

VILLAGE BOARD MEETING MINUTES: 2
CLOSED PROJECTS: 2
BUDGET ADJUSTMENTS: 3
AVON POLICE DEPARTMENT: 3
 PERMISSIVE REFERENDUMS AND CAPITAL PROJECTS 3
 FOR 2007-08: 3
 RESERVE HR-22-GENERAL EQUIPMENT: 4
 SIGSAUER P220ST HANDGUNDS 4
COURT INTERMUNICIPAL AGREEMENT: 5
5&20 PROJECT: 6
VOUCHERS AND MANUAL CHECKS: 8
EXECUTIVE SESSION: 10
TEMPORARY DEPUTY CLERK: 11
DEPUTY CLERK’S SALARY: 11

The meeting of the Board of Trustees of the Village of Avon was held at the Avon Village Hall, 74 Genesee Street, Avon, New York on Monday, December 17th, 2007.

Present: Thomas Vonglis, Mayor
William Zhe, Trustee
Mark McKeown, Trustee
Philip Swanson, Trustee
Thomas Freeman, Trustee

Staff: Patty Baker
Christine Quinlan
Ryan Colvin

Visitors: David LeFeber

Mayor Vonglis opened the meeting at 5:30 p.m. with the Pledge of Allegiance.

VILLAGE BOARD MEETING MINUTES:

Upon a motion made by Trustee McKeown the minutes from December 3rd, 2007 are hereby approved as submitted. Trustee Zhe seconded the motion and it was carried by the following vote:

William Zhe, Trustee	Voting	Yes
Mark McKeown, Trustee	Voting	Yes
Philip Swanson, Trustee	Voting	Yes
Thomas Freeman, Trustee	Voting	Yes

CLOSED PROJECTS:

Upon a motion made by Trustee McKeown, the following projects are hereby closed and the remaining monies returned to their original sources:

H58-GIS Phase I	\$2.42	A201 General Fund
H96-STEP Grant	-0-	

Trustee Swanson seconded the motion and it was carried by the following vote:

Thomas Freeman, Trustee	Voting	Yes
Philip Swanson, Trustee	Voting	Yes
William Zhe, Trustee	Voting	Yes

Mark McKeown, Trustee

Voting Yes

BUDGET ADJUSTMENTS:

Upon a motion made by Trustee Zhe, the following budget adjustments are approved as submitted:

Increase A3411.1	by	\$810
Decrease A1990.4	by	\$810
Increase A8989.4	by	\$100
Decrease A1990.4	by	\$100

Trustee Freeman seconded the motion and it was carried by the following vote:

Thomas Vonglis, Mayor	Voting	Yes
William Zhe, Trustee	Voting	Yes
Mark McKeown, Trustee	Voting	Yes
Philip Swanson, Trustee	Voting	Yes

AVON POLICE DEPARTMENT:

Sgt. Henry addressed the Board with regard to the following request:

- Request for two Sigsauer P220ST handguns. To be funded from reserve for equipment in the amount of \$1500.

The Board questioned the need to purchase two additional handguns. Sgt. Henry explained that Officer Ippolito is currently using his own, personal, handgun and the department would like to have a spare weapon on hand if a gun needs to be refurbished or repaired.

PERMISSIVE REFERENDUMS AND CAPITAL PROJECTS

FOR 2007-08:

RESERVE HR-22-GENERAL EQUIPMENT:

SIGSAUER P220ST HANDGUNDS

Trustee Swanson offered the following resolution and moved for its adoption:

RESOLUTION

A RESOLUTION authorizing the expenditures of \$1,500 from capital reserve funds *HR22-GENERAL EQUIPMENT* for the Village of Avon, Livingston County, New York.

Be it resolved, by the Board of Trustees of the Village of Avon as follows:

The specific object or purpose of the Village of Avon, Livingston County, New York for which the expenditures of monies from the capital reserve funds is for monies needed for *TWO SIGSAUER HANDGUNS*. The maximum estimated costs of the aforesaid specific object or purpose is \$1,500.

Upon this RESOLUTION taking effect, the same shall be published in full in THE LIVINGSTON COUNTY NEWS, the official newspapers together with a legal notice of the Village Clerk as provided by law.

This RESOLUTION is adopted subject to a permissive referendum.

Trustee Zhe seconded the motion and it was carried by the following vote:

Trustee Thomas Freeman	Voting	Yes
Trustee Mark McKeown	Voting	Yes
Trustee Philip Swanson	Voting	Yes
Trustee William Zhe	Voting	Yes

CAPITAL PROJECT:

Trustee Swanson offered the following RESOLUTION and moved for its adoption:

RESOLUTION

Resolved, that a capital project be established in the amount of \$1,500.

Resolved, that said capital project shall be number H and entitled *HANDGUNS*.

Trustee Zhe seconded the motion and it was carried by the following vote:

Trustee Thomas Freeman	Voting	Yes
Trustee Mark McKeown	Voting	Yes
Trustee Philip Swanson	Voting	Yes
Trustee William Zhe	Voting	Yes

COURT INTERMUNICIPAL AGREEMENT:

The Board reviewed the proposed Intermunicipal agreement for the sharing of Court staff and facilities with Supervisor LeFeber and Attorney Whiting. The Village Board had the following questions and concerns:

- What is the specific square footage of the court facility and that of the Opera Block? If the Court facility occupies 10% of the Opera Block, the Village's share of ordinary maintenance and repair should be 5% of those total expenses.
Answer: Approximately 1100 square feet; or 6% of the total square footage
- Please identify the area of the building where records will be stored.
- Access to records may be problematic. Is there a protocol for this?
Answer: The Justices and Clerks will have keys to locked files and records
- There should be rules and regulations written and agreed to with regard to the justices and their staffs before executing the agreement.
- The term of 15 years seems excessive. A two/three year term with renewals at the option of the Village would be more agreeable.
Answer: Attorney Ingersol advises that the State is looking for a long term lease as part of the grant.
- What is the case load for the Village Court versus the Town Court?
- Where are we with the grant?
- Is the Office of Court Administration putting pressure on the Town Court to upgrade the Court facilities?

Supervisor LeFeber explained that currently the plan is to have the Court on both the first and second floors of the Opera Block. As the Town has applied for and has received a \$200,000 grant for the co-location of the Town and Village Courts, a signed Intermunicipal agreement between the Town and Village is an essential and key component of the grant.

The Uniform Court System has conducted an assessment of the facilities and made the following suggestions of items to be incorporated into the Court

facilities: Automatic lighting, security cameras, separate entrances, fire system, backup generator, bulletproof glass, barriers between public and employees, fixed seating, separate meeting space, etc.

Currently the Town has hired the architectural firm of John Bero to begin the design phase of the project. Supervisor LeFeber indicated that although the process has begun, it is not final and the Village could be involved and the Town would welcome suggestions. Trustee Swanson suggested that the Town visit other combined courts in the area, rather than hiring an architectural firm to design one. The Towns of Batavia, LeRoy and Wheatland have recently combined their courts.

Supervisor LeFeber indicated that the grant was more for the infrastructure (general, electrical, plumbing and the elevator) rather than the design work.

As the Village would only pay O&M for their share of the Village court, the Board questioned the number of hours and case loads of each Court. Mayor Vonglis indicated that the Court Clerk advised him that she spent 30 hours per week at the Town Court versus 12 hours per week for the Village. What happens if the Village Court case load consistently diminishes? What happens if the Village dissolves the Village Court? Who's going to setup for Village Court when the Court is located in the Town? Does the Court have to be upstairs? What are the actual costs to the Village? Supervisor LeFeber indicated that the co-location was not to be a "money maker" for the Town; it was merely meant to have the Courts in one single location for the benefit of the Town and Village.

Trustee Freeman suggested that an estimated number be determined as a reasonable amount the Village would have to pay for costs surrounding this proposed co-location. Mayor Vonglis suggested that two members from the Village Board (Mayor Vonglis and Trustee Freeman) meet with two members of the Town Board and perhaps the Judges and Court Clerks to hammer out the details surrounding a preliminary draft of an Intermunicipal agreement. Mayor Vonglis and Supervisor LeFeber agreed that this meeting should take place prior to the Village Board second meeting in January.

5&20 PROJECT:

The Board reviewed the advanced detail plans and added their combined and consolidated comments to the plans. The plans are to be returned to the Department of Transportation by December 21, 2007.

The Avon Village Board had asked the Park Commission to review the NYSDOT route 5&20 plan in regards to crosswalks, pedestrian signage and landscaping. After reviewing the states plan the Park Commission recommends the following:

Crosswalk Signage

East Main Street (Rt5&20) (Ref. Drawing SPM 9 & 11)

The state is proposing only one pedestrian sign at a crosswalk; that one being at Lacy Street. Apparently this crosswalk is designated as the official school crosswalk. There are two other crosswalk used frequently, Hal-Bar and High Streets. The pedestrian traffic includes adults as well as children. The children cross at all of these crosswalks. We recommend that signage be included for these crosswalks as well.

Circle Park - East island (Ref. Drawing SPM 7)

We recommend that "Yield to Pedestrian" signs for east bound traffic be added to this island just like the one on the west island. This island is a very popular recommend for west bound traffic a crosswalk sign be located just before the crosswalk at the Zion church corner.

West Main Street

Bronson Avenue (Ref. Drawing SPM4)

This is the only crosswalk across West Main Street. Because there is neither a stop sign or signal we recommend a pedestrian sign with an arrow for both east and west bound traffic.

Wadsworth Avenue (Ref. Drawing SPM4)

We recommend a crosswalk sign at the intersection of Wadsworth and Rt. 5&20 for the north bound Wadsworth traffic. This is a heavy traffic area, one where the drivers are more concerned about how they are going to get onto 5&20 and less concerned about pedestrians.

Landscape plan (Ref. Drawing SPM 7)

The plan as presented is an acceptable design; we therefore accept the recommendations of the landscape architect. We would like the new perennial bed located in the east island, in front of the fire house, be a raised bed. In addition, we request and recommend a high quality top soil and compost for this bed.

The Village Board added the following comments:

Page SPM-13 Eliminate the curb cut into Cook Oil on 5&20 (the Bank and Cook Oil would continue to have one way entrance utilizing the access road to the mini mall.) One way entrance only into the west entrance of the mini mall. (high conflict point)

Page SPM-12 The bank entrance is also a one way entrance and should remain so.

Page SPM-7 Install a flag pole in front of St. Agnes

Page SPM-6 Street sign for Park Place and Genesee Street

Page SPM-1 Cross walk across Horseshoe Blvd to connect proposed sidewalk to the existing sidewalk on the west side of Horseshoe Blvd.

VOUCHERS AND MANUAL CHECKS:

Upon a motion by Trustee Freeman, the following vouchers are approved for payment:

Fund #1 General Fund	\$47,664.03
Fund #4 Schedule C	\$ 6,574.60
Fund #5 Water	\$ 634.51
Fund #6 Sewer	\$ 920.42
Fund #9	\$
Fund #10	\$
Fund #11	\$39,939.73
Fund #17	\$ 4,245.75
Fund #44	\$
Fund #45	\$ 125.10
Fund #46	\$
Fund #47	\$
Fund #48	\$ 365.68
Fund #50	\$ 10,262.72
Fund #53	\$

Avon Village Board Meeting
Monday, December 17, 2007

Fund #54	
Fund #55	\$
Fund #56	\$
Fund #57	
Fund #58	\$
Fund #59	\$
Fund #60	\$
Fund #61	\$
Fund #62	\$
Fund #63	\$
Fund #64	\$
Fund #65	\$
Fund #66	\$
Fund #67	\$
Fund #68	\$
Fund #69	\$
Fund #70	\$
Fund #71	\$
Fund #72	\$
Fund #73	\$
Fund #74	\$
Fund #75	\$
Fund #76	\$
Fund #77	\$
Fund #78	\$
Fund #79	\$
Fund #80	
Fund #81	\$
Fund #82	\$
Fund #83	\$2,617.75
Fund #84	\$

Avon Village Board Meeting
Monday, December 17, 2007

Fund #85	\$
Fund #86	
Fund #87	\$
Fund #88	\$
Fund #89	\$ 6,256.87
Fund #90	
Fund #91	\$ 5,416.50
Fund #92	\$
Fund #93	\$ 6.95
Fund #94	\$ 78.19
Fund #95	\$
Fund #96	
Fund #97	\$
Fund #98	\$
Fund #99	\$
TOTAL	\$125,108.80

Manual Checks: Check # 17350 Livingston Cty Clerk \$265.00

Purchase Orders: # none



Trustee Zhe seconded the motion and it was carried by the following vote:

Philip Swanson, Trustee	Voting	Yes
William Zhe, Trustee	Voting	Yes
Mark McKeown, Trustee	Voting	Yes
Thomas Freeman, Trustee	Voting	Yes

EXECUTIVE SESSION:

Upon a motion made by Trustee Swanson, the Board went into executive session at 8:05 pm to discuss personnel issues. Trustee Zhe seconded the motion and the Board exited executive session at 8:15 pm. The motion was carried by a unanimous vote.

TEMPORARY DEPUTY CLERK:

Upon a motion made by Trustee Freeman, Gary Margiotta is hereby appointed as the “Temporary Deputy Clerk” for the Village of Avon at a salary rate of \$15.00 per hour. Gary Margiotta shall commence work on Monday, January 7, 2008. This temporary position shall expire on April 7, 2008, thereafter, based upon the successful completion of their probationary period which shall expire on June 7, 2008, Gary Margiotta shall be officially appointed Deputy Clerk and the Temporary Deputy Clerk position shall be abolished.

Trustee Zhe seconded the motion and it was carried by the following vote:

Philip Swanson, Trustee	Voting	Yes
William Zhe, Trustee	Voting	Yes
Mark McKeown, Trustee	Voting	Yes
Thomas Freeman, Trustee	Voting	Yes

DEPUTY CLERK’S SALARY:

Upon a motion made by Trustee Zhe, effective March 1, 2008 through May 31st of 2009, Deputy Clerk Baker’s salary shall be \$43,500. Deputy Clerk Baker will receive no further comp time effective March 1, 2008. On April 7, 2008, Deputy Clerk Baker shall be appointed as Village Clerk. Trustee Swanson seconded the motion and it was carried by the following vote:

Philip Swanson, Trustee	Voting	Yes
William Zhe, Trustee	Voting	Yes
Mark McKeown, Trustee	Voting	Yes
Thomas Freeman, Trustee	Voting	Yes

Upon a unanimous motion, the meeting was closed at 9:00 pm.

Respectfully submitted,

Robyn Harris
Village Clerk