

BOARD OF SELECTMEN MEETING
THURSDAY, JANUARY 4, 2007
7:30 P.M.

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

Others present: Mark Fisher, Town Administrator
Joseph Lalli, Town Counsel

Not present: Wayne Phillips (out sick)

Chairman Hegarty called the meeting to order at 7:30 p.m. with a quorum being present. Mr. Phillips was out sick and not in attendance.

On a motion made by Mr. Rose, seconded by Chairman Hegarty, it was unanimously voted to accept the minutes of Thursday, December 21, 2006 as submitted.

Eagle Scout Korey MacNeil and his Scoutmaster appeared before the Board with samples of some of the signs completed as part of Korey's Eagle Scout Project. Chairman Hegarty expressed his thanks on behalf of the Board and the Town for a job well done.

Bayside Engineering Inc. Amendment #1 Letter of Agreement—Public Works Project

Chairman Hegarty explained the Letter of Agreement (Amendment No. 1) for Professional Engineering Services between Bayside Engineering Inc. and the Town of Avon was not signed. The total cost in Section II (fees) due to Bayside Engineering is \$36,000.

Mr. Rose made a motion to approve and sign the amended Letter of Agreement with Bayside Engineering, Inc. Chairman Hegarty seconded the motion. The motion carried.

Town Administrator Mark Fisher presented the Board with a "draft" letter to Senator Joyce and Representative Galvin regarding legislation limiting the number of transfer stations within a specified geographic area. Mr. Fisher asked if the Board wanted to review the letter and make any changes. Does the Board want to table this item until the

next meeting? Chairman Hegarty stated there was a problem waiting because January 10th is the deadline to file legislation. Chairman Hegarty stated he would contact Senator Joyce and Representative Galvin to let them know the letter would be forthcoming.

The Board discussed a letter received from Bayside Engineering requesting extra funding for the rehabilitation of Page Street. Mr. Fisher met with representatives of Bayside Engineering on October 30, 2006 to discuss the status of the Page Street project and to go over concerns and requested changes compiled by the Board of Selectmen. Bayside Engineering responded that an additional \$6400.00 would be added to the contract for the recently requested changes. Mr. Rose stated he has concerns over a disputed bill and he is not in favor of paying an additional \$6400.00 to Bayside Engineering. The Board agreed that Mr. Fisher would respond to Bayside Engineering requesting a detailed accounting of how the additional \$6400.00 fee was calculated.

Reappointment of Constables for 2007

Mr. Fisher reported that under M.G.L. Chapter 41, Section 95A, the following information is necessary for all Constable appointments:

1. Five (5) letters of character reference must be supplied to the Town of Avon
2. CORI background check
3. Filing of quarterly reports with the Town Clerk's office

It is Mr. Fisher's recommendation to appoint the following eight (8) individuals to serve as Constable for the Town of Avon since they complied with report filings and to send a letter of explanation to the other applicants as to why reappointment was not made:

Mr. David Asiaf
Mr. Jerold Loomis
Mr. Harold March
Mr. Michael Williams
Mr. Thomas Farmer
Mr. David DiCenso
Mr. Michael Robert Parker
Mr. James Dalton

Mr. Rose made a motion to appoint the above-mentioned Constables for 2007 as recommended by Town Administrator Mr. Fisher with a caveat that a background check be done on all eight (8) appointed Constables, term to expire: December 31, 2007.

On a motion made by Mr. Rose, seconded by Chairman Hegarty, it was unanimously voted to move Michael Dombrosky from union part time dispatcher to full time dispatcher, effective January 7, 2007.

On a motion made by Mr. Rose, seconded by Chairman Hegarty, it was unanimously voted to move Sheri Zagami from alternate dispatcher to part time dispatcher.

Avon resident Irene Meaney submitted a letter to the Board expressing her concerns with late night running trains in the Town. Chairman Hegarty responded that the Board would communicate with the MBTA.

Chairman Hegarty reported the Board has been in communication with Congressman Lynch regarding federal railroad board actions where trash haulers are being granted railroad status.

Town Administrator's Report

1. Revenue Projections for FY '08—Mr. Fisher provided a handout to the Board reflecting a ¾% increase in revenue for 2008. Mr. Fisher would like to forward the handout to the Finance Committee with the Board's permission. The Board agreed there would be no problem forwarding the packet to the Finance Committee
2. Analysis of Water Fees—Rate increases in April of 2007
3. Policy for Hiring Procedures for all departments (from August 2006)
 - (a) Hiring
 - (b) Dismissals/Resignations
 - (c) Retirement
 - (d) Personnel Action Form

Chairman Hegarty suggested that Mr. Fisher send a letter to the School Department recommending that the School Department adopts a policy for pre-employment physicals as well as Norfolk County Retirement personnel

Town Counsel Joseph Lalli questioned if personnel sign-offs in the hiring package were being done?

4. Street Lighting—Mr. Fisher stated in analyzing the street lighting account the consumption was 8% higher than previously calculated. Mr. Fisher met with Police Chief Warren Phillips who is reticent to shutting off lights in the Town for public safety reasons. At present there is a \$3700.00 deficit in the street lighting account. Mr. Fisher asked the Board for direction on how to proceed.

After some discussion, Mr. Rose made a motion to request a transfer from the Finance Committee before all funds for street lighting are exhausted and if no money is available then the Town Administrator will give a list of 100 street lights to be shut off. Chairman Hegarty seconded the motion. The vote was unanimous.

It was unanimously voted to approve all vouchers for the payment of bills as submitted.

Mr. Rose again questioned setting up a policy on gasoline and where gasoline is purchased in the Town. Mr. Fisher responded that he is in the process of analyzing this item.

At 8:45 p.m. Mr. Rose made a motion to enter into Executive Session for the purpose of potential litigation. Chairman Hegarty seconded the motion.

A roll call vote was taken:

Mr. Rose voted aye
Chairman Hegarty voted aye

Respectfully submitted,

Miriam Rothstein
Secretary