

The meeting of the Board of Trustees of the Village of Avon was held in the Whitney Room of the Village Hall, 74 Genesee Street, Avon, New York on Monday, September 26, 2016.

Present: Thomas Freeman, Mayor
Mark McKeown, Trustee
Bill Zhe, Trustee
Timmy Batzel, Trustee
Robert Hayes, Trustee

Staff: Tony Cappello, Code Enforcement Officer
Chief Gary Benedict

Visitors: Bonnie Taylor-Davis, 410 North Ave.
Marty Graham, 55 Lacy St.
Jim & Jennifer Krause, 1965 Federal Rd., Linwood
Jim & Doreen Krause, 2064 Sackett Rd.
Dr. Robert Hayes, 25 East Main St.
Holly Watson, 5102 Rt. 63, Geneseo
Barbara Herman, 1901 Polebridge Rd.
Tom & Laurie Vonglis, 14 Amalfi Dr.
Steve Harrison, 5126 Twin Falls Ln.
Clara Mulligan, 5325 Barber Rd.
Kathy Cole, 2040 Sackett Rd.
Mike Carroll, 1 Isham Ave.
Tom & Trish Bruckel, 64 Lacy St.
Jerry & Kim Dougherty, PO Box 27, Avon
Edward Forsythe, 164 Sackett Rd., Apt. 804
Maureen Kingston, 71 Dooer Ave.
Carole Hayes, 2389 Reservoir Rd.
Deirdre Phillips, 55 Temple St.
Jan Rogers, Livingston Insurance, Geneseo
Conrad Baker, Genesee Sun
Chuck Kanty, 230 Commerce Dr.
Don Mastin, 14 Lake Rd.

Mayor Freeman called the meeting to order at 6:00 P.M., and began the meeting with the Pledge of Allegiance.

RESTORE NY GRANT PUBLIC HEARING:

Mayor Freeman opened the public hearing at 6:00 p.m. by reading the following official legal notices that were published in the Democrat & Chronicle newspaper for three consecutive days:

PROPERTY ASSESSMENT LIST THE AVON INN

RESTORE NY GRANT

The Village of Avon intends to seek grant funding under the Restore NY initiative in order to facilitate the rehabilitation of the property located at 55 East Main Street, Avon NY 14414, in the Village of Avon. Per the requirement of the grant application, a description of the location, size and nature of the building, whether the building is proposed to be demolished, deconstructed, rehabilitated, or reconstructed, and the current status of the building is as follows:

#1, The Avon Inn, 55 East Main Street, Avon NY 14414, 15,000 sq. ft., Commercial, Rehabilitation, Vacant.

PUBLIC HEARING NOTICE

The Village of Avon will hold a public hearing to accept comments on the Village's application for a "Restore NY Communities Initiative" grant. The Village of Avon intends to seek \$500,000 in grant funding under the Restore NY initiative to facilitate the rehabilitation contained in the previously published Property Assessment List and located at 55 East Main St. The hearing will be held on Monday, September 26, 2016, at 6:00 p.m. in the Whitney Room of the Village Hall located at 74 Genesee St., Avon, NY 14414.

Mayor Freeman invited public comment.

Dr. Robert Hayes, 25 East Main Street, opened, recounting his great relations with the various owners of the Avon Inn. He fully supported the Village's Restore NY grant application for the Inn.

Tom Vonglis, 14 Amalfi Drive, considered it a proud day when Jim Krause, Jr., returned to Avon to restore the Avon Inn to its greatness as an event venue.

Bonnie Taylor-Davis, 410 North Avenue, characterized the Avon Inn as an "anchor," offering stability and a fixed place to rest, a mainstay of the community. Indeed, from the early 1800's through its evolution as an automobile hotel, health resort and place of fine dining, Taylor-Davis considered the Avon Inn part of the very fabric of the community.

There was a collective consciousness there, Taylor-Davis continued, a tapestry of wedding photos hung from the walls. All that is the community and family permeates from those walls, Taylor-Davis asserted. The Inn has been a place where people have gathered to celebrate, enjoy and share the milestones of their lives.

The Avon Inn has also hosted some celebrated Americans, Taylor-Davis related. The famed "Four Vagabonds," Harvey Firestone, Thomas Edison, Henry Ford and John Burroughs, vacationed there and "The Great Kate" Katherine Hepburn also visited to partake of the Inn's fine dining.

Taylor-Davis characterized Avon as a "gracious and welcoming" community. She considered it a pleasure to see that mantle passed on to the Krause's whom she felt would carry on those trademarks of the Inn and of the community.

"I support the Village Board in their application for the Restore NY Grant and wish them success," Taylor-Davis declared.

Holly Watson, 5102 Route 63, Geneseo, Livingston County Deputy Historian read the following letter dated September 26, 2016, from Amie Alden, Livingston County Historian:

It is my pleasure to endorse the actions of the Village of Avon in pursuing grant funding for rehabilitation of the historic Avon Inn. This important and architecturally distinctive landmark is the last remaining hotel from the golden age of the Sulphur springs that put Avon on the map. The building has stood as a reflection of 19th century affluence and community pride since the late 1830s and has continually served as a central gathering site for residents and visitors from near and far.



As a life resident of Livingston County I have personally visited the Avon Inn many times and also witnessed the devastating aftermath of the fire in 1979 and the joy around the area when the inn was restored and reopened a few years later. Of course any building that has survived nearly two centuries of use requires improvements and modern updates to ensure the integrity of the structure is maintained and will remain accessible for public use.

In my view, acquisition of funds for rehabilitation of this structure is vital to preserving this iconic inn for present and future generations and I applaud the Village of Avon Board for their concerted efforts. Please feel free to contact me if you have any questions.

Mike Carroll, 1 Isham Avenue, President of the Avon Chamber of Commerce, said he'd heard the Avon Inn was a "classy and iconic establishment" long before he'd ever moved here. He considered the Restore NY Communities Initiative funding "critical" to rehabilitating the Inn and the Inn "vital" to the community.

Steve Harrison, 5126 Twin Falls Lane, Avon Chamber of Commerce member, reminisced about past events held at the Avon Inn and what the Inn had meant not only to our community, but to Livingston County as well as the entire region.

Barbara Herman, 1901 Pole Bridge Road, another Avon Chamber of Commerce member, had operated a bed and breakfast in Avon for over twenty years until her recent retirement. Having overnight accommodations was important to the area and she fully supported the Restore NY application.

Clara Mulligan, 5325 Barber Road, an Avon Preservation & Historical Society Board member and Chairwoman of the Town of Avon's Comprehensive Plan Update Committee, also expressed whole-hearted support for the Village's Restore NY application to rehabilitate the Inn.

Our Town and Village have a deep history and can build and revitalize our area based on that history, Mulligan said. The Spa Era of the mid-1800's saw construction of a successful business center that housed people from around the world in 14 inns throughout the town.

The Avon Inn, Mulligan pointed out, was the only inn of that era that remains, its commanding presence is a major piece of Avon's "historic core." We need investment in our historic structures as they carry Avon's "unique character." An application for grant funding has the potential to make this rehabilitation project a reality.

Doreen Krause, 2064 Sackett Road, said the Krause's would put their "heart and soul" into the Avon Inn's rehabilitation – as they do with everything else in their lives.

Deirdre Phillips, 55 Temple Street, supports the Restore NY application for the Avon Inn, to rehabilitate it back to its grandeur.

No further public comments were made. Upon a motion made by Trustee Zhe, the following resolution was adopted by the Board:

**VILLAGE OF AVON BOARD OF TRUSTEES RESOLUTION AUTHORIZING
MAYOR FREEMAN TO SUBMIT THE GRANT APPLICATION CONSISTENT WITH
THE REQUEST FOR FUNDING FOR THE RESTORE NY MUNICIPAL GRANT
PROGRAM**

Whereas, the State of New York is seeking to provide assistance to municipalities to help finance ongoing efforts to revitalize urban center, encourage economic development and add value to the community housing stock, and

Whereas, the Village Board desires to make application, on behalf of the Village of Avon, for one project in the amount of \$500,000, and

Whereas, the Village of Avon deems the proposed "Avon Inn" project to be consistent with the existing local comprehensive and revitalization plans for the Village of Avon; the proposed financing is appropriate for the specific facilities or projects; the project facilitates effective and

efficient use of existing and future public resources so as to promote both economic development and preservation of community resources; and where applicable, the project develops and enhances infrastructure and/or other facilities in a manner that will attract, create, and sustain employment opportunities.

Now therefore be it resolved, that the Village of Avon board of Trustees hereby authorizes the Mayor to submit the grant application consistent with the Restore NY Municipal Grant Program, consistent with the proposed project attached hereto and made a part hereof.

This motion was seconded by Trustee Hayes and it is carried by the following vote:

Thomas Freeman, Mayor	Voting	Yes
Mark McKeown, Trustee	Voting	Yes
William Zhe, Trustee	Voting	Yes
Robert Hayes, Trustee	Voting	Yes
Timmy Batzel, Trustee	Voting	Yes

POLICE UPDATE:

Chief Benedict and the Board discussed the pedestrian crosswalks on East Main St. (Routes 5 & 20). Chief Benedict stated that over twenty (20) failure to yield the right-of-way tickets have been written since May. Chief Benedict stressed that a pedestrian has the right-of-way when they are in the crosswalk, not when they are waiting to enter the crosswalk. Mayor Freeman suggested designating a certain crosswalk (of the four) for Avon Central School students. Trustee Hayes relayed concerns due to the road's width and sun glare issues, as well as motorists not paying attention. Chief Benedict said that several road signs had been crushed, currently there is one on Hal-Bar Rd. and Wadsworth Ave. flashing lights, flags, and push-to-cross signs were discussed. Mayor Freeman relayed that Dr. Johnson, ACS Superintendent, is amenable to designating a certain crosswalk. Chief Benedict stated that jaywalking is a municipal ordinance, not a State law. Chief Benedict offered an education assembly by SRO McFadden as well as notification in the ACS newsletter. Trustee Hayes will follow-up with Dr. Johnson and Mayor Freeman will follow-up with NYS DOT.

Chief Benedict stated that the speed sign is still being moved around the Village.

DEER COMMITTEE:

Mayor Freeman acknowledged the deer committee members Don Mastin and Chuck Kanty who were present to hear Trustee Hayes' update on the deer committee's progress. Trustee Hayes wasn't reporting to the Board tonight due to the other agenda items. Mayor Freeman stressed the need for the committee to bring their recommendations to the Village Board, specifically addressing safety concerns, so that the Board can determine future action to be taken.

INSURANCE UPDATE:

Jan Rogers, Livingston Insurance, reviewed the Village's policy in detail with the Board.

The Board would like the coverage on the structures for the Ice Rink Warming Hut and the Restroom Storage Buildings (Locations 3-6 and 3-9) deleted.

The Board asked if the Press Box/Concession on Spring Street (location 3-10) has coverage as none is noted.

The Board asked Jan for an optional quote of \$1,000 deductible for the Inland Marine Section. Several items on the Inland Marine Section will be updated as they belong to the Fire Dept.

Under the Fidelity & Crime Section, a Scheduled Excess Limit of \$100,000 will be added for the Deputy Mayor position.

Commercial General Liability coverage will be added for the Pozzanghera property (3/4 acre vacant parking area) located behind Genesee St.

Jan will confirm the new Court Clerk is included under the Employee Theft coverage limit of \$100,000 of the Fidelity & Crime Section, and that the Code Enforcement Officers are included as Additional Insured under the Public Officials Liability Section.

Jan will also check on the Cyber Liability limit, to see if the Electronic Data Liability coverage of \$100,000 on the Elite Pac and the \$50,000 of Data Compromise on the General Liability Section stack together.

Livingston Insurance is dairying to begin the process of procuring competitive quotes in order to present them to the Board at the end of July or first meeting of August, 2017.

Jan stated that the physical damage coverage for two Fire Trucks is now included under the Commercial Auto Section in lieu of the Inland Marine Section, with the ValueGuard Coverage endorsement applying to these two units.

The Village will provide Livingston Insurance with a copy of the updated Industrial Appraisal when it is available so we can modify the values for those items we have scheduled under the Statement of Values (SOV), if necessary. As a reminder, the SOV reflects the ONLY Buildings & Business Personal Property we have insured

Per Jan, Theft of Money & Securities is now included with a limit of \$50,000 for the entire policy period, with a \$500 deductible in lieu of \$100.

The Village will provide an updated Inland Marine schedule reflecting the "mobile" items/equipment the DPW, Fire Dept. & Police Dept. want insured. The value for any item(s) 10 years or less old should reflect the cost to replace at today's prices with like kind & quality. Otherwise, the value should reflect the Actual Cash Value (e.g. current value based on age, condition, wear & tear, hours, etc. etc.).

TREASURER'S UPDATE:

Treasurer Quinlan stated that the Annual Financial Report Update Document was electronically filed to the State of New York Office of the Comptroller on September 22, 2016.

TAX RELEVY RESOLUTION:

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

RESOLUTION

Whereas, the Village of Avon hereby requests that the County of Livingston collect certain delinquent Villages taxes for the tax levy of June 2016, and

Whereas, the Village of Avon will take no action to recover said unpaid taxes pursuant to Section 1440 of the Real Property Tax Law of the State of New York and no sale on account of said unpaid taxes will be held pursuant to law,

Now therefore be it resolved that the Village of Avon officially requests that the County of Livingston collect certain delinquent Village taxes for the tax levy of June 2016 pursuant to Section 1442 of the New York State Real Property Law.

And it is further resolved that a copy of this resolution, duly certified by the Treasurer of the Village of Avon shall be transmitted forthwith to the Livingston County Treasurer and the Clerk of the Livingston County Board of Supervisors.

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

Thomas Freeman, Mayor	Voting	Yes
Mark McKeown, Trustee	Voting	Yes
William Zhe, Trustee	Voting	Yes
Robert Hayes, Trustee	Voting	Yes
Timmy Batzel, Trustee	Voting	Yes

VOUCHERS AND MANUAL CHECKS:

Upon a motion by Trustee McKeown, the following vouchers and manual checks are approved for payment:

#1-General Fund	\$ 52,696.88
#4-Schedule C Fund	\$ 93,210.94
#5-Water Fund	\$ 7,300.89
#6-Sewer Fund	\$ 60,904.39
#53-Capital Fund	\$ 1,627.00

#68-Capital Fund	\$ 21,717.77
#72-Capital Fund	\$ 870.00
#73-Capital Fund	\$ 2,688.86
#77-Capital Fund	\$164,020.08
#78-Capital Fund	\$ 1,540.00
#11-Debt Service	\$ 2,712.00
TOTAL	\$409,288.81

Manual Checks:

NYS Child Support Processing Ctr.	Child Support-Ferrara	\$ 660.00
Nationwide Retirement Solutions	Deferred Comp.	\$ 1,375.00
Law Enforcement Officer Dues	Police Dues	\$ 384.88
SEIU 200 United	DPW Dues	\$ 301.10
	TOTAL:	\$ 2,720.98

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

Thomas Freeman, Mayor	Voting	Yes
Mark McKeown, Trustee	Voting	Yes
William Zhe, Trustee	Voting	Yes
Robert Hayes, Trustee	Voting	Yes
Timmy Batzel, Trustee	Voting	Yes

EXECUTIVE SESSION:

Upon a motion made by Trustee Zhe, the Board entered executive session at 8:15 p.m. to discuss DPW contractual matters and exited at 9:15 p.m. Trustee McKeown seconded the motion and it was carried by a unanimous vote.

Upon a motion the meeting was adjourned at 9:15 p.m.

Respectfully submitted,

Christine Quinlan
Treasurer