

A meeting of the Board of Trustees of the Village of Avon was held in The Whitney Room of Village Hall, 74 Genesee Street, Avon, New York on Monday March 9th, 2020.

Present: Thomas Freeman, Mayor
Tim Batzel, Trustee
Bill Zhe, Trustee

Staff: John Barrett, Supt. Of Public Works
Joe Geer, Chief of Police
Tony Cappello, Zoning/Code Officer
Andy Anderson, Fire Marshal

Visitors: Bill Davis, MRB
Patrick McCormick

Absent: Rob Hayes, Trustee
Mark McKeown, Trustee

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

DPW UPDATE:

Supt. Barrett provided the following update to the Board:

- Tree trimming throughout the Village.
- Plowing snow and continue winter cleanup.
- Grinding tree stumps. Supt. Barrett will pick off the list provided by Dr. Christopher Luley for tree replacement throughout the Village.
- Budget submitted to Treasurer Quinlan.
- Next two weeks- plan to pick up brush, street sweeping, shop work. Installing plate tamper on the mini excavator.
- LCM will install drive card on the trickling filter pumps.
- Supt. Barrett will provide a list of future projects for review either electronically or next meeting. He also hopes to have the schedule c numbers for the Boards review at the next meeting. The Water Board will be meeting in April.
- Received a request for sewer capacity allotment in the industrial park in East Avon from the U of R. The anticipated flow should be within the available capacity. Supt. Barrett reviewed the request along with MRB and feels confident that it will impact our plant minimally. Supt. Barrett and MRB will prepare a letter stating that the request is accepted.
- Two project updates: 1. Epoxy floor at the WWTP. Received a quote from C.A. Reed in the amount of \$27,931. This is a commercial grade company. Supt. Barrett called other companies for quotes; however, C.A. Reed are the only commercial grade in the area. This project was budgeted previously and already went through the permissive referendum requirement.

Upon a motion made by Trustee Batzel and seconded by Trustee Zhe, the Board accepted the C.A. Reed quote for \$27,931.00 The motion was carried by the following vote:

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

- Supt. Barrett submitted a quote for installing the new methane gas drip trap into the existing gas pipeline from LCM in the amount of \$2906.00.

Upon a motion made by Trustee Zhe and seconded by Trustee Batzel, the Board accepted the quote provided by LCM in the amount of \$2906.00. The motion was carried by the following vote:

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

MRB UPDATE:

Bill Davis provided the following update to the Board:

- Sewer Collection I & I project- Final report was submitted to EFC for approval for remaining grant funds. Approval was granted. Improvements to be budgeted by the Village for 2020. Will verify with Treasurer Quinlan of receipt of funds.
- WWTP Disinfection Requirement- WQIP grant not received by the Village in 2019. MRB suggests to re-apply in 2020. Because of DEC’s compliance schedule, the Village will need an extension or should consider starting the design phase in 2020.
- Pebble Beach Pump Station-MRB has developed a more detailed site drawing, with pump selection, building lay-out, and hydraulic profile to refine cost estimate. Cost estimate has been provided for both a CMU building and a prefabricated steel building.
- Water Tank Study-MRB is prepared to present a final report to the Village and Town. Meeting is to be determined.
- Route 5 & 20 Culvert Replacement- Village and Town are working together to continue developing this project. Looking to apply for the Bridge NY grant again.
- Parking Lot Joint Project- Village and Town are working on a concept and determine where funding will be coming from. MRB has looked at access to the lot and potential improvements. MRB has also provided some entrance ideas. Entering the lot from Genesee Street has also been discussed.
- SIU Permit with Kraft- Working with new management at Kraft in review and finalization of the permit.

CODE ENFORCEMENT UPDATE:

Zoning Officer Cappello offered the following update to the Board:

- Demolition has started in the Park Theater. Tony will check to see how long the dumpster is supposed to be there. He will remind them it needs to be removed for the parade.
- There has been no contact with Mrs. D’Angelo regarding the sidewalks in D’Angelo Parkway. Mayor Freeman suggested we help her out by locating a contractor for her to speak with.
- Houses by Barilla have been demolished.

FIRE MARSHAL UPDATE:

Fire Marshal Anderson gave the following update to the Board:

- Inspections continue.
- Carpet for the office is in. Andy will coordinate with the company for pick up of the boxes and the office staff to start installation.

POLICE UPDATE:

Chief Geer provided the Board with the following update:

- Chief Geer attended Officer Moran’s graduation from the Police Academy held on February 29th, 2020. Officer Moran will be scheduled to work on his own starting in April.
- Officer Matthew McFadden has been asked by ACS representatives to attend a safety training being offered in LeRoy during the month of April, no fee required.
- Chief Geer requested of the Board approval to send Officer Travis McFadden to attend Field Training Officer School in Mt. Morris in April, free of charge.

Upon a motion made by Trustee Batzel and seconded by Trustee Zhe, the Board approved both trainings for Officer Matthew McFadden and Officer Travis McFadden. The motion was carried by the following vote:

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

- Everything is prepared for the St. Patrick’s Day Parade, which will be held March 14th, 2020.
- Chief Geer and Mayor Freeman met with Court personnel to discuss court security.

PUBLIC HEARING: SEWER USE LAW

Upon a motion made by Trustee Batzel and seconded by Trustee Zhe, the Board opened the public hearing for the Sewer Use Law at 6:30pm. The notice, which was published in the Livingston County News as required, was read by Patrick McCormick. The motion was carried by the following vote:

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

The notice stated the following:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held before the Board of Trustees of the Village of Avon on Monday, March 9, 2020, at 6:30 p.m. in the Whitney Room at the Village Hall, 74 Genesee Street, Avon, New York on the following matters:

A local law enacting a new, comprehensive Sewer Use Law.

The proposed Sewer Use Law is available for review at the Village Hall located at 74 Genesee Street, Avon, NY, from 8:00 a.m. to 4:00 p.m. Monday through Friday.

The Board of Trustees will, at the aforesaid time and place hear all persons in support of this local law or objection thereto. Persons may appear in person or by agent or attorney.

Dated: February 3, 2020

By Order of the Board of Trustees
of the Village of Avon
Heather Randall, Village Clerk

There was no public comment. The Board held the public hearing open until 7:30pm.

Upon a motion made by Trustee Zhe and seconded by Trustee Batzel the Board voted to approve the enactment of the Sewer Use Law. The motion was carried by the following vote:

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

Upon a motion made by Trustee Zhe and seconded by Trustee Batzel, the Board closed the public hearing at 7:30pm. The motion was carried by the following vote:

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

CLERK UPDATE:

Clerk Randall provided the following update to the Board:

- Letter from Rodney George, 2020 Rotary Corn Festival Chairman. 34th annual Corn Fest will be held Saturday August 8th, 2020.
- Fire Marshal Andy Anderson requests permission to attend NYS Buildings Standards and Codes training to complete his required course. Training will be held March 31 through April 2nd. This will be the final class needed to complete Code Enforcement training. There is no cost for this training.
- Lead Water Operator Kirk Vanderbilt requests permission to attend NYS American Water Works Conference, April 14 through April 16 and the NY American Public Works Association Conference, March 25 through March 27. Both are no cost to the Village.
- Nick Kubinski requests to attend Review Class for ABC Exam held on March 27th at a cost of \$100.00(toward completion of his sewer license).

Upon a motion made by Trustee Batzel and seconded by Trustee Zhe, the Board approved all requests made for training. The motion was carried by the following vote:

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

- The Superintendent ad was in the Pennysaver, the LCN, on the NYCOM website, Rural Water site, our website, and craigslist. We currently have 4 applications.
- In October, Ann Younger submitted a request to lower her billing units at the theater from 3 to 2 for the February 2020 billing. It was discussed, as the bathroom in the storefront was not going to be used, however it was not voted on to officially change the billing from 3 to 2.

Upon a motion made by Trustee Zhe and seconded by Trustee Batzel, the Board agreed to change the billing from three to two units. The motion was carried by the following vote:

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

Upon a motion made by Trustee Zhe and seconded by Trustee Batzel, the Board has set the public hearing for the 2020/2021 Budget for April 6th, 2020 at 6:00pm. Clerk Randall will publish the official notice accordingly. The motion was carried by the following vote:

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

MINUTES:

Upon a motion made by Trustee Batzel and seconded by Trustee Zhe, the minutes from the February 17th, 2020 meeting were 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	Absent
William Zhe, Trustee	Voting	Yes
Robert Hayes, Trustee	Voting	Absent

DELINQUENT WATER/SEWER ACCOUNTS RESOLUTION:

Trustee Zhe offered the following resolution and moved for its adoption:

RESOLUTION

WHEREAS, the Village of Avon residents are billed quarterly for the use of water and sewer within the Village, and

WHEREAS, the February 1st billing is the last billing prior to the yearend fiscal closing, and

WHEREAS, there are delinquent water and sewer accounts, it is therefore

RESOLVED, that all delinquent water and sewer amounts not paid prior to April 3rd, 2020, are added to the Village of Avon tax roll for each specific delinquent account.

Trustee Batzel seconded the motion and it was carried by the following vote:

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

Clerk Randall will put the appropriate notice into the Village’s official paper, as required.

TRUSTEE UPDATE:

- Letter of Understanding between the Avon Lion’s Club and the Village- A letter of understanding was received by the Board outlining the responsibilities of each party upon the Village’s possession of the Tom Moran Memorial Dog Park, located at the Avon Driving Park. The club will be responsible for costs associated with the continued maintenance of the equipment installed at the dog park, while also providing waste bags. The Village agreed to the maintenance of the perimeter of the dog park and the water hydrant maintenance. The Village also agrees to have the waste removed weekly or as needed. The Village also will provide the required insurance.

Upon a motion made by Trustee Zhe and seconded by Trustee Batzel, the Board accepted the Letter of Understanding from the Lion’s Club. The motion was carried by the following vote:

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

Upon a motion made by Trustee Batzel, the Board adjourned at 7:45pm.

Respectfully submitted,

Heather Randall
Village Clerk