

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 May 8th, 2017.

Present: Thomas Freeman, Mayor
Mark McKeown, Trustee
Bill Zhe, Trustee
Tim Batzel, Trustee (arrived at 7pm)
Rob Hayes, Trustee

Staff: Tony Cappello
John Barrett
Brian Glise
Chris Quinlan

Visitors: Ryan Colvin- MRB

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

DPW UPDATE:

Superintendent Barrett was in attendance to update the Board on the following:

- Superintendent Barrett discovered the reason for the flooding on Wadsworth Ave.; the railroad ditched from Sprinkles to the National Grid Building unbeknown to the Village. An 18" pipe is going from the east to the west down to a 10" pipe. It was too much, and caused the flooding where there has been no flooding in the past. It overflowed a ditch at Kraft. The crew has uncovered and cleaned out the area. Superintendent Barrett reached out to Mr. McTighe from the railroad, who informed him that he also didn't know and said he would go back to them and let them know it is imperative that they notify the Village when doing that kind of maintenance.
- Superintendent Barrett has received the easement from Attorney Whiting for the Oak Hill Drive project and has given them to the residents involved.
- There have been several complaints on River Street from residents saying their backyard are very wet. The crew has checked manholes, and there is nothing that is out of the ordinary, the season has just been extremely wet so far.
- Superintendent Barrett has spoken with Jim Welch and wants to have an agreement stating that if there is a problem with the bridge near his property, the Village will help correct the situation.
- WWTP- work continues at the plant. Currently, the digesters are being worked on. One is primed while the other has been sand blasted.
- At the shop, the roof is almost complete. It should be completely finished in the next couple of days.
- School- water has come across the north east corner of the high school parking lot. The crew ditched and directed the water to the catch basin. By the solar field, there is nothing to divert the water away from the road, which is why it will come over the road there.

- The Mayor asked how the vacuum trailer is working. Superintendent Barrett said that he is very pleased with it.
- Superintendent Barrett updated Ryan Colvin of MRB on the projects that the Village has for the next year.

VOUCHERS AND MANUAL CHECKS:

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

#1-GENERAL FUND	\$1554.44
#4-SCHEDULE C	\$6864.89
#5-WATER	\$3547.07
#6-SEWER	\$11275.92
#17-TA	\$
#50-CAPITAL	\$
#62-CAPITAL	\$
#65-CAPITAL	\$
#72-CAPITAL	\$
#73-CAPITAL	\$
#93-CAPITAL	\$
#78-CAPITAL	\$1748.25
#TRUST AND AGENCY	\$3216.25
TOTAL	\$41906.82

Manual Checks:

Nationwide Retirement Sol.	Def. Comp	\$1690.00
Samuel Cagalj	Arbitration-Employer Share	<u>\$1824.00</u>
TOTAL:		\$3514.00

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

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

TREASURER’S UPDATE:

Treasurer Quinlan was in attendance to update the Board on the following:

- *Fiscal Year End-* Treasurer Quinlan discussed the year end with the Board. She asked that all bills be turned in and paid in order to properly report the financials for the year end.
- *YEAR END TRANSFERS-* Treasurer Quinlan gave the Board the following information:

After our third quarter review of the year-end figures, I would like the Board to resolve to have the following transfers completed:

General Fund (A9952.9) > Fire Eq. Reserve (HR21-5031A)	\$10,000.
General Fund (A9954.9) > Drainage Reserve (HR25-5031A)	\$80,000.
Schedule C Fund (C9956.91) > Filtration Plant Reserve (HR33-5031C)	\$15,286.
Water Fund (F9956.9) > Water Eq. Reserve (HR32-5031F)	\$25,000.
Water Fund (F9957.9) > Water Lines Reserve (HR31-5031F)	\$19,575.
Water Fund (F9958.9) > Equipment Reserve (HR22-5031F)	\$15,000.
Water Fund (F9961.9) > General Fund (A5031)	\$10,000.
Sewer Fund (G9957.9) > Sewer Plant Reserve (HR42-5031G)	\$62,500.
Sewer Fund (G9559.9) > Equipment Reserve (HR22-5031G)	\$20,000.
Sewer Fund (G99510.9) > Buildings Reserve (HR23-5031G)	\$ 6,666.
Sewer Fund (G9901.91) > General Fund (A5031)	\$50,000.

Upon a motion made by Trustee McKeown and seconded by Trustee Zhe, the Board approved the completion of the recommended transfers. The motion was passed by the following vote:

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

- ***Avon Inn Preservation Project- SEQR RESOLUTION-LEAD AGENCY DETERMINATION & DETERMINATION OF ENVIRONMENTAL SIGNIFICANCE***

WHEREAS, the Village of Avon Village Board of Trustees (hereinafter referred to as “Village Board”) has determined the above-referenced Action to be a Type 1 Action pursuant to Part 617 of the State Environmental Quality Review (SEQR) Regulations; and

WHEREAS, the Village Board has determined that the proposed development is subject to a single agency review pursuant to Part 617.6(b) (4) of the SEQR Regulations; and

WHEREAS, the Village Board determines that it is the most appropriate agency for making the determination of significance thereon under the SEQR Regulations; and

WHEREAS, the Village Board has given consideration to the criteria for determining significance as set forth in Section 617.7(c) (1) of the SEQR Regulations; and

WHEREAS, the Village Board has reviewed and accepted the completed Full Environmental Assessment Form (EAF) Parts 1, 2, and 3 on the Action prepared by the MRB Group; and

NOW, THEREFORE BE IT RESOLVED that the Village Board does hereby designate itself as lead agency for the proposed development above herein; and

NOW, THEREFORE BE IT FURTHER RESOLVED, based upon the information and analysis above and the supporting documentation referenced above, the proposed Action **WILL NOT** result in any significant adverse environmental impacts.

BE IT FINALLY RESOLVED that the Village Board does hereby make a Determination of Non-Significance on the proposed development, and the Mayor is hereby directed to sign the Full Environmental Assessment Form Part 3 and issue the Negative Declaration as evidence of the Village Board’s determination.

Motion made by Member Trustee Hayes: Seconded by Member Trustee Zhe

The above Resolution was duly adopted by a vote of 4 on May 8, 2017 by the Village of Avon Board of Trustees.

Thomas Freeman, Mayor
Village of Avon

The following is the vote:

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

- *EFC BOND BUY DOWN*- Treasurer Quinlan discussed with the Board the savings the Village could incur based on the amount of the payment for the EFC Bond. She asked for the Board to decide if they wanted to do the payment and for what dollar amount.

Upon a motion made by Trustee McKeown and seconded by Trustee Zhe, the Board approved the decision to make the payment and to move \$600,000 out of Capital Reserve Fund HR42-Sewer Plant Reserve for the payment. The motion was carried by the following vote:

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

MINUTES:

Upon a motion by Trustee Hayes and seconded by Trustee McKeown, the minutes from the April 3rd and April 17th Village Board meetings are hereby approved as submitted. The motion was carried by the following vote:

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

POLICE UPDATE:

Chief Benedict gave the following update to the Board:

- Chief Benedict told the Board that he was conducting interviews for the part time police position currently open within the department. He has several great candidates.
- The speed sign is currently on Wadsworth Ave.

CODE ENFORCEMENT UPDATE:

Brian Glise and Tony Cappello were in attendance to update the Board on the following:

- Discussion was had regarding NYS codes and new codes that have been implemented. Every year, NYS enacts new codes that we are required to follow. Now we are trying to play catch up with these new regulations.

TRUSTEE’S UPDATE:

1. 2017 Tax Warrant: The following was read by the Mayor:

You are hereby commanded to receive and collect from the several persons named in the assessment roll, hereto annexed, the several sums named in the last column thereof opposite their respective names, for the following purposes:

<i>For the General Fund -</i>	<i>\$1,035,518.00</i>
<i>For Water Liens</i>	<i>- \$ 48,420.14</i>
<i>For Sewer Liens</i>	<i>- \$ 25,755.36</i>
<i>For Prorated Tax Exemptions -</i>	<i>\$ 365.40</i>
<i>For Solid Waste Charges -</i>	<i>\$ 148.50</i>

Being for all purposes a total amount of- \$1,110,207.40

Upon receipt of the roll and warrant by you, and on or before the first day of June, you shall cause to be published in the official papers of the Village, once a week for two consecutive weeks, a notice that such tax roll and warrant have been left with you for the collection of taxes therein levied, and shall designate one or more convenient places in the Village where you will

receive taxes from June first to and including July third from eight o'clock in the morning until four o'clock in the afternoon, except Saturday, Sundays and holidays.

For said period of time you will receive all taxes paid to you without additional charge.

On all such taxes remaining unpaid after July 3rd, interest of five per centum shall be added for the month of July and an additional one per centum for each month or part thereof until payment or tax sale; all pursuant to Section 924(a) of the Real Property Tax law.

You shall attend at the time and place specified in said notice for the purpose of receiving said taxes.

After the third day of July you shall proceed to collect the taxes remaining unpaid, with interest as herein provided, but without any other fee or charge, and for the purpose you are possessed of all the powers of a Town Tax collector. All interest collected shall belong to the Village.

You are to make a return of this warrant on the first day of October after the delivery thereof to you, showing the total amount of taxes paid and each tax unpaid with the receipt of the Village Treasurer for all taxes paid to her, and shall file the roll and warrant in the Office of the Village Clerk. All unpaid taxes shall be sent to the County Treasurer, per Village Board resolution. And for so doing, this shall be your sufficient warrant.

IN WITNESS WHEREOF: The Board of Trustees of said Village of Avon has caused these presents to be signed by its Mayor and the seal of the Village is hereunto affixed this 8th day of May, 2017.

Thomas W. Freeman, Mayor

2. Nationwide-401A-Moran and Baker- Discussion among the Board served to establish that the unions need to be consulted and a resolution needs to be passed in order for the Board to know how to best resolve this retirement issue.
3. Lions Club Clock-A majority of the Village Board would like to see the clock become a reality in the Village. However, they feel that there still needs to be strong fundraising from the Lion's Club and the remaining dollar amount be submitted to the Board for consideration.
4. Rotary Club Park Lodge- The Board discussed the funding and suggested that a 6 year plan could be a good timeline for the Board to be able to set aside money for funding.

The board recognizes that this is a financial commitment and says that planning is key. Upon a motion made by Trustee Zhe and seconded by Trustee McKeown, the Board approved the transfer of \$8000.00 from the General Fund to be transferred to Parks in order to make a balance of \$20,000.00 to use toward a lodge. The motion was carried by the following vote:

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

- 5. Wager Audit- the Board discussed the Wager Audit and agreed to accept the findings with the understanding that they are still in conversation with HUD, which needs to be included.

Upon a motion made by Trustee Zhe and seconded by Trustee Hayes, the Board approved the findings of the Wager Audit with the understanding that the conversation with HUD still needs to be included. The motion was carried by the following vote:

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

There will be audit responses from the Village Board at a future meeting.

EXECUTIVE SESSION:

Upon a motion made by Trustee Zhe and seconded by Trustee McKeown, the Village Board entered into executive session at 9:00pm to discuss contractual issues. The Board exited executive session at 9:30pm. No action was taken. This motion was carried by the following vote:

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

Upon a motion made by Trustee Batzel, the meeting adjourned at 9:30pm.

Respectfully submitted,



Heather Randall
Village Clerk