

BOARD OF SELECTMEN MEETING
THURSDAY, DECEMBER 6, 2007
7:30 P.M.

Members present: Francis A. Hegarty, Chairman
Steven P. Rose
Wayne Phillips

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.

At 7:32 p.m. Mr. Rose excused himself from the meeting to take an important telephone call.

Mr. Phillips made a motion to accept the minutes of Thursday, November 15, 2007 as submitted. Chairman Hegarty seconded the motion. The vote was unanimous.

There were no public comments during the Open Forum.

Clarification on bid for Sidewalk Tractor

Chairman Hegarty stated clarification on the bid awarded for the sidewalk tractor was needed. The bid from Dyar Sales, Inc. for the highway articulating vehicle was accepted in the amount of \$128,177. There was an additional \$2000.00 for four (4) summer tires that was not included in the accepted bid.

Mr. Phillips made a motion to approve the bid as stated by Chairman Hegarty to Dyar Sales, Inc. for a total bid amount of \$130,177. Chairman Hegarty seconded the motion. The vote was unanimous.

The Council on Aging received a donation, in the amount of \$100.00, for the Board's acceptance with no restrictions.

Mr. Phillips made a motion to accept the donation of \$100.00 to the Council on Aging. Chairman Hegarty seconded the motion. The vote was unanimous.

A donation was received from IKEA, in the amount of \$1200.00 for Christmas tree lighting expenses.

Mr. Phillips made a motion to accept the gift from IKEA, in the amount of \$1200.00 for Christmas tree lighting. Chairman Hegarty seconded the motion. The motion carried.

Chairman Hegarty announced the Christmas Tree Lighting Ceremony would be held at 6:00 p.m. on Sunday, December 9th at the corner of Harrison Blvd. and West Main Street.

Chairman Hegarty thanked IKEA for supporting this program as well as the Avon Civic Center for providing popcorn and Dunkin Donuts who donated hot chocolate for the event.

The Board thanked Norfolk County Sheriff Michael Bellotti and Home Depot for supplying the labor, tools and materials to board up the Crowley School property. Chairman Hegarty also thanked Town Administrator Michael McCue for getting the program moving. Chairman Hegarty reported the project would have cost the Town upwards of \$15,000.

At 7:45 p.m. Mr. Rose returned to the meeting.

On a motion made by Mr. Phillips, seconded by Mr. Rose, it was unanimously voted to approve all vouchers for the payment of bills as submitted.

2008 License Renewals

Liquor Licenses

Chairman Hegarty read the list of Liquor License Renewals for 2008 as follows:

Shooters, Inc.	36 East Main Street
Chester Foods, LLC	
D/B/A Scofields Restaurant and Pub	39 East Main Street
Avon Post #8892 V.F.W. Inc.	263 East Main Street
Avon's Generations, Inc.	
D/B/A Generation	81 Memorial Drive
Avon Chinese Restaurant Corp.	
D/B/A Charlie Chan's	9 North Main Street
Janet A. Ashton-Geiss	
D/B/A Blanchard's Tavern	98 North Main Street
MJS Group, Inc.	
D/B/A A-1 Market	85 East Main Street
Big Jim's Liquors, Inc.	155 East Main Street
Alan Group, Inc.	
D/B/A Avon Line Beer & Wine	2 Memorial Drive
Costco Atlantic Liquors, Inc.	
D/B/A Costco Liquors	120 Stockwell Drive
Avon Food Mart, Inc.	17 North Main Street
E-Vineyard Retail Sales-Mass. Inc.	
D/B/A Wine.com	33 Wales Avenue

Lai Van Lam
D/B/A Avon Variety 490 West Main Street

Mr. Rose made a motion to approve the liquor licenses for 2008 as read. Mr. Phillips seconded the motion. The vote was unanimous.

Class I, II, III Licenses

Chairman Hegarty read the list of Class I, Class II and Class III License Renewals for 2008 as follows:

Class I Licenses

McDevitt Trucks, Inc. One Mack Drive
Bayside Trucks, Inc. 11 Ledin Drive

Class II Licenses

George's Garage, Inc. 340 East Spring Street
Edart Truck Rental Corp. of Mass. 100 Wales Ave.
Steven DeAcetis/
Avon Auto Center, Inc. 104 Memorial Drive
Brittanic Motors, Inc. 110 Memorial Drive
Brian G. White
D/B/A Cycle Performance Auto Body 271 East High Street
Robert Sneider/E.J. Auto Inc. 21 Ledin Drive
Dana Nessen/Avon Auto Brokers 159 Memorial Drive
Dana Nessen
D/B/A Avon Auto Brokers 109 Memorial Drive
C.N. Wood Co., Inc. 140 Wales Avenue
41 North Main Used Cars 41 North Main Street

Class III Licenses

George's Garage, Inc. 340 East Spring Street

Mr. Rose made a motion to approve the Class I, II, and II licenses as stated on the condition that all taxes are paid according to the Town's General By-Laws.

Common Victualler's Licenses

Chairman Hegarty read the list of Common Victualler License Renewals for 2008 as follows:

Costco Wholesale Corp.
D/B/A Costco Wholesale 120 Stockwell Drive
Avon House of Pizza 163 Main Street
Delops, Inc. 600 Page Street
Randolph Donuts, Inc. 600 Page Street
Avon Donuts, Inc. 20 Memorial Drive
Linda D. Lewis Martin
D/B/A Shooters, Inc. 36 East Main Street
Janet Ashton-Geiss
D/B/A Blanchard's Tavern 98 North Main Street

Chester Foods, LLC	
D/B/A Scofields Restaurant & Pub	39 East Main Street
Nana's Pizza & Subs	490 West Main Street
Wal-Mart	30 Memorial Drive
Avon Variety	490 West Main Street
Dunkin Donuts/Baskin Robbins	5 Stockwell Drive
Avon Donuts, Inc.	
D/B/A Dunkin Donuts (at Wal-Mart)	30 Memorial Drive
Mainha Restaurant	160 Memorial Drive
Total Brasil	101B Memorial Drive
Subway of Avon, LLC	5 Stockwell Drive

Chairman Hegarty asked the Board to consider holding the renewal license for Super Chef of Avon, Inc. since the business owner has changed and the business is now a D/B/A with the name of Apollo Pizza. This would require a Business Certificate and a new tax identification number.

After some discussion, Mr. Phillips made a motion to hold the license renewal for Super Chef of Avon, Inc. Mr. Rose seconded the motion. The motion carried.

Mr. Rose made a motion to approve the Common Victualler licenses for 2008 as read on the condition that all municipal taxes are paid per the Town's By-Laws. Mr. Phillips seconded the motion. The vote was unanimous.

Livery Licenses

Chairman Hegarty read the list of Livery License Renewals for 2008 as follows:

TAZ, Inc. (nine (9) vehicles operating which includes two (2) handicap vans)

71 Glendower St.

Sydney O. Webbe

D/B/A A Special Way & Associates (Limousine Transportation) 77 Lynn Rd. Brockton, MA

Avon Courier Service 24 Emerson Avenue Brockton, MA

Above & Beyond Limousine Service 68 Pratt Street (one vehicle operating)

Mr. Rose made a motion to approve the Livery License Renewals for 2008 as read, provided all municipal taxes have been paid. Mr. Phillips seconded the motion. The vote was unanimous.

General Licenses

Chairman Hegarty read the list of General License Renewals for 2008 as follows:

Richard Cannon

D/B/A Avon Greenhouse & Flower Shop, Inc. 151 East Main Street

Mr. Rose made a motion to approve the General License Renewal for 2008 as read under the condition that all municipal taxes are paid per the Town's General By-Laws. Mr. Phillips seconded the motion. All were in favor.

8:15 p.m.—Tax Classification Hearing

Board of Assessors Warren Lane, James Donovan and Cynthia Bernasconi appeared before the Board.

Chairman Hegarty read the Legal Notice published in the *Enterprise* on November 23, 2007.

Assessor's Chairman Bruce Lane stated that the Department of Revenue has not certified the new growth figures. Mr. Lane is requesting that the Board continue the hearing in one week, on Thursday, December 13th.

Chairman Hegarty expressed his concern on the lateness of the process and the difficulty of pushing to get tax bills out before January 1st.

After further discussion, Mr. Rose made a motion to recess the hearing until Thursday, December 13, 2007 at 7:30 p.m. Mr. Phillips seconded the motion. All were in favor.

Tax Collector Michael DePesa appeared before the Board. He provided the Board with an analysis of what it is going to cost the Town if tax bills do not go out by the end of the year. He expressed his concern with staffing and manpower issues during the holiday season.

Mr. Rose suggested setting the continued hearing date sooner if the information needed comes in from the Department of Revenue.

Ms. Bernasconi reported the Board of Assessors has manpower issues. There is no one in the Assessor's office on Fridays and no one until Monday afternoon at 12:30 p.m. It can be difficult reaching personnel at the Department of Revenue with staffing issues at the Town Hall.

Chairman Hegarty stated the Board of Selectmen and Board of Assessors need to meet to discuss staffing issues. This needs to happen before budgets are done.

The Board agreed to reconvene on Tuesday evening, December 11th if certification from DOR is received; otherwise the hearing would continue on Thursday evening, December 13th at 7:30 p.m.

Mr. Rose made a motion to recess the hearing until Tuesday, December 11, 2007 at 7:30 p.m. Mr. Phillips seconded the motion. The motion carried.

The Board discussed the calendar of dates in preparation of the 2008 Annual Town Meeting Warrant. Board members were asked by Chairman Hegarty to check their schedules to determine meeting dates for budget preparation.

John Costa of the By-Law Committee appeared before the Board. The By-Law Committee is requesting a joint meeting with the Board of Selectmen. The By-Law Committee is seeking some guidance from the Board of Selectmen in making changes/suggestions after a review of the current by-laws.

After some discussion, the Board agreed to add this item to the January 3rd agenda at 8:30 p.m.

At 8:55 p.m. Mr. Rose made a motion to enter into Executive Session for the purpose of collective bargaining and the Board would not reconvene in open session. Mr. Phillips seconded the motion.

A roll call vote was taken:

Mr. Rose voted aye

Mr. Phillips voted aye

Chairman Hegarty voted aye

Respectfully submitted,

Miriam Rothstein
Secretary