

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 November 6th, 2017.

Present: Thomas Freeman, Mayor
Mark McKeown, Trustee
Bill Zhe, Trustee
Rob Hayes, Trustee

Staff: Tony Cappello
Brian Glise
John Barrett
Chief Joe Geer
Christine Quinlan

Visitors: Bill Bacon, Director- Livingston County Economic Development
Paul Drozdziel- Planning Board Chairman
Nate VanDerwal- Verizon
Rob McCabe- Verizon
Conrad Baker- Genesee Sun

Absent: Tim Batzel, Trustee

Mayor Freeman called the meeting to order at 6:05pm and began with the Pledge of Allegiance.

BILL BACON-LIVINGSTON COUNTY ECONOMIC DEVELOPMENT DIRECTOR:

BARILLA PILOT PROGRAM- Mr. Bacon discussed with the Board the program and explained that Barillas has reached the point in the program that the bond is paid off, and the Village should be able to reap the rewards. However, this revenue, could push the Village over their tax cap. Currently, county administration and Treasurer Quinlan are looking to see if any other municipality has encountered this “problem”. The idea of a reserve fund was discussed and Mr. Bacon stated that a reserve could be an ideal situation. He felt it prudent to reach out for a legal opinion. Treasurer Quinlan will reach out to the Village’s attorney, the school, and Donegan’s office and would wait for instruction from Mr. Bacon.

VERIZON-NATE VANDERWALL and ROB McCABE:

Mr. VanDerwall and Mr. McCabe were in attendance to discuss the request to install a pole to enhance the service areas. These antennas would provide concentrated coverage in more dense areas while the main cell tower covers the intended footprint. This is necessary in order to be FCC compliant. There would be two poles installed: one on the corner of Dream Valley Blvd. and Collins Street, and a second on the corner of Clinton Street and Lacy Street. Mayor Freeman stated that the cell tower ordinance and local law needs to be reviewed in order to give them an answer. He asked for one month to send the info to the Village attorney to get his opinion.

PUBLIC HEARING- MORATORIUM EXTENSION:

Upon a motion made by Trustee Hayes and seconded by Trustee Zhe, Deputy Mayor McKeown opened the public hearing at 7:00pm by reading the following legal notice, published in the Village’s official newspaper, The Livingston County News:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held before the Village Board of the Village of Avon on Monday, November 20, 2017, at 7:00 p.m. in the Whitney Room at the Village Hall, 74 Genesee Street, Avon, New York on the following matter:

Enacting Local Law No. 1 of 2017 – Extending the Eighteen-Month Moratorium on the Acceptance by the Village of Avon of any application requesting an amendment of the Zoning Map of the Village of Avon.

The Village Board will, at the aforesaid time and place, hear all persons in support of this change or objections thereto. Persons may appear in person or by agent or attorney. A copy of the proposed local law is available for review on the Village’s webpage (www.avon-ny.org) and at the Village Clerk’s office located at 74 Genesee Street, Avon, NY, from 8:00 a.m. to 4:00 p.m. Monday through Friday.

Dated: October 25, 2017

By Order of the Village Board
of the Village of Avon

The motion was carried 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

There were no public comments or complaints. Therefore, upon a motion made by Trustee Hayes and seconded by Trustee Zhe, the public hearing was closed at 7:15pm. The motion was carried 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

DPW UPDATE:

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

- There has been 5 inches of rain in the last week, 1.95 of it was Sunday. The ground is saturated and the river is very high. The pond at the school worked well. The pond on Hal-Bar went right to the top but did not overflow. Wadsworth Ave was ok. The drains throughout the Village would continually clog because of the leaves. The Village crew was out clearing them. Brede's on Temple Street continues to be a problem. The Fire Department was there several times pumping the basement. Superintendent Barrett says that he has a few ideas that may help alleviate some of the issues. Mayor Freeman suggested bouncing the ideas off of Bill Davis.
- Lake Road Project- members from the Town Crew will be helping at the end of the project, and the project itself is well underway. Drainage project at the Downs is complete. Superintendent Barrett will work with Treasurer Quinlan will work on the reimbursement from the County.
- Smoke testing will be done on November 16th and 17th 2017. Superintendent Barrett will put an ad into the Penny Saver to notify the public.

PAUL DROZDZIEL:

Mr. Drozdziel came in front of the Board to give a brief about the Comprehensive Plan Open House. He stated that the evening was well attended. One suggestion he thought was imperative to consider was the updating of the Village Code Book. He said that the Comprehensive Plan and the Code don't fit well together and a little updating could fix that. Mr. Drozdziel reached out to John Steinmetz for some guidance and Mr. Steinmetz responded with an email of "next step" ideas. After some discussion, the Mayor said he will reach out to Mr. Steinmetz to discuss drawing up a new contract for this scope of work.

VOUCHERS AND MANUAL CHECKS:

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

#1-GENERAL FUND	\$14261.57
#4-SCHEDULE C	\$6578.62
#5-WATER	\$2904.13
#6-SEWER	\$9086.33
#TRUST AND AGENCY	\$2874.08
#63-CAPITAL	\$
#64-CAPITAL	\$
#66-CAPITAL	\$
#72-CAPITAL	\$
#77-CAPITAL	\$

#83-CAPITAL	\$
#93-CAPITAL	\$1748.25
#DEBT SERVICE	\$1001.30
TOTAL	\$38454.28

Manual Checks:

The motion was seconded by Trustee Zhe, and was carried 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

TREASURER UPDATE:

Treasurer Quinlan reported the following to the Board:

- Treasurer Quinlan received a letter regarding the disbursement of funds for the State and Municipal Facilities Program in relation to the improvements to the Avon Driving Park and Case Park. The Board recently approved the disbursement, however, some of the amounts were changed. It was necessary to have the Board re-vote. The following is the resolution with the updated information:

RESOLUTION:

Superintendent Barrett, Treasurer Quinlan and Trustee Zhe discussed the Improvements to the Avon Driving Park and Case Park project. The Village has been approved for grant funding in the amount of \$50,000 for this project by the State through the State and Municipal Facilities Program (“SAM”). The Dormitory Authority of the State of New York will administer this grant.

The objective of this project is to support the children of Avon through play in a healthy, safe environment. The desired outcomes remain for a safer play area with play being an important part of their development.

The original project included pickleball supplies which the Village has already purchased. Also, due to a massive remediation project of emerald ash bore trees, the Village will not be purchasing educational signage at this time as previously requested in the original project.

The anticipated start date of the project is April 2018 with an anticipated completion date of October 2018. The project details are as follows:

- Avon Driving Park
 - Replace deteriorating fence that separates the play area from the driveway
 - Make improvements to the play area parking space
 - Add additional play items including safety mats

- Case Park
-Add a stand-alone slide and swing seats appropriate for children ages two (2) to twelve (12) with necessary safety features including safety mats

Parks Commission Chairman Marks has received the following quotes:

- NY State Fence, Inc. to furnish and install a 4' high white semi-privacy 3" picket with 2" gap MFV fence, 6" off the ground in the amount of \$20,150
- Bears Playgrounds to furnish and install five (5) foot wave slide, belt swings, grass mats, and heavy duty swing/slide mats in the amount of \$11,974

Superintendent Barrett provided cost estimates as follows:

- Remove and dispose of the existing post and wire fence
-In-kind labor and equipment in the amount of \$2,000
- Pave the existing driveway (460'x20'x3")
-Materials in the amount of \$8,517
-In-kind labor and equipment in the amount of \$5,060
- Dig out and pave for the new parking area on the east side of the driveway (460'x12'x6")
-Materials in the amount of \$6,815
-In-kind labor and equipment in the amount of \$5,860
- Pave the existing south parking area (220'x50'x2")
-Materials in the amount of \$6,732
-Labor in the amount of \$2,800

Upon a motion made by Trustee Zhe, the Board supports the Improvements to the Driving Park and Case Park project and agrees to \$19,908 for in-kind labor, equipment and materials. Trustee Hayes seconded the motion and it is carried by the following vote:

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

MINUTES:

Upon a motion made by Trustee McKeown and seconded by Trustee Zhe, after some discussion and clarification, the minutes from October 23rd, 2017 are hereby approved as submitted. The motion was carried 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

POLICE UPDATE:

Chief Geer gave the following update to the Board:

- Officer Gleason’s last day on the road for The Avon Police Department was October 30th, 2017.
- The Halloween detail went smoothly.
- Overnight parking hours for the winter months are in effect now.
- The new crossing guard, Paula Clark, is working out very well.
- The speed sign is down for the winter.
- The light up signs for the crossing guards are being ordered.

CODE ENFORCEMENT UPDATE:

Tony Cappello and Brian Glise updated the Board on the following:

- Tony said that three more buildings were completed and have passed inspection.
- Tony has been working with Superintendent Barrett on the Railroad Street project.
- Brian Glise discussed the “Vacant registry” which is a list of NYS properties that are vacant. Treasurer Quinlan and Brian will do more research on it.
- Tony said he was going to check with other municipalities as to their procedures for new businesses coming to the Village.

CHRISTMAS TREE BIDS, 2017-

The Village Board requested bids for pine trees for decorating the Village Circle for the holiday season. Specifics of the bid include the following:

- 24 trees, 7 foot tall
- delivery on November 20th, 2017.

Bids were opened and are as follows:

1. Hober Tree Farm- 24 trees for \$450.00
2. Stokoe Farms- 24 trees for \$720.00
3. Charles McGory- 24 trees for 862.80
4. Hemlock Hill Tree Farm- 24 trees for \$718.80

Upon a motion made by Trustee McKeown and seconded by Trustee Hayes, the Board accepted the bid from Stokoe Farms, for 24 trees at \$720.00, based on past history and quality of trees previously supplied to the Village. The motion was carried 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

The Board is grateful for the selection of bids.

TRUSTEE UPDATE:

- The Board discussed hunting at the reservoir. There was a hunter on Village property, and the discussion revolved around whether or not to allow it, if it should be posted, if it should be prohibited. They decided to table the discussion until all members are present.
- Bill Zhe discussed a meeting held with representatives regarding the grant that the parks did not receive. They were told that the grant will be offered again next year, and what things were looked for on the grant application. The Village will apply again and include the recommended changes.
- Trustee McKeown called the DEC to find out the status of the deer application that the Village sent to them. He hasn't received a response as of yet.
- Trustee McKeown discussed getting a list together of all of the agreements the Village has that should be reviewed annually. Once the list is established, they can be reviewed at the organizational meeting yearly.
- Trustee McKeown volunteered to reach out to the Neth's on Spring Street regarding the scope of work that has been done near them. He will create a letter for them and will give a copy to the Board and keep a copy in the office for documentation for the future.
- The Association Dinner will be held on November 15th, 2017 at the Big Tree Inn in Geneseo.

Upon a motion made by Trustee Zhe and seconded by Trustee McKeown, the Board meetings for January 2018 will be held on the 8th and 22nd of the month, due to the holidays. The motion was carried 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

- The Board discussed the rate of pay for new employee Drew Hull. In the last meeting, the Board agreed to the rate of \$12.50 per hour. Superintendent Barrett stated that he had offered \$15.00 per hour.

Upon a motion made by Trustee Zhe and seconded by Trustee Hayes, the Board agreed to \$15.00 per hour for a "Senior Level" laborer. The motion was carried by the following vote:

Thomas Freeman, Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Absent
Mark McKeown, Trustee	Voting	No
William Zhe, Trustee	Voting	Yes
Robert Hayes, Trustee	Voting	Yes

EXECUTIVE SESSION:

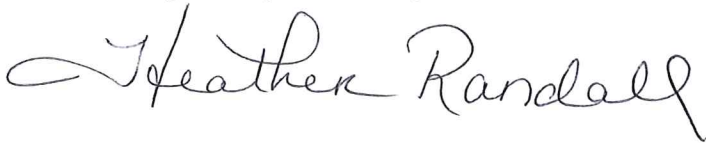
Upon a motion made by Trustee Hayes and seconded by Trustee Zhe, the Board entered into executive session at 8:35pm and to discuss contractual matters. Upon a motion made by Trustee Zhe and seconded by Trustee Hayes, the Board exited executive session at 9:50pm. The motions were carried by the following 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

There was no action taken.

Upon a motion made by Trustee Zhe, the meeting adjourned at 10:00pm

Respectfully submitted,



Heather Randall
Village Clerk