

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 7th, 2018.

Present: Thomas Freeman, Mayor
 Mark McKeown, Trustee
 Bill Zhe, Trustee
 Rob Hayes, Trustee (arrived @ 6:10pm)
 Tim Batzel, Trustee (arrived @8:00pm)

Staff: Tony Cappello, Code Officer
 Brian Glise, Fire Marshal
 John Barrett, Superintendent of Public Works
 Chris Quinlan, Treasurer
 Chief Joe Geer

Visitors: Ken Greenwood, Comp. Plan Chair
 Honorable Joseph Temperato
 Gary Mendola, White Horse Lane
 Paul Gister- National Grid
 Ken Kujawa- National Grid
 Eric Stappenbeck, South Ave
 Nate Adams, Livonia NY

Mayor Freeman called the meeting to order at 5:30pm and began with the Pledge of Allegiance.

COMPREHENSIVE PLAN:

Ken Greenwood discussed with the Board the Comprehensive Plan and the process of reviewing and revising it. He explained that the plan is a living document that encourages residents of the Village to participate in the maintenance and the growing of the Village. It keeps the community involved in what they wish to see in the Village. The committee was a diversified team that gave an opportunity for all areas be reviewed. When asked how this plan will be monitored, Mr. Greenwood stated that the committee would be involved in periodically reviewing the plan in order to make sure that the plan continues to be useful and relevant to the vision of the Village. The zoning changes that were recommended by the committee will be presented to the Livingston County Planning Board for their review and recommendation this week.

Upon a motion made by Trustee Hayes and seconded by Trustee Zhe, the Board approved the adoption of the Comprehensive plan contingent upon the recommendation of the Livingston County Planning Board. The motion was carried by the following vote:

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

HONORABLE JOSEPH TEMPERATO:

Justice Temperato came to discuss the Counsel at Arraignment Initiative that will be going into effect June 1st 2018. He stated that there are 32 judges in Livingston County and that each judge will be assigned a week for arraignments. The judge would call in at 6:00 am and do any arraignments at 7:00am and then repeat the process at 8:00pm with arraignments at 9:00pm. Where there may be an issue is when someone is arrested in the middle of the night and has to sit in a holding cell until morning, or if the holding cells are full and police from villages are turned away and are required to hold their suspect themselves until they can be arraigned the next day. There are liability issues and even problems with coverage for a shift. With these changes happening, the Justice explained that there will be changes to the court schedule for the Village. He will prepare a letter for us to explain the changes.

GARY MENDOLA:

Mr. Mendola asked for an update for some of the areas around his mother's home, especially the water that pools behind it. Superintendent Barrett stated that there are several things that will be happening in the next few weeks. They are doing a lot of clean up around the Village and are getting right of ways from 5 residents in order to get back there to work. Sidewalks will be going in on High Street as well.

NATIONAL GRID:

Mr. Paul Gister, Customer and Community Manager and Ken Kujawa, Regional Manager of National Grid, was in attendance to discuss LED replacement lights for the Village. There are 4 options for us.

1. Buy the lights from National Grid- the Village would maintain themselves.
2. Conversion of the existing lights to LED lights by National Grid at a cost of approximately \$32,000.
3. Opt In- the existing fixtures, as the die out, would be replaced with LED lights by National Grid. This would be at no cost to the Village.
4. Keep everything as it is currently.

The savings we would see would be in the energy savings. Mr. Gister will send more detailed information in order for the Board to compare to the proposal they have been reviewing from NYPA.

ERIC STAPPENBECK:

Mr. Stappenbeck wanted to discuss with the Board the development of the municipal parking lot behind the town offices. He has concerns with drainage back there and would love to be able to discuss ideas and solutions, such as catch basins. He also expressed concern with the lighting. He feels it is an area that people tend to congregate because the lights are not working. The Mayor stated that the parking area is being worked on and invited Mr. Stappenbeck to come to those committee meetings. In the meantime, Superintendent Barrett said he will reach out to Bill Wall to check the lights in that lot and get them back up and running.

DPW UPDATE:

Superintendent Barrett updated the Board on the following:

- Permissive Referendums- Superintendent Barrett presented the Board with a list of projects for the upcoming fiscal year. He requested that he be allowed to put the projects into the official paper for the Village to meet the required notice for the projects. The following are the permissive referendums for the projects:

AVON DRIVING PARK WATERLINE REPLACEMENT

A RESOLUTION authorizing the expenditures of \$10,000 from capital reserve fund HR31-WATER LINES RESERVE 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 fund needed for Avon Driving Park waterline replacement. The maximum estimated cost of the aforesaid specific object or purpose is \$10,000.

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.

NOTICE PURUANT TO GENERAL MUNICIPAL LAW SECTION 68.

This RESOLUTION published herewith was adopted May 7th, 2018 to authorize the expenditure of monies from capital reserve HR31 in the amount of \$10,000 for fiscal year 2018-2019.

This RESOLUTION is adopted and subject to a permissive referendum under the provision of Article 9 of the Village Law. Petitions protesting against such resolution and requesting that it be submitted to the electors of the Village of Avon for their approval or disapproval may be filed with the Village Clerk at any time within thirty (30) days after the date of the adoption of such resolution.

PICKUP TRUCK SALT SPREADER

A RESOLUTION authorizing the expenditures of \$6,000 from capital reserve fund HR22-EQUIPMENT RESERVE 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 fund needed for a pickup truck salt spreader. The maximum estimated cost of the aforesaid specific object or purpose is \$6,000.

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.

NOTICE PURUANT TO GENERAL MUNICIPAL LAW SECTION 68.

This RESOLUTION published herewith was adopted May 7th, 2018 to authorize the expenditure of monies from capital reserve HR22 in the amount of \$6,000 for fiscal year 2018-2019.

This RESOLUTION is adopted and subject to a permissive referendum under the provision of Article 9 of the Village Law. Petitions protesting against such resolution and requesting that it be submitted to the electors of the Village of Avon for their approval or disapproval may be filed with the Village Clerk at any time within thirty (30) days after the date of the adoption of such resolution.

PICKUP TRUCK

A RESOLUTION authorizing the expenditures of \$32,000 from capital reserve fund HR22-EQUIPMENT RESERVE 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 fund needed for a pickup truck. The maximum estimated cost of the aforesaid specific object or purpose is \$32,000.

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.

NOTICE PURUANT TO GENERAL MUNICIPAL LAW SECTION 68.

This RESOLUTION published herewith was adopted May 7th, 2018 to authorize the expenditure of monies from capital reserve HR22 in the amount of \$32,000 for fiscal year 2018-2019.

This RESOLUTION is adopted and subject to a permissive referendum under the provision of Article 9 of the Village Law. Petitions protesting against such resolution and requesting that it be submitted to the electors of the Village of Avon for their approval or disapproval may be filed with the Village Clerk at any time within thirty (30) days after the date of the adoption of such resolution.

BOD METERS

A RESOLUTION authorizing the expenditures of \$17,000 from capital reserve fund HR42-SEWER PLANT RESERVE 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 fund needed for BOD Meters. The maximum estimated cost of the aforesaid specific object or purpose is \$17,000.

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.

NOTICE PURUANT TO GENERAL MUNICIPAL LAW SECTION 68.

This RESOLUTION published herewith was adopted May 7th, 2018 to authorize the expenditure of monies from capital reserve HR42 in the amount of \$17,000 for fiscal year 2018-2019.

This RESOLUTION is adopted and subject to a permissive referendum under the provision of Article 9 of the Village Law. Petitions protesting against such resolution and requesting that it be submitted to the electors of the Village of Avon for their approval or disapproval may be filed with the Village Clerk at any time within thirty (30) days after the date of the adoption of such resolution.

WATER METERS

A RESOLUTION authorizing the expenditures of \$25,000 from capital reserve fund HR32- WATER EQUIPMENT RESERVE 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 fund needed for Water Meters. The maximum estimated cost of the aforesaid specific object or purpose is \$25,000.

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.

NOTICE PURUANT TO GENERAL MUNICIPAL LAW SECTION 68.

This RESOLUTION published herewith was adopted May 7th, 2018 to authorize the expenditure of monies from capital reserve HR32 in the amount of \$25,000 for fiscal year 2018-2019.

This RESOLUTION is adopted and subject to a permissive referendum under the provision of Article 9 of the Village Law. Petitions protesting against such resolution and requesting that it be submitted to the electors of the Village of Avon for their approval or disapproval may be filed with the Village Clerk at any time within thirty (30) days after the date of the adoption of such resolution.

Upon a motion made by Trustee Zhe and seconded by Trustee Hayes, the Board approved the placement of the permissive referendums into the official paper. The motion was carried by the following vote:

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

- I and I- Superintendent Barrett said that there are priority spots for the cleaning and televising in order to figure out a plan for solving the issues: Peppermints, Dooer, and

North Ave are top spots needed to be reviewed. The cost for the televising and cleaning of these areas are \$17000.

Upon a motion by Trustee McKeown and seconded by Trustee Zhe, the Board agreed to the televising and cleaning of these areas around the Village in the amount of \$17,000. The motion was carried by the following vote:

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

- The crew has been working on the following as well: brush clean up, topsoil at the park and Oak Hill Dr. Preparations to repair what was damaged there during the project and pave. Hydra seeder ready for seeding. At the Driving Park, the fence is complete, the parking lot is graveled and prepared for paving.
- Secondary digester is repaired. Now we are getting an estimate to repair the brick.
- Preparing Reed Street and the south lane of Spring Street for paving. Monday will be grinding, Tuesday and Wednesday will be the cleanup and repair work. Thursday will pave.
- Preparation for Memorial Day
- Superintendent Barrett made note of the final payment in the vouchers for Crane Hogan in the amount of \$6000.00

TREASURER’S UPDATE:

Treasurer Quinlan gave the following update:

- Livingston County will be using a new tax program this year and the bills sent to residents will look different than in the past.
- Treasurer Quinlan submitted a draft letter to the Board which is a response to the NYS Comptroller’s Office Audit draft.

Upon a motion made by Trustee Zhe and seconded by Trustee McKeown, the Board approved the draft and told the treasurer to send the letter to the Comptroller’s office. 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

A corrective action plan will follow. This plan needs to be sent to the Comptroller’s Office within 90 days of receipt of the draft. Treasurer Quinlan and Clerk Randall will create the plan and present it to the Board at a future meeting.

VOUCHERS and MANUAL CHECKS:

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

#1-GENERAL FUND	\$16527.72
#4-SCHEDULE C	\$6873.90
#5-WATER	\$3195.96
#6-SEWER	\$14798.51
#17-TA	\$3559.39
#57-CAPITAL	\$
#62-CAPITAL	\$
#65-CAPITAL	\$
#72-CAPITAL	\$
#73-CAPITAL	\$
#77-CAPITAL	\$6000.00
#78-CAPITAL	\$
#93-CAPITAL	\$1903.10
#DEBT SERVICE	\$
TOTAL	\$52858.58

Manual Checks:

Nationwide Retirement	Def Comp 18-08	\$2067.41
Cardmember Service	Dishwasher Repair/ NRG	\$403.41
Joseph Temperato	Magistrates Meeting	\$16.00
	TOTAL:	\$2486.82

*Please note that Cardmember Services was paid to avoid late fees.

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

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

MINUTES:

Upon a motion made by Trustee McKeown and seconded by Trustee Zhe, the minutes from April 2nd, 2018 meeting are hereby approved as submitted. The motion was carried by the following vote:

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

CODE ENFORCEMENT UPDATE:

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

- There are three new build happening in the Village, locations are as follows:
 1. Rochester Street/North Ave
 2. Linden Street
 3. Anderson Meadows

POLICE UPDATE:

Chief Geer gave the following update:

- The first meeting of the Opioid Task Force was held in April. Several agencies are involved, including local police departments, the Health Department, and CASA.
- Little League Parade was held on April 28, 2018.
- Law Enforcement Torch Run and Special Olympics was held on May 5th, 2018. Chief Geer stated that it was a very nice ceremony and that there is a possibility that it will be held here again next year.
- Chief Geer discussed the bids for the new police car. The lowest bid was \$29496.00 from Bayer in New Jersey. The Highest was from Carmody at \$30643.00. Genesee Valley Ford came in at 29940.00.
- Trustee Zhe asked about getting drug drop box. Chief Geer explained that it is a good idea, however, the box needs to be monitored 24 hours a day. It may be a better idea to do something jointly with the Sheriff’s Department. The Board decided to discuss at a later time.

TAX WARRANT 2018:

Upon a motion made by Trustee Zhe and seconded by Trustee McKeown the following legal notice was approved by the Board.

**LEGAL NOTICE
TAX WARRANT
VILLAGE OF AVON**

To: Christine Quinlan
Village Treasurer

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:

For the General Fund	-	\$ 989,130.00
For Water Liens	-	\$ 50,524.64
For Sewer Liens	-	\$ 29,947.27
For Prorated Tax Exemptions	-	\$ 766.65

Being for all purposes a total amount of- \$1,070,368.56

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 second 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 2nd, 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 second 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 7th day of May, 2018.

Thomas W. Freeman, Mayor

The Board asked Clerk Randall to have the notice published in the official newspaper as required. 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

TRUSTEE'S UPDATE:

- The Livingston County Planning Board has an open position for a representative from the Village of Avon. Trustee Hayes expressed his interest in the position.

Upon a motion made by Trustee McKeown and seconded by Trustee Zhe, the Board appointed Trustee Hayes as the representative of the Village on the Livingston County Planning Board. 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	Abstain

- Discussion about the Senior Bash Billboards took place. The Mayor feels that a review of the sign code is needed.

EXECUTIVE SESSION:

Upon a motion made by Trustee Hayes and seconded by Trustee Zhe the Board entered into executive session at 8:15pm to discuss contractual and personnel matters, and exited at 8:50pm. 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

After exiting executive session, the following action was taken:

- The Board discussed the hiring of a part time officer for the police department.

Upon a motion made by trustee Batzel and seconded by Trustee Zhe, the Board appointed Kevin Geer as a part time police officer for the Village of Avon Police Department. Officer Geer will be paid according to the police contract and his start date is effective May 7th 2018. 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 Hayes and seconded by Trustee McKeown, the meeting adjourned at 9:05pm.

Respectfully submitted,

Heather Randall
Village Clerk