

The meeting of the Board of Trustees of the Village of Avon was held in Conference Room B of the Village Hall, 74 Genesee Street, Avon, New York on Monday November 20th, 2017.

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

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

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

ANTHONY SYLOR- The Rock Salt Race Series

Mr. Sylor approached the Board with a request to hold a race day on July 22nd, 2018, as was previously held in the summer of 2017. He wanted to start early to get everything situated. The Board and Mr. Sylor discussed the previous race and all of the things that worked well. This time around, he would like more input from the Avon Police Department, incorporate more local businesses, and get more community volunteers.

Upon a motion made by Trustee Hayes and seconded by Trustee Zhe, the Board gave permission to Mr. Sylor to hold the race in the Village on July 22nd, 2018. 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

JOSH WILLIAMS-GENESEE SUN

Mr. Williams discussed an opportunity for the Village to use the Genesee Sun as a way to get our legal notices to the masses. For a small weekly fee, the Village could post anything from legal notices to request for bids for the Village. At this time, according to Attorney Whiting, the official publication for the Village must be in print. However, this is an incredible opportunity for secondary notice for our residents, especially those who use the internet as a main source of news, entertainment, and information on a day to day basis.

PUBLIC HEARING- COMPREHENSIVE PLAN REVIEW:

Upon a motion made by Trustee Hayes and seconded by Trustee McKeown, Trustee Hayes opened the public hearing at 7:00pm by reading the following legal notice:

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:

Village of Avon 2017 Draft Comprehensive Plan – Reviewing the Village of Avon 2017 Draft Comprehensive Plan, which is intended to serve as an update to the Village’s current 2011 Comprehensive Plan.

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 2017 Draft Comprehensive Plan 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: November 6th, 2017

By Order of the Village Board

Of the Village of Avon

John Steinmetz of Steinmetz Planning Group, along with his colleague Molly Gaudio, updated those in attendance on the work that the Comprehensive Plan Committee has been doing. He discussed key points that are strong in the plan and also noted weaknesses as well. (The Comprehensive Plan draft is available for review at the Village office.) Mr. Joe Burkhart expressed his desire to work with the Village on coming up with opportunity for a mixed residential area. He feels this could be a better opportunity for the 37 acre lot at Lake Road and Pole Bridge than just single family homes. Discussion continued and comments noted by Mr. Steinmetz. Mayor Freeman suggested that after the comments have been compiled, he would like the opportunity to see them and decide if it should go back to the committee for fine tuning or if the Board is comfortable with adoption of the plan.

Mr. Steinmetz also suggested that now would be a good time to review the Village of Avon’s code book. Mayor Freeman referred him to the Planning Board for that discussion. After the meeting with the Planning Board, Mr. Steinmetz will put a proposal together.

Upon a motion made by Trustee Hayes and seconded by Trustee Batzel, the Board closed the public hearing at 8:00pm. 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

DPW UPDATE:

Superintendent Barrett updated the Board on the following:

- USGS (U.S. Geological Study) contacted Superintendent Barrett for permission to put a new monitoring system at the base of the river by the railroad bridge. This will be a second gage at this location.

Upon a motion made by Trustee Zhe and seconded by Trustee Hayes, the Board authorized Superintendent Barrett to give permission to USGS for the installation of a second monitoring system at the railroad bridge by the river. 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

- Superintendent Barrett requested from the Village Board, a motion to accept dedication of Ross Lane in order to have it placed on the map of village roads, according to the requirements of NYSDOT. The Village has already paved, provided drainage, and finished Ross Lane. This is the final step in order to include it on the local roads inventory that will be submitted.

Upon a motion made by Trustee Hayes and seconded by Trustee Zhe, the Board accepted dedication of Ross Lane. Superintendent Barrett may now add Ross Lane into the inventory of roads for the Village that he will be submitting to NYSDOT. 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

- *Lake Road-* The piping is complete on the Lake Road/ Oak Hill Drive project. Everything is flowing as it should be. The manholes are set. They are repairing the driveways and the roadway cuts and then will pave for the winter. Wednesday will be cleanup.
- *Leaves-* The crew is continuing to pick up leaves.
- *Leak at the Downs-* the crew will dig up and repair the leak at the Downs on Wednesday. The water will be shut off, however the water to the horse barn will still be on.
- *Aqualogics Proposal-* Superintendent Barrett discussed the need to replace the transducer, cable, junction box. He received a quote from Aqualogics in the amount of \$5300.00, which he felt was a good price.

Upon a motion made by Trustee McKeown and seconded by Trustee Hayes, the Board approved the request made by Superintendent Barrett for the Aqualogics proposal. 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

- Superintendent Barrett stated he had a meeting with Barilla on Wednesday to review the SIU permit.
- *Sewer Smoke Testing*- Superintendent Barrett advertised that the Village would be smoke testing the sewers on November 16th and 17th. This test will help identify areas of ground and surface water entering the sanitary sewer system. This will help reduce operating costs at the WWTP and reduce sanitary sewer flow volumes. The non-toxic smoke was blown into the sanitary sewer system and to show where the leaks may be entering the sewer. There were some significant tie-ins found during the testing and definitely had results. Bill Davis of MRB has authorized a third day of testing. A date has not been determined.

VOUCHERS AND MANUAL CHECKS:

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

#1-GENERAL FUND	\$201,039.45
#4-SCHEDULE C	\$7922.15
#5-WATER	\$11,884.78
#6-SEWER	\$4218.04
#17-TA	\$
#50-CAPITAL	\$
#62-CAPITAL	\$
#65-CAPITAL	\$
#72-CAPITAL	\$230.00
#73-CAPITAL	\$
#77-CAPITAL	\$
#78-CAPITAL	\$
#85-CAPITAL	\$738.88
#DEBT SERVICE	\$
TOTAL	\$226,033.30

Manual Checks:

Nationwide Retirement	Deferred Comp. p/r#17-22	\$1450.00
Nationwide Retirement	Deferred Comp. p/r#17-23	\$1375.00
Law Enf. Off. Union	Police Dues November	\$392.16
SEIU 200 United	DPW Dues November	\$308.66
Avon Chorus	Poinsettias	\$48.00
	TOTAL:	\$3573.82

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

MINUTES:

Upon a motion made by Trustee Zhe and seconded by Trustee Batzel, the minutes from November 6th, 2017 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

BILL DAVIS, MRB:

Mr. Davis gave the Board an update on the following:

- Mr. Davis introduced the Board to Shawn Bray. Mr. Bray will be taking over Kurt Rapazzo’s position with the firm as Mr. Rappazzo has moved on to other endeavors.
- Mr. Davis reminded the Board that a Water Treatment Plant Study will be forthcoming.
- The WWTP was inspected on 10/31/17 by the DEC, which was received by Superintendent Barrett, Mr. Davis, and the Board. A response letter will be constructed and will be returned to the DEC by December 1, 2017.
- Mr. Davis would like to get together with Superintendent Barrett to discuss LED lighting and which poles are owned by the Village versus National Grid.

CODE ENFORCEMENT UPDATE:

Code Officer Cappello and Fire Marshal Glise updated the Board on the following:

- The Village does not have a separate permit for new businesses coming into the village for operation. There is however, a location on the building permits that the Village of Avon uses that is categorized as “OTHER”. This box should be chosen, and a brief description of the business should be included.
- Mr. Cappello requested clarification as to his responsibilities in enforcing the requirements for the town homes located by Tops. It is the understanding of the Board that those townhomes are independently owned, but has specific rules required by the developers. These rules are not enforceable by Mr. Cappello.
- Verizon has requested to install “mini-towers” in the Village. Information was sent to Attorney Whiting to get his legal opinion regarding the current ordinance and whether or not this falls into it. Mr. Whiting stated he will contact NYCOM for guidance.

TRUSTEE’S UPDATE:

- The Board discussed the paid family leave information provided by NYS for public employers. As of January 1, 2018, NYS Paid Family Leave will provide employees job protected, paid time off for certain events happening in their lives (ex. bonding with new born/adopted children, care for a family member, assisting when a family member is deployed for active military service, etc.) As a public employer, the Village may choose to opt out of this provision.

Upon a motion made by Trustee Zhe and seconded by Trustee Batzel, the Board voted to opt out of the Paid Family Leave. The Board stated that even though they have chosen to opt out at this time, they may choose to opt in at a later date, as NYS allows. The motion was carried by the following vote:

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

- The Board received a request from County Attorney Shannon H. Hillier on behalf of the Livingston County Office for the Aging to renew the Nutrition Site Lease Agreement for the 2018 year.

Upon a motion made by Trustee McKeown and seconded by Trustee Hayes, the Board agreed to extend the lease for another year. 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

- The board received a request from the Livingston County Highway Department to extend their inter-municipal agreement for an additional twelve month period starting January 1st, 2018 and terminating December 31st, 2018 under the same terms as the original contract.

Upon a motion made by Trustee Batzel and seconded by Trustee Zhe, the Board authorized Mayor Freeman to sign the extension agreement. 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

- Treasurer Quinlan will be meeting with Heather Grant from Livingston County to discuss a grant opportunity for the Village. A public hearing needs to be set by the Board to discuss.

Upon a motion made by Trustee Hayes and seconded by Trustee Batzel a public hearing was scheduled for December 4th, 2017 at 6:00pm. 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

• The Board discussed briefly the sewer use law. A public hearing needs to be held. Upon a motion made by Trustee Zhe and seconded by Trustee Hayes, the Board will choose a public hearing date at the next meeting. 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

EXECUTIVE SESSION:

Upon a motion made by Trustee Hayes and seconded by Trustee Batzel, the Board entered into executive session at 9:35pm in order to discuss contractual issues with police. Upon a motion by Trustee Batzel and seconded by Trustee Hayes, the Board exited executive session at 10:22pm. Both motions were 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 and seconded by Trustee Hayes, the Board tentatively approved the negotiated police union contract, subject to approval by the police union. 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

Upon a motion made by Trustee Zhe and seconded by Trustee McKeown, the meeting adjourned at 10:30pm.

Respectfully submitted,

Heather Randall
Village Clerk

The following is a list of attendees for the November 20th, 2017 Village Board Meeting:

Shawn Bray- MRB
Bill Davis- MRB
Leann Hill- Edward Jones
Josh Williams- Genesee Sun
Anthony Saylor- Bike Race 2018
John Steinmetz- Steinmetz Planning Group
Molly Gaudio- Steinmetz Planning Group
Ken Greenwood- Comprehensive Plan Committee
Bill Nevin- Comprehensive Plan Committee
Ann Younger- Comprehensive Plan Committee
Joseph Burkart- Trakrub Holdings