

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 10, 2018.

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

Absent: Superintendent John Barrett
Chief Joe Geer
Tony Cappello, Zoning Officer

Staff: Brian Glise, Fire Marshal
Reid Whiting, Attorney

Visitors: Ed Forsythe
Paul Toarmino
Chuck Kanty
Don Mastin
Scott Gage
Al Beach
Kevin Allen
Larry Sinclair

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

POLICE UPDATE:

Chief Geer wasn't present but provided a written update to the Board as follows:

- Since the last Board meeting, the Police Department has handled 115 calls for service, nine arrests, three burglaries (two closed by arrest after investigation with one investigation on-going), two missing person reports with both located safely, two larcenies, two MVA's in Circle Park with both resulting in DWI arrests, one assault and one stolen vehicle.
- Officer McFadden has returned to the SRO position.
- Chief Geer proposed hiring Nicholas Greco for a part-time officer position. Greco is a U.S. Army Veteran and Purple Heart recipient. He currently works part-time for the Livingston County Sheriff's Department.

Upon a motion made by Trustee Zhe and seconded by Trustee Batzel, the Board hired Nicholas Greco as a PT patrolman. The motion was carried by the following vote:

Thomas Freeman, Mayor	Voting	Yes
Mark McKeown, Trustee	Voting	Yes
William Zhe, Trustee	Voting	Yes

Tim Batzel, Trustee	Voting	Yes
Robert Hayes, Trustee	Voting	Yes

DPW UPDATE:

Superintendent Barrett wasn't present but provided a written update to the Board as follows:

- The crew completed the parking lot near the Village Office.
- The crew cleaned out the drainage swale on High St. near Helen Cole's property.
- The trees near Mike Manning's property have been removed by National Grid with the crew's assistance on brush removal and traffic maintenance.
- Aqualogics has installed the new automation control panel at the WWTP. They will return next week to finish installing all the new inputs from the project into the panel.
- An emergency purchase for a new combustion fan assembly for the heat exchanger at the WWTP was ordered from LMC in the amount of \$5472 installed. This fan exhausts the heat exchanger that heats the sludge in the primary digester. The digester isn't being heated while this fan is out of commission.
- The crew will be excavating and constructing the pad for the new polebarn building at the Driving Park.
- Superintendent Barrett is working with the Livingston County Health Department on submittals to replace the waterline from the upper park to the skatehouse at the Driving Park.
- Superintendent Barrett is working on recommendations for the water pump station project at Conesus Lake.
- MRB is coordinating the sewer system video inspection with Jamco.
- The crew is working on the leaf vacuum for the upcoming season.

Superintendent Barrett asked the Board in his update if the Genesee St. back alleyway should be blacktopped at an approximate cost of \$930. The Board unanimously agreed to this repair work.

Trustee Hayes spoke with Ann Younger regarding the Park Theater's water service. Treasurer Quinlan will contact Lead Operator Vanderbilt to contact Ms. Younger.

Trustee Batzel asked if the drainage ditch on Wadsworth Ave. near Longo's house had been cleaned out. Mayor Freeman responded that the crew cleaned it out.

Mayor Freeman commented that the crew is also working on the Wadsworth Ave. pipe near the Forsythe and McGraw properties.

VOUCHERS and MANUAL CHECKS:

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

#1-General Fund	\$ 15,881.74
#4-Schedule C Fund	\$ 86,234.65
#5-Water Fund	\$ 3,086.75

#6-Sewer Fund	\$ 15,836.89
#93-Capital Projects Fund	\$ 1,903.10
#17-Trust & Agency Fund	\$ 3,521.29
#11-Debt Service Fund	\$ 2,462.10
TOTAL	\$128,926.52

Manual Checks:

Nationwide Retirement Solutions Deferred comp. P/R#18-18 \$2067.41
Total \$130,993.93

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

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

PUBLIC HEARING:

Upon a motion made by Trustee McKeown and seconded by Trustee Zhe, the Board opened the public hearing regarding the proposed local law, Chapter 65, Public Safety, Article 1, by having Trustee McKeown read the following notice published in the Livingston County News as required.

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, September 10, 2018, at 6:30 p.m. in the Whitney Room at the Village Hall, 74 Genesee St., Avon, New York, on the following matter:

Village of Avon Local Law #3-Updating Chapter 65, Public Safety, Article 1, to allow regulated discharge of archery bows, compound bows, and crossbows in the Village.

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 updated language is available for review at the Village Clerk's office located at 74 Genesee St., Avon, New York, from 8:00 a.m. to 4:00 p.m. Monday through Friday.

Dated: July 23rd, 2018

By Order of the Village Board of the Village of Avon

The motion was carried by the following vote:

Thomas Freeman, Mayor	Voting	Yes
Mark McKeown, Trustee	Voting	Yes

William Zhe, Trustee	Voting	Yes
Tim Batzel, Trustee	Voting	Yes
Robert Hayes, Trustee	Voting	Yes

Trustee McKeown commented that the notice was advertised for three weeks in the official paper, as well as posted on the Village website, the post office and local businesses. Trustee McKeown read the proposed law, Chapter 65, Public Safety, Article 1. The Board and the deer committee reviewed and discussed the deer management plan.

Mr. Forsythe asked about hunting rules near the vicinity of homes and sidewalks. Deer Committee Chair Mastin commented that DEC rules are applicable.

Chair Mastin stated that the special season will be from January through March. Proposed bait station sites will need landowner’s permission. Deer population growth has increased. There are less deer hunters, and more predator (fox and coyote) hunters. Nuisance permits are filed in January.

Trustee Hayes commended the Board and the deer committee for their due diligence and hard work on this issue. Trustee Hayes stated that it is the Board’s duty to uphold and promote the health, safety and welfare (economic and life quality) of Village residents. Trustee Hayes is resistant to support a lethal solution within the Village, as he questions if a real and measurable negative impact on the quality of life has been demonstrated, as well as how this solution can be executed safely. Trustee Hayes also commented that this issue is a region wide problem that hasn’t been adequately addressed by NYS DEC.

Mr. Beach asked what other Villages have done. Mayor Freeman responded that both Trumansburg and Fayetteville have similar situations. Trustee McKeown commented that the Village of Caledonia contacted him to obtain information as to what our Village has done to date.

Upon a motion made by Trustee McKeown and seconded by Zhe, the Board voted to adopt Local Law #3-Updating Chapter 65, Public Safety, Article 1. The motion was carried by the following vote:

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

Upon a motion made by Trustee McKeown 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	Yes
Mark McKeown, Trustee	Voting	Yes

William Zhe, Trustee	Voting	Yes
Robert Hayes, Trustee	Voting	Yes

Attorney Whiting will file the local law with New York State. The deer committee will continue to work this project.

MINUTES:

Upon a motion made by Trustee Hayes and seconded by Trustee McKeown, the minutes from the August 6, 2018 and August 20, 2018 meetings are hereby approved as submitted. The motion was carried by the following vote:

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

CODE ENFORCEMENT UPDATE:

Zoning Officer Cappello is at Code Enforcement training this week.

Fire Marshal Glise has been working on inspections. Fire Marshal Glise reported that McDonald’s plans to come before the Planning Board,

Attorney Cohen and Zoning Office Cappello will reappear at Court on September 17th re: Baldassare property at 221 Rochester St.

Trustee McKeown would like Zoning Officer Cappello to follow-up re: weed control letters issued to Frank Csapo and Joe Burkhart for their properties.

TREASURER UPDATE:

In order to comply with one of the Comptroller’s office audit recommendations, Treasurer Quinlan provided documents to the Board re: legal requirements related to the use of and accounting for reserves and capital projects.

Documents provided were from the following:

- Office of the New York State Comptroller Division of Local Government and School Accountability Accounting and Reporting Manual
- Local Government Management Guide on Reserve Funds
- Fund Balance Reporting and Governmental Fund Type Definitions bulletin (GASB 54) updated April 2011 (originally issued November 2010)
- New York Consolidated Laws, Local Finance Laws, Local Finance Law – LFN§ 11.00 Periods of probable usefulness.

The Board acknowledged reviewing these documents, satisfying the training requirement as specified in our corrective action plan to the Comptroller's office.

TRUSTEE UPDATE:

Trustee Zhe informed the Board of the Livingston County aggregate LED street lighting kick off meeting on Sept. 20th with NYPA.

Mayor Freeman plans to speak again to Carmine Simone, Barilla re: noise complaints.

Mayor Freeman would like the Board to consider a local law for no-thru traffic on Ross Lane. Attorney Whiting will provide verbiage for the proposed local law.

Mayor Freeman would like the Board to consider a three-way stop at the intersection of Clinton St. and Genesee St. as it is a main entrance to Avon Schools. A three-way stop will enhance pedestrian safety especially with the two existing crosswalks.

Treasurer Quinlan will obtain appraisal quotes for the property at 97 Genesee St.

Trustee McKeown reviewed the capital projects spreadsheet that he developed with the department head's input. This spreadsheet will be useful when we work on the Village's reserve plan. The Board members will review this working document, and respond to Trustee McKeown with their project ratings from one through five.

Trustee Batzel met with the local branch manager of Tompkins Bank of Castile regarding Insured Cash Sweep (ICS), a higher interest rate product. The Board would like the Branch Manager to attend our next meeting.

Treasurer Quinlan informed the Board of the following upcoming meetings:

- New tax collection software on Sept. 18th
- Transportation Improvement Project (TIP) grant workshop on Sept. 18th
- Preserve NY grant award ceremony on Sept. 25th

Treasurer Quinlan reviewed the Preserve NY grant kickoff meeting with the Landmark Society and stakeholders on August 29th. The first public meeting will be on Sept. 27th at 7 p.m. at the Village Hall.

Upon a motion made by Trustee Hayes and seconded by Trustee Zhe, the meeting adjourned at 8:05p.m.

Respectfully submitted,



Christine Quinlan
Treasurer