fund, in the amount of \$3653.00, to the Tax Collector expenses line item. Mr. Brady seconded the motion. The motion carried.

Water Commissioners Charles Linfield, Peter Marinelli and Charles Comeau, Jr. appeared before the Board with Interim Water Superintendent Bruce Baldwin to give the Board a brief update on Water Department issues.

Mr. Linfield reported that interviews will start the beginning of January for the Water Superintendent's position. Over 25 resumes were received for the position. The process has been narrowed down to 6 candidates.

Mr. Linfield commented that the Water Department Swing Shift Laborer's position has been advertised and asked if there had been any responses.

Mr. McCue stated that the advertisement will run again because of a lack of qualified candidates. Candidates who sent in resumes did not have the proper licensing requirements for the position. The work week is Wednesday through Sunday from 7:30 a.m. to 4:00 p.m.

Mr. Baldwin mentioned that there are two (2) Water Department individuals out on medical leave due to injuries. It is his opinion that the Town of Avon should send both individuals to our own approved physician. The Board agreed. Mr. McCue stated one such exam had already taken place.

The Board asked the Water Commissioners when the audit would start. Mr. McCue reported that it was his understanding that the audit would start the beginning of the New Year. A draft report would be completed within eight weeks of start-up.

Chairman Hegarty thanked the Water Commissioners for being present and would like to continue with updates from the Water Commissioners for the time being at all Board of Selectmen meetings.

RESERVE FUND TRANSFER REQUEST

Town Treasurer Jean Kopke is requesting \$6,000.00 for transfer from the Reserve Fund to fund the liability of two employees on unemployment. She will need an extra \$6000.00 to cover unemployment liability until the end of June. Ms. Kopke informed the Board that this is a

guesstimate and the amount may be more, depending upon the fact that the unemployment numbers change.

Mr. Rose argued that the Board should approve transfers from the Reserve Fund only when we need the money and the balances are low.

Chairman Hegarty stated that he is concerned that we would be paying a penalty if this is not paid on time.

Mr. Rose stated there is not enough information to justify the spending.

Mr. McCue brought in Town Treasurer Jean Kopke to clarify the transfer request and mentioned that our auditors also recommended approval.

Ms. Kopke explained being a municipality, this is a self-funded account. The unemployment is paid monthly. The Town will not have enough funds to cover unemployment insurance liability. According to Ms. Kopke, the balances she provided in the request have already been lowered because the monthly payment was just made.

After clarification was received, Mr. Rose made a motion to approve the Reserve Fund transfer request to the Unemployment line item. Mr. Brady seconded the motion. All were in favor.

Mr. Brady made a motion to grant a 2:00 a.m. closing time to all On Premise Liquor License establishments for New Year's Eve, Monday, December 31, 2012. Mr. Rose seconded the motion. The vote was unanimous.

A letter was received from Charles F. Clinton, tendering his resignation from the Town of Avon's Personnel Board, effective December 11, 2012.

Mr. Rose made a motion to accept Mr. Clinton's resignation with regret. Mr. Brady seconded the motion. The vote was unanimous. Chairman Hegarty asked Mr. McCue to send a letter to Mr. Clinton, thanking him for his service to the Town of Avon.

Park and Recreation Commission members Barbara Littlefield, Glenn Fernald, Secretary Carol Geary and ACES coordinator Amanda Decker appeared before the Board.

Mrs. Littlefield reported that there has been vandalism at the Miller-Tracy playground from graffiti on the shed to broken doors on the shed to the point where it is destroyed and dangerous. Kids can climb into the shed. Mrs. Littlefield has witnessed smoking on the grounds. A picnic table that was at the playground has disappeared. Cameras installed have been broken. The Commission is asking the Board for help and suggestions.

Mrs. Littlefield is requesting a motion timer be installed at the playground. Mrs. Littlefield asked who can take care of the lights, secure the doors of the shed with steel doors, etc.

Chairman Hegarty stated there may be grant money available from the Norfolk County District Attorney's office.

Mrs. Littlefield asked the Board if a statute could be drawn up or some type of by-law and voted at Town Meeting to impose fines on those smoking in the park or on Town property.

After further discussion, the Board asked the Park and Recreation Commission to return around the middle of January to revisit the issues presented.

The Board discussed setting a Special Town Meeting date in February. Chairman Hegarty suggested Monday, February 11, 2013 for a Special Town Meeting to be held and opening the warrant on January 11, 2013.

Mr. Brady made a motion to set a Special Town Meeting date of Monday, February 11, 2013 and open the warrant on January 11, 2013. Mr. Rose seconded the motion. The motion carried.

A temporary sign permit request was received from Atlantic Retail Properties to place leasing signage on the property at 80 Stockwell Drive.

Mr. Rose questioned whether a permit is needed since this is a real estate sign and there are by-laws regarding real estate signs.

Mr. Rose made a motion to allow the applicant to put up the leasing sign and asked Mr. McCue to research the issue with the Building Inspector to see if a permit is necessary. Mr. Brady seconded the motion. All were in favor.

A temporary sign permit application was received from Christmas Tree Shops at 15 Stockwell Drive asking for permission to display a banner advertising a "Clearance" sale from December 26, 2012 through January 26, 2013.

Mr. Rose made a motion to approve the temporary sign permit for Christmas Tree Shops to display one (1) plastic banner advertising a "Clearance" sale from December 26, 2012 through January 26, 2013. Mr. Brady seconded the motion. The motion carried.

Meeting dates for January were announced as follows:

Thursday, January 3, 2013 at 7:30 p.m.

Thursday, January 17, 2013 at 7:30 p.m.

Mr. Rose made a motion to approve all vouchers for the payment of bills minus the invoice from Paolini Corp. Mr. Brady seconded the motion. All were in favor.

A letter was received from Robert Neal Borden, who is a Boy Scout from Avon. He is currently 17 years old and is requesting to meet with the Board to discuss his Eagle Scout service project. He would like to clean up and improve the system of trails within the woods in DeMarco Park. Mr. Borden would like to present his plans at the next scheduled Board of Selectmen meeting.

Chairman Hegarty read his request to the public and asked Mr. McCue to place Robert Neal Borden's request on the next available agenda.

On behalf of the Board, Chairman Hegarty wished all residents a very Merry Christmas and a Happy and Prosperous New Year.

At 8:30 p.m., with all business completed, the meeting adjourned.

Respectfully submitted,

A handwritten signature in black ink that reads "Miriam Rothstein". The signature is written in a cursive style with a large initial "M".

Miriam Rothstein
Secretary