

BOARD OF SELECTMEN MEETING
THURSDAY, JANUARY 8, 2009
7:30 P.M.

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

Others present: Michael McCue, Town Administrator

Not present: Joseph Lalli, Town Counsel

Chairman Hegarty called the meeting to order at 7:30 p.m. with all members present. Town Counsel was absent from the meeting.

Mr. Rose made a motion to accept the minutes of Thursday, December 18, 2008 (Regular Session) as written. Mr. Phillips seconded the motion. The vote was unanimous.

There were no public comments during the Open Forum.

Building Inspector Robert Borden appeared before the Board to discuss a proposed building fee schedule. Mr. Borden explained that minor changes in the existing building permit fee schedule have been made as required by the State Building Code 780 CMR 7th Edition. Mr. Borden reported that the proposed changes do not raise existing fees, but primarily reflect the building code changes. For example, residential structures of three (3) or more units are now within the “commercial” building code. Inspections for multi-family structures are required at least every five (5) years.

Mr. Borden reviewed the list of building permit fees for the Board’s approval. Mr. Borden stated inspections will be primarily concerned with safety and egress, smoke and CO detectors, stairs, handrails, emergency lighting, exit signage, etc.

After some discussion, Mr. Rose made a motion to adopt the fees as submitted by the Building Inspector. Mr. Phillips seconded the motion. The vote was unanimous.

Reappointment of Constables for 2009

Chairman Hegarty read the list of Constables to be reappointed for 2009, term to expire: December 31, 2009 as follows:

| | | |
|------------------------|--------------------|--------------------------|
| Mr. David Asiaf | 1135 N. Main St. | Brockton, MA 02305 |
| Mr. Jerold Loomis | 74 Pleasant St. | Weymouth, MA 02190 |
| Mr. William Geary, Jr. | 16 Highland St. | W. Bridgewater, MA 02379 |
| Mr. Harold March | 10 Seminole Rd. | Canton, MA 02021 |
| Mr. Thomas Farmer | 5 Junior Terrace | Randolph, MA 02368 |
| Mr. David DiCenso | 9 Lydon Lane | Halifax, MA 02338 |
| Mr. Stephen Cain | 96 Old Colony Ave. | E. Taunton, MA 02718 |
| Mr. George Kirk | 353 Pond St. | Avon, MA 02322 |
| Mr. Sean Bastis | 65 East St. | Avon, MA 02322 |
| Mr. Michael Williams | 31 Remington Lane | Plymouth, MA 02360 |

NEW APPOINTMENT – LETTER OF INTEREST RECEIVED

Mr. Wilfredo Pacheco Jr. 306 E. Spring St. Avon, MA 02322

Mr. Rose questioned the Board’s policy on the number of Constables to be reappointed.

Town Administrator Michael McCue responded that according to the Board’s policy adopted last year the Board of Selectmen shall appoint “one Constable per thousand citizens as determined by the Town of Avon census.”

After further discussion, Mr. Rose made a motion to reappoint the existing ten (10) Constables as previously read and not to appoint any new Constables at this time based on the Board of Selectmen’s Constable Policy. Mr. Phillips seconded the motion. All were in favor.

On a motion made by Mr. Rose, seconded by Mr. Phillips, it was unanimously voted to accept a donation of night vision goggles for Police investigations from Horizon Beverage to the Avon Police Department valued at \$639.00.

On a motion made by Mr. Rose, seconded by Mr. Phillips, it was unanimously voted to accept a donation from Costco, located at 120 Stockwell Drive, for LED Christmas lights and garland valued at \$1000.00 for use on the Town tree and seasonal decorations of public buildings.

A request was received from Cheryl Wilkerson for the Board’s permission to temporarily erect political signs in connection with the upcoming April 14, 2009 Annual Town Election.

Mr. Rose questioned whether there were any restrictions on the number of signs allowed to be erected.

Chairman Hegarty stated there are no restrictions on the number of signs but past practice dictates erecting political signs thirty (30) days prior to the election and removing said signs ten (10) days after the election.

On a motion made by Mr. Phillips, seconded by Mr. Rose, it was unanimously voted to approve Ms. Wilkerson's request to temporarily erect political signs for the April 14, 2009 election.

On a motion made by Mr. Phillips, seconded by Mr. Rose, it was unanimously voted to approve deficit spending by the Highway Department for snow and ice removal for FY 2009.

Chairman Hegarty read a letter from Lynne Freedman requesting permission to hold the 14th Annual Janet McDonald Memorial Walk Against Cancer on Saturday, April 4, 2009.

Town Administrator Michael McCue reported that approval was received from the Fire and Police Departments to hold the event on Saturday, April 4, 2009.

Mr. Phillips made a motion to approve the request as previously read by Chairman Hegarty. Mr. Rose seconded the motion. The motion carried.

Public Announcements

Chairman Hegarty announced a Public Hearing would be held on January 15, 2009 at 7:45 p.m. in the Meeting Room at the Avon Town Hall. The purpose of this hearing is to discuss a proposed grant application to the Mass. Dept. of Housing and Community Development for funding from its fiscal year 2009 Community Development Fund Program and to discuss community development needs and issues facing the Town. A Community Development Advisory Committee will be appointed at the hearing.

On Wednesday, February 4, 2009 from 10:00 a.m. to 12:00 noon William O'Donnell, Register from Norfolk County will be at Town Hall to answer questions/concerns about any Registry of Deeds matter. No appointment is needed.

Congressman Stephen Lynch will hold office hours at the Town Hall on Wednesday, February 11th from 10:00 a.m. to 12:00 noon.

On a motion made by Mr. Rose, seconded by Mr. Phillips, it was unanimously voted to appoint Town Administrator Michael McCue as Acting Accountant in Debra Morin's absence from January 9 through January 26, 2009.

Chairman Hegarty reported two license renewals for 2009 were not picked up—Edart Truck Rental Corp. of Mass located at 100 Wales Avenue (Class II license) and Above and Beyond Limousine Service located at 68 Pratt Street (Livery license).

After some discussion, the Board agreed that the two businesses stated above would have until the next Board meeting on January 22nd to pick up their licenses or action will be taken.

Town Administrator's Report

Comcast has submitted a draft agreement dated January 6, 2009 relative to the Avon Cable Television Renewal License. This agreement has the approval of the Cable TV

Advisory Committee. A copy of the January 6th draft agreement will be furnished to the Board for review.

The procurement course that I was unable to attend in November has been rescheduled for February 3-5, 2009.

Invitation to forward potential projects as part of an Economic Infrastructure Stimulus Plan from the Federal government has been submitted.

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

At 8:20 p.m. Mr. Rose made a motion to enter Executive Session to discuss a legal matter. Mr. Phillips seconded the motion.

A roll call vote was taken:

Mr. Rose voted aye

Mr. Phillips voted aye

Chairman Hegarty voted aye

The Board would not reconvene in Open Session.

Respectfully submitted,

Miriam Rothstein
Secretary