

A meeting of the Board of Trustees of the Village of Avon was held in Conference Room B of Village Hall, 74 Genesee Street, Avon, New York, as well as via Microsoft Teams telephone conference on Wednesday, January 20, 2021.

Present: Thomas Freeman, Mayor
 Mark McKeown, Trustee
 Tim Batzel, Trustee
 William Zhe, Trustee
 Patrick McCormick, Trustee

Staff: Joseph Geer, Chief of Police
 Ken Farrell, Superintendent of Public Works
 Anthony Cappello, Zoning Officer
 Andy Anderson, Fire Marshal
 Bill Davis, MRB

Visitor: James Harrington, Town of Avon Councilman

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

In response to the COVID-19 emergency, attendance for this meeting was limited. Treasurer Quinlan conferenced in via telephone. The Board is following the safety protocol set forth by the Governor of NYS and being vigilant in social distancing while trying to continue serving the community the best way possible.

EXECUTIVE SESSION:

Upon a motion made by Trustee McCormick and seconded by Trustee Batzel, the Board entered executive session at 6 p.m., referencing the purpose related to Section 105, Item 5. Mayor Freeman invited Councilman Harrington to the executive session. 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
Patrick McCormick, Trustee	Voting	Yes

The Board exited executive session at 6:55 p.m. No action was taken.

DPW UPDATE:

Superintendent Farrell provided the following update to the Board:

- The crew worked on servicing equipment (fabricated V-plow & replaced hydraulic cooler on sidewalk tractor, replaced two plows blades on trucks).

- The crew replaced two crossover pipes on Mill St. (relieved water on the East side of Mill St.), and are still cleaning up on the west side of Mill St. (between Mill St. and the softball field).
- The crew repaired the catch basin (drainage inlet) on Reed St. just east of Livingston County Pizza.
- The crew took down the Christmas trees in in the Circle park, the lights, and the decorations.
- The crew installed the stop sign at Ross Lane and North Ave.
- The crew fixed a water break on Temple St. on Wed., 1/13/21. A four-inch line had a stress fracture (split around the pipe).
- The crew filled in the old AC vault behind the Park Theater, in the driveway behind the stores about six foot deep. It had an old metal plate over it which was rusted and had a split in it. Filled with # 1 and #2 stone. Superintendent Farrell spoke with Jeff Younger before completing the work.
- 97 Genesee St. home owned by the Village...Superintendent Farrell contacted National Grid and RG&E about cutting services, NG at the pole and RG&E at the gas main. RG&E cut the gas service and removed the meter on Mon., 1/18/21.
- 5 Arch Bridge project...Met with Steve Muhs, Elmer Davis, and Lindsay Yoder, Bero Architecture...Bero Architecture on site to complete final inspection of work. All pleased with the outcome. Manufacturer on site for an inspection and cleared the awork for the warranty.
- Sent a letter out to residents regarding tree removal and trimming.
- Terry Tree started tree removal and trimming work on Tues., 1/19/21.
- Superintendent Farrell has been working with former Superintendent Barrett on DEC paperwork for the water and wastewater plants.
- Superintendent Farrell responded to an e-mail from a resident on Alexander Crossing. He spoke with Town Highway Superintendent Crye in regards to the speed sign, who contacted NYS DOT in regards to a pothole. Superintendent Farrell and Clerk Randall will write a letter to the businesses re: litter on the east side of the Village.
- The crew has done two salt runs in the past two weeks and plowed this morning.
- Superintendent Farrell provided two quotes for the pole barn to be erected at the water filtration plant. This pole barn will store the generator. The first quote is from Bear Hill Builders in the amount of \$10,300. The second quote is from Pat Rio in the amount of \$18,100. After a brief conversation, the Board would like Treasurer Quinlan to investigate whether this project should be quoted at prevailing wage. Treasurer Quinlan will provide findings at the next Board meeting so that the Board can proceed.

LA&L RAILROAD:

Mayor Freeman stated that he spoke with Ray Martel, CEO, of the LA&L Railroad regarding four items as detailed:

- Linden St. sidewalk/crosswalk work
- Spring St. Bridge height needs to be posted to meet federal standards, per previous communication with Tom McTighe, LA&L
- Spring St. wall needs repair.

- Mats need to be replaced at the bottom of the hill on West Main St. (Routes 5&20)

CEO Martel was receptive and will respond to the Mayor as soon as he investigates each issue. Mayor Freeman would like to have a follow-up meeting with Superintendent Farrell, CEO Martel, and Corey Zeh from the LA&L.

TOM WAHL'S:

Mayor Freeman relayed that Keith Herman, Tom Wahl's, called him before the Planning Board meeting on 1/19/21, to offer a 500' easement to the Village to extend the property line with Tom Wahl's to tie-in to the access road to the signalized traffic light. Mayor Freeman relayed to Mr. Herman that the Village would extend Dream Valley Boulevard due east to a point that accommodates Tom Wahl's to access Dream Valley Boulevard to the signalized light. The Village is not going to build an intersection. The Board had a brief conversation regarding the offer. Superintendent Farrell is measuring this area and will bring back a cost estimate to the Board. Mayor Freeman indicated suggested the commercial businesses in the area, i.e., CVS, Tom Wahl's, etc., provide support letters stressing the urgent need for a drainage diversion pipe to the NYS Department of Transportation for the next Bridge NY grant application.

MRB UPDATE:

Bill Davis, MRB, gave the following update to the Board:

WWTP Disinfection Project:

- MRB completed Preliminary Engineering Report (PER). Project included UV disinfection based on previous sample results. SEQR complete. WQIP grant not received in 2019. Suggest Village to re-apply in 2021 if program available.
- Request made to NYS DEC for extension to Compliance Schedule for Disinfection. (SPDES current schedule shows Design completion 12-1-20, Start Construction 5-1-21, Completion 5-1-22). Awaiting response from DEC.
- DEC provided concern/comment with proposed UV in PER due to plant performance in 2019. PER supporting amendment will be needed to move forward and gain approval from DEC.
- Village piloting new coagulant chemical at WWTP with great success. Sampling plan in place to support results for DEC. MRB will need to compile amendment once sample results obtained, targeted for March.
- MRB to send response to DEC re: Annual Inspection NOV (complete).
- MRB provided engineering proposal for design phase.

Pebble Beach Rd PS:

- Pump selection based on (2) vertical mounted centrifugal pumps each capable of up to 2 MGD (fully redundant to existing plant capacity) on VFD's for turn down capability. Room for future third pump considered in design for future expansion. Took site visit to see packaged pump station and options. Package station preferred by Village. Survey received for site.

- MRB contacted Livonia planning dept. (Adam Backus-CEO). Adam and Julie noted no Planning Board involvement needed. Had meeting with Village on site to discuss project specifics, current lay-out, and exterior aesthetics. Decision to proceed with vinyl siding and hip shingled roof – will match general surroundings and will be set back from lake in new location. MRB providing updated dwgs to Livonia Planning Dept for their review (relative to anticipated building permit) – anticipate updated drawings to be provided next week.
- MRB provided SEQR documents to Village for initiation of SEQR.
- MRB continuing design efforts.
- MRB to provide Village with overall Project Budget for PBRPS project and Disinfection project combined (pending).

2 MG Water Tank Valve Vault Replacement:

- MRB/Village met at site to review. Discussed development of a concept plan as a start to the project.
- MRB to provide proposal to Village for concept plan stage (complete).

Water Tank Study:

- Water model and report complete. Proposed improvements reviewed with Village and Town and Water Committee.
- County Wide Water Study - Meeting held with Village, Town, CPL, MRB, and County to discuss Village supply of water to County system and County option of supplying water to south east area of Town. CPL to include in County Wide Water Study report. MRB to provided comments to county on study. Awaiting final County Study document.

Sewer Collection I & I Project - Improvements were budgeted by Village for summer 2020.

Route 5&20 Culvert Replacement – Village and the Town are working together on developing the project and coordinating with adjacent and downstream property owners. Anticipate next application round for NY Bridge grant.

Parking Lot Joint Project – Village/Town working on concept plan and trying to solidify funding for project.

SIU Permit (Kraft) – The Village has been working with new management at Kraft in reviewing and finalizing the SIU Permit and its requirements. Kraft has cleaned out their on-line clarifier tank and it has shown improvements in WWTP influent.

Mayor Freeman related that the impact of the Pump Station project at Pebble Beach Rd. to the neighbors should be negligible. The Board would like to hear comments back from the Town of Livonia Planning Board before adopting the SEQRA. Bill Davis commented that Adam Backus will be taking the information to the Town of Livonia Planning Board on 1/25/21. Mayor

Freeman stated that the improvements will improve the property aesthetically as well as provide quieter noise from the pumps.

After board review and discussion, Trustee McKeown motioned to approve MRB’s proposal for professional services dated January 14, 2021, for the preliminary design phase of the Reservoir Road Water Tank valve vault improvements, not to exceed \$12,000, funded from the Water Fund balance. The motion was seconded by Trustee Zhe and 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
Patrick McCormick, Trustee	Voting	Yes

The Board would like the Water Filtration committee to review the Reservoir Road Water Tank valve vault improvements proposal at their annual meeting and consider if the \$12,000 should be taken out of Schedule C monies, with a recommendation back to the Village and Town boards.

POLICE UPDATE:

Chief Geer gave the following update to the Board:

- The initial police committee meeting to discuss Reform and Reinvention was held on 1/14/21, with the second committee meeting on 1/26/21. A survey will be distributed to the public via the website and other means after the second meeting.

Trustee Batzel commented that he was impressed with the participation and discussion by the various members of the police committee. The Board may have to consider additional office hour monies in the budget for the upcoming NYS mandated Police department certification.

Mayor Freeman spoke to the continued intermunicipal agreement with the Town of Avon regarding traffic enforcement on Pole Bridge and Lake Roads. Chief Geer reports that thirty-one (31) tickets were issued in 2020 by the Avon Police Department on these roadways. Mayor Freeman thanked Chief Geer and the Police Department officers.

FIRE DEPARTMENT UPDATE:

After review and discussion of the four quotes for COVID supplies provided by Assistant Fire Chief Boyd, Trustee McCormick motioned to accept the quote from Regional Distributors, Inc., in the amount of \$1266.65, PO #3622. The motion was seconded by Trustee Zhe and 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

Patrick McCormick, Trustee Voting Yes

This purchase will expend the remaining COVID grant monies. Treasurer Quinlan will submit for reimbursement as soon as all checks clear.

Mayor Freeman spoke with Fire Chief Strozewski before the Board meeting, who relayed that the truck committee is being formed to look at a replacement vehicle for the rescue truck. Chief Strozewski would like the Board to propose two community members to participate on the truck committee. Trustee McKeown relayed that several fire department members will be taking a trip to Williamsville this weekend to look at their apparatus.

CODE ENFORCEMENT UPDATE:

Zoning Officer Cappello and Fire Marshal Anderson gave the following update to the Board:

- ZO Cappello and Fire Marshal Anderson inspected 58 West Main St. on 1/8/21 and provided the owner with a list of items that needed to be completed prior to the Certificate of Occupancy being issued. According to the owner, the Health Department has inspected the premises, and he has a temporary liquor license. ZO Cappello and Fire Marshal Anderson will continue to monitor progress. Fire Marshal Anderson will be going to the property tomorrow to give the owner a sign permit application and the design guidelines, as well as tell him there is sign/façade grant available through Liv. Co. Occupancy will be at 50%, with 6’ separations, and the establishment must serve food, per the current NYS executive orders. Mayor Freeman expressed the importance of a property owner to engage the Village before any construction, remodeling, etc. so that all parties are aware of what is required per State and local codes.
- Fire Marshal Anderson will be meeting Upstate Alarm at the Park Theater regarding the fire alarm system next week.
- Mayor Freeman has spoken with the owner of the Avon Towne Plaza re: yellow tape at his property line adjacent to Tompkins Bank of Castile. Trustee Batzel asked if this parcel is being assessed. Attorney Whiting will investigate this matter.
- Deputy Clerk Margiotta e-mailed a copy of the LCN notice that an alcohol beverage license is pending for Puppy’s Bar and Grill, and the LCN notice for formation of Crooked Barn Brewery LLC, to the Village Board members. ZO Cappello said that the Charlton property owners commented about opening a brewery on their property at a Planning Board meeting, but a permit has not been applied for. Mayor Freeman suggested a courtesy call to the Charlton property owners to ask to be put on the Planning Board’s agenda.

VOUCHERS and MANUAL CHECKS:

Upon a motion by Trustee McKeown, the following vouchers were approved for payment.

#1-General Fund	\$151,462.03
#4-Schedule C Fund	\$ 60,819.89

#5-Water Fund	\$ 2,239.09
#6-Sewer Fund	\$ 17,371.28
#HH69-Capital Fund (Five Arch Bridge)	\$ 3,748.10
Total	\$235,640.39

Manual Checks: no manual checks

The motion was seconded by Trustee Batzel and 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
Patrick McCormick, Trustee	Voting	Yes

MINUTES:

Upon a motion made by Trustee Zhe and seconded by Trustee Batzel, the minutes from the January 4th, 2021 meeting were 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
Patrick McCormick, Trustee	Voting	Yes

TRUSTEE UPDATE:

- ❖ Trustee Zhe reviewed the request from Avon Little League to use the fields at the Driving Park for 2021. Little League has provided a COVID plan as well as a certificate of insurance. Mayor Freeman asked if this would be any different from the Avon Soccer program using the fields. Trustee Zhe replied no. Mayor Freeman reviewed the request from Avon Little League to use the Village Hall for a baseball board meeting. The Board discussed ways to hold renters of the Village Hall accountable to follow cleaning protocols, etc., and will continue to monitor such events. The Board was in consensus that the Avon Little League can use the Village Hall for their Board meeting, and the Driving Park fields as requested.
- ❖ The Board reviewed and discussed the Genesee Valley Trail Towns Initiative joint resolution prepared by Clerk Randall and Secretary to the Supervisor McDowell. Mayor Freeman and Supervisor LeFeber met with Nicole Manapol, Director of the Letchworth Gateway Villages, on November 23, 2021, to review and discuss opportunities for the Village and Town. The Friends of the Genesee Valley Greenway (FOGVG) initiated a Trail Town Program in 2018 to work with communities along the Greenway become economic hubs and attractive destinations for trail users. In order to obtain the technical

assistance needed for this initiative, the FOGVG formed a partnership with Letchworth Gateway Villages (LGV) and has actively participated in the Rural Economic Development Innovation (REDI) Initiative since 2019. REDI has become an active collaboration across a region representing the Genesee Valley, including Towns and Villages in Monroe, Livingston, Wyoming, and Allegany Counties. The GVG Trail Town Program has evolved into the Genesee Valley Trail Town Program with the goal of expanding the Trail Town concept to include other trails like water trails and bike routes in order to include all communities in the Genesee Valley. The plan is to actively promote the region's recreational and outdoor assets and it is an economic development program designed to promote healthy active lifestyles and businesses that support users of recreational resources.

A goal of the Genesee Valley Trail Town program is to better connect communities across the Genesee Valley with their natural resources. Throughout the Genesee Valley there are picturesque communities and scenic locations for outdoor recreation. Recreation options in the Avon area include Genesee Valley Greenway State Park, Letchworth State Park, Finger Lakes Trail, Swain Ski Resort, DEC Sonyea Forest, DEC Ossian State Forest, and the DEC Rattlesnake Hill Wildlife Management Area. By connecting to these outdoor areas, Avon can provide adventure tourists with needed goods and services, while highlighting and sharing the things that make Avon unique. These connections can create a vibrant tourism economy and a healthier place to live.

Not only will adventure tourists need supplies and equipment to explore Avon’s natural areas, but they will also have a host of other needs. They will need places to stay, places to eat and places to be entertained. They will want souvenirs from area artists and craftsmen. They will want to learn the story of Avon and how it came to be what it is today. The Genesee Valley Trail Town Program will bring together all aspects of Avon to achieve a common vision for Avon’s town and village.

Upon a motion made by Trustee McCormick and seconded by Trustee Zhe, the Village Board resolves to endorse the Genesee Valley Trail Town Program and work in collaboration with LGV, and REDI (USDA) through creation of a local Trail Town Committee responsible for liaising with the Genesee Valley Trail Town Program, organizing activities in support of the Program and participating in Program workshops and other activities planned over the course of the 2020-2021 project cycle. 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
Patrick McCormick, Trustee	Voting	Yes

- ❖ Trustee McKeown suggested revisiting the COVID policies as CDC guidance and NYS executive orders have changed. Trustee McKeown and Treasurer Quinlan will update the policies and provide them to the Board for review and approval.
- ❖ Trustee Batzel updated the Board regarding his request to Treasurer Quinlan for the monthly cash trial balances. Trustee Batzel asked if the December bank reconciliations have been completed. Mayor Freeman assured Trustee Batzel that the bank reconciliations are current.
- ❖ Trustee McKeown provided an update to the Board regarding the audio-visual quotes. A second vendor quote was received for approximately \$16,500 for a portable AV system. Trustee McKeown has not heard a response back from the original vendor regarding a revised quote. Mayor Freeman suggested holding off as stimulus money for local governments may be coming from the federal government for items such as this.
- ❖ Mayor Freeman asked if the streetlight vendors should be asked back to a Board meeting. Trustee Batzel questioned as to why the comparisons on the spreadsheet provided by Trustee McKeown have different light quantities, rebate amounts and maintenance amounts. Treasurer Quinlan will investigate what information she may have as well as reach out to the vendors for clarification. Treasurer Quinlan will also provide information to the Board regarding what direction the initial Liv. Co. communities that were included in NYPA's assessment have proceeded forward with.
- ❖ The Board briefly discussed the D'Angelo sidewalk project. Trustee McCormick related that the Planning Board meeting was held on 1/19, and the Village Board should receive the Planning Board's recommendation soon.

TREASURER UPDATE:

Treasurer Quinlan provided the following update:

- Five Arch Bridge project has been completed. We have received the certified payrolls and the warranty information. Treasurer Quinlan will apply for the grant reimbursement as soon as the checks clear. Treasurer Quinlan will provide Clerk Randall with the narrative, pictures, and the warranty to have on file.
- Shawn Dunwoody will be back in March or April weather permitting to complete the mural.
- The National Register steering committee met virtually on 1/6 with Megan Klum and Caitlin Meives, Landmark Society. The first public meeting will be held virtually on 2/24. The informational flyer will be mailed with the February water/sewer bills. A reminder that the water relief notice will also be mailed with the February water/sewer bills.
- Scheduling Teams training with Shawn Petti, Hurricane Technologies.
- Working with John Barrett on 2017 GVBA grant quotes.
- UPWP CAP study steering committee meeting was held virtually on 1/15. Final study document for Board review approval expected at future February meeting.

- Restore NY Park Theater project draft GDA was returned to ESD on 1/13 with revision of federal tax identification number. Virtual public hearing is underway, with PACB approval on 1/27. Then we should receive the final GDA for execution.
- W2's have been mailed.
- Preparing 1099-NEC's, budget worksheets, and developing a budget timeline.
- NYMS technical assistance grant was submitted on 1/15 by Maureen Wheeler.

Upon a motion made by Trustee Zhe, the meeting adjourned at 9:50 p.m.

Respectfully submitted,

Christine Quinlan
Treasurer