

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 tele/video conference on Monday June 7th, 2021.

Present: Thomas Freeman, Mayor
 Mark McKeown, Trustee
 Patrick McCormick, Trustee
 Bill Zhe, Trustee

Staff: Ken Farrell, DPW Supt.
 Joseph Geer, Police Chief
 Chris Quinlan, Treasurer
 Tony Cappello, Code/Zone

Visitors: Jake Whiting, Village Attorney

Absesnt: Tim Batzel, Trustee

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

In response to the Covid-19 emergency, accommodations have been made to allow the public to attend meetings virtually. Gathering restrictions have been adjusted and we are following the guidelines. The Board continues to follow the safety protocol set forth by the Governor of NYS in these changing times and is working to continue serving the community the best way possible.

EXECUTIVE SESSION:

Upon a motion made by Trustee McCormick and seconded by Trustee Zhe, the Board entered executive session at 6:20pm to discuss contractual and legal issues. Upon a motion made by Trustee Zhe and seconded by Trustee McCormick, the Board exited executive session at 7:34pm. Both motions were carried by the following vote:

Thomas Freeman, Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes
Mark McKeown, Trustee	Voting	Yes
William Zhe, Trustee	Voting	Yes

No action was taken.

VOUCHERS and MANUAL CHECKS:

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

#1-GENERAL FUND	\$25793.93
#4-SCHEDULE C	\$31401.79

#5-WATER	\$7940.50
#6-SEWER	\$18475.05
#TA00-TRUST & AGENCY	\$3662.31
TOTAL	\$87273.58

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

Thomas Freeman, Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes
Mark McKeown, Trustee	Voting	Yes
William Zhe, Trustee	Voting	Yes

DPW UPDATE:

Supt. Farrell provided the following update to the Board:

- Brush pick-up continues.
- Topsoil screener fixed-made topsoil.
- Flags and banners were put up for Memorial Day.
- Started flushing hydrants.
- Topsoiled and seeded 97 Genesee Street.
- Flowers have been picked up and the hanging baskets have been hung throughout the Village. Olivia Findlay is back and watering them. She waters them daily, nights and weekends. She is doing a terrific job.
- Moved the Driving Park sign located on the west side of River Street to the east side.
- Two of the three summer workers have started. Supt. Farrell has received good feedback from the crew. They are working hard, and the crew is pleased.
- Picked up the benches created by local students from BOCES. Supt. Farrell will discuss with the parks commission about placement in the park.
- There was a water break on Rochester Street on Wednesday June 2. The crew had everything fixed in approximately four hours.
- Railroad crossing repair- railroad crossing on 5 & 20 at the bottom of the hill is due to be repaired the week of July 20th according to LA&L representatives. They will be doing all of the repair work and closing the road. Members of the village will be available to assist if needed, however the reps have said it will not be necessary. Supt. Farrell and Chief Geer believe that the detour will encompass Wadsworth Ave, Spring Street, and Genesee Street, however they do not have confirmation as yet. It was also mentioned that the bridge on Spring Street has no sign on it because it is regulation height, and it isn't necessary to post.
- Received a quote for the rotating element on the lift pump at the Water Filtration Plant. The cost is \$2700.00.
- Sewer Line Relining- Supt. Farrell has calls in to three companies- two companies from Ontario County (Kenyon Pipeline and National Water Main Cleaning) to see about piggybacking and Skanex- a company the Village has used in the past.

- Supt Farrell will be meeting with Northern Nurseries on Thursday to discuss tree replacement. He spoke with Frank Matusak (Village Restaurant) about replacing the trees in front of the diner and he would like to have them replaced.
- Supt. Farrell met with two of the six residents on High Street about drainage and easements. He believes there will only be a need for four easements instead of the initial six from previous discussions. He will meet with the other two residents later this week.
- Skirting on the thickener at the Sewer Plant has ripped. Quote received for materials only is \$15,828. The installation quote is forthcoming. Operator Nick Kubinski and Supt. Farrell met with a rep from W2O about the installation. This is an emergency and needs to be replaced. If ordered today, the repair would still be 2 months away. Mayor Freeman suggested that Supt. Farrell send the quotes to MRB for review.
- Lead Wastewater Treatment Plant Operator Tom D'Aprile has resigned effective June 11th, 2021. Nick Kubinski has requested (and received at this meeting) to attend the training needed to get his Grade 3 WWT license, which will be offered in February of 2022. DEC has asked for a letter of intent explaining how we will be moving forward. They would like to see the steps the Village will be taking. Supt. Farrell has contacted Bill Davis of MRB to request the use of a licensed engineer from the firm to aid the Village for the time being. Supt. Farrell will meet with former Supt. Barrett to discuss the requirements for a new operator and create an advertisement to publish the position.
- Water tap agreement has been sent to Colton Herring. (The Village previously approved his request to hook into the line). We have not received the agreement back as yet.
- We have not taken delivery on the new backhoe. We should have it in July.

TREASURER UPDATE:

Treasurer Quinlan provided the following update electronically and discussed:

- Bill Boyd working on COVID supplies' quotes for 2nd FEMA grant awarded. Will be asking for budget amendment as we purchased 2nd grant items with remainder of 1st grant balance.
- Brian Strozewski working on AFD quotes for tables, chairs, and ice machine to purchase with Barilla donation.
- Working on bulletproof vest grant application.
- Conference call with Dept. of Ag reps on 6/4. Working on 2017 GVBA grant paperwork.
- Attended Urban Forestry grant review meeting on 5/25. Working on 2019 NYS DEC grant paperwork.
- Working on NYMS Streetscape grant eligibility request. After Village receives NYMS executed agreement, prepare agreement between Village and the Library.
- Landmark Society reps. are looking at starting the in-fieldwork (photographing) in the next couple of weeks. This really just entails walking the street/sidewalks within the district and photographing all the buildings. Reps. will have survey badges with them and letters about what they are doing in case there are any curious owners. Reps never enter private property unless they obtain permission ahead of time. The Village & the steering committee will publicize Landmark's presence in the community before they come out.

- Attended Springbrook Civic Pay meeting on 5/27. Civic Pay is a method used to accept credit cards for transactions in the Springbrook Software System. Treasurer Quinlan provided information for the Board to review and will have more information at the next meeting.
- Attended LIV CO WALLS mural meeting today.
- Bank statements reconciled through May 2021.
- Worked with Jen Talbot on closing entries, etc. on 5/20.
- NYS OSC Annual Update Document webinar on 6/9. Working on Annual Report.
- Shawn Dunwoody was out last week and will be here this week.

GVBA GRANT:

The Avon Driving Park, which is owned by the Village of Avon, has a location which is favorable for the Genesee Valley Breeders Association (GVBA) to use as a fairground, specifically the horse track area. Therefore, in cooperation with the GVBA, the Village Board of Trustees agrees to and approves the Genesee Valley Breeders Association to use the property as a fairground for twenty-five (25) years.

Christine Quinlan, Treasurer of the Village of Avon, is the representative authorized to act on behalf of the Genesee Valley Breeders Association governing body in all matters related to State Assistance under the 2016-2021 Agricultural Fairgrounds Infrastructure Improvements Program. The representative is authorized to make application, execute the contract for State Assistance, submit project documentation, and otherwise act for the Genesee Valley Breeders Association governing body in all matters related to the above referenced programs.

Upon a motion made by Trustee Zhe and seconded by Trustee McCormick the Genesee Valley Breeders Association is allowed to use the Driving Park property specifically, the horse track area as a fairground for at least twenty-five (25) years. The Board also agrees that Treasurer Quinlan will be the representative authorized to act in all matters pertaining to the 2016-2021 Agricultural Fairgrounds Infrastructure Improvements Program on behalf of the Genesee Valley Breeders Association’s governing body. The motion was carried by the following vote:

Thomas Freeman, Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes
Mark McKeown, Trustee	Voting	No
William Zhe, Trustee	Voting	Yes

GVBA provided to the Board the draft resolution they will be offering their own Board to allow Treasurer Quinlan to work on their behalf.

MINUTES:

Upon a motion made by Trustee McKeown and seconded by Trustee McCormick, the minutes from the May 17, 2021 meeting were approved as submitted. The motions were carried by the following vote:

Thomas Freeman, Mayor	Voting	Yes
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Tim Batzel, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes
Mark McKeown, Trustee	Voting	Yes
William Zhe, Trustee	Voting	Yes

CLERK UPDATE:

Clerk Randall provided the following update to the Board:

- Provided guidance from county as to how they have proceeded with CDC guidance with their employees. Also provided is info regarding festivals/events and requirements.
- SR. Nutrition Program will be starting 6/22/2021. Jose and the DPW will be doing a deep clean of the room to start them off.
- Request for approval: Nick Kubinski to attend Grade 3 Supervision and Technical Operations held in Morrisville 2/28/22-3/4/22. Cost for the class \$575.00 (paid on credit card) and lodging to be determined.

Upon a motion made by Trustee McKeown and seconded by Trustee McCormick the Board approved the request to allow Nick Kubinski to attend the Grade 3 Supervision and Technical Operations training course in Morrisville in February of 2022. The motion was carried by the following vote:

Thomas Freeman, Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes
Mark McKeown, Trustee	Voting	Yes
William Zhe, Trustee	Voting	Yes

- Provided a draft letter to send to the D’Angelo Parkway residents to remind them of the sidewalk discussion for the next meeting as a courtesy. Clerk Randall will mail out to the residents along with the modification map approved by the Board in 2003.
- Tom D’Aprile resigned effective 6/11/2021. Letter of resignation to the Village and the union provided.
- Town of Caledonia- received notification of Local Law #2 for 2021 re: amend and restate Chapter 106 of the Town Code to revise the existing regulations for solar energy systems and provide regulations for battery energy storage systems. Public Hearing to be held 6/7.
- Bears Playground- per Jim Fusco- The Village received some items from Bears in response to some vandalism at no cost to the Village (screens and ropes, previously 5 gallons of stain). The clerk will send a thank you note on behalf of the Village.
- We will be destroying the following records: closed projects (2012-2015) 6yr, W-2s (2007-2015) 5yr, tax collection records (2010-2014) 6yr, 1099s (2007-2015) 5yr, NYS-45 quarterly report (2007-2014) 4yr, IRS-941 Quarterly report (2007-2014) 4yr
- Chamber Update provided for your review.

POLICE UPDATE:

Chief Geer provided the following report to the Board:

- 140 calls in the last two weeks. 14 arrests made.

- The scaled back Memorial Day Ceremony went well. There were more people in attendance than anticipated. The Fire Department chicken BBQ went very well.
- Training announcement- Policing and Safeguarding Students with Disabilities. Chief requested to send Officer McFadden (SRO of the school). Total cost is \$60.00. The Board agreed stating that this would be a worthwhile training for him to attend.
- Speed Sign- Chief Geer has been looking into replacing the speed sign which has been broken for some time. The cost for a new one is between \$3500-\$4000. He is reviewing his budget to find the money to replace it.
- DOT check scheduled for June 17, 2021, and will be held on Horseshoe Blvd. This has worked very well in the past. A second check is scheduled for July 22, 2021; however, this may be cancelled due to the railroad doing repair work on Route 5 & 20.

CODE ENFORCEMENT UPDATE:

Code Officer Cappello gave the following update:

- Kraft is interested in putting up solar panels. He asked them to provide a layout/design of what they are interested in doing. Mayor Freeman said they should take the request/application to the Planning Board for review.
- Corner of Barilla Drive and Rochester Street- gentleman looking to purchase property and build a structure. The building would house an office and three apartments. (Description changed a bit from the last meeting).
- Trustee McCormick asked about a couch that he has seen out on Oak Street. Officer Cappello said he will reach out to the resident to let him know that Dump Days were approaching and that the couch needs to be removed.

FIRE MARSHAL UPDATE:

Fire Marshal Anderson provide the following update:

- Effective May 19th New York State has adopted the CDC guidance for fully vaccinated people in most businesses and public settings. Fire Marshal Anderson will continue to monitor the updates.

****All information has been provided by the NY forward website. ****

[*per press conference today – NYS is currently at 68% vaccinated. Once we hit 70% all covid related restrictions will be lifted-including capacity restrictions, disinfecting, health screening, logging contact info for tracing, and social distancing. Anticipate reaching this the first week of July.]

- New permits - 33 spring street deck permit
- Building inspections -As of 6/7/21 No new inspections All are complete!
- Occupancy has been Calculated for Park Theater and was given to Ann Younger on 6/4/21.
- Problem Areas
 - Beside King Cole(ongoing) Spoke with Jim Jerris and have a meeting with him next week to discuss problem areas and to provide guidance for cleanup.
 - Concerns over at gas station projects are being addressed by myself and DPW superintendent Farrell.
 - As of 6/7/21 most problematic unused furniture has been addressed and property owners notified.

- Abandoned vehicles- in the process of contacting property owners to notify about Village code Violations! (ongoing)
- Over occupancy issue at 171 Genesee Street apt#3 violation notice has been issued. Fire Chief and Police Department are aware of the situation. (Ongoing)

TRUSTEE UPDATE:

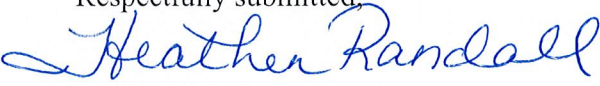
- ✚ Trustee McKeown asked about the “Pocket Park”, specifically if there is still a driveway/road anticipated/ The Mayor, after much discussion among the members, confirmed that there will be a road or driveway somewhere on that property.
- ✚ Trustee McKeown completed the Village Court Audit with Court Clerk Jeanette Cullinan.
- ✚ Trustee McCormick asked about a culvert located on West Main Street. He gave Supt. Farrell the location he was speaking of and asked if that can be cleaned up and repaired. Supt. Farrell new exactly which culvert he was referring to and said that he would like to get that taken care of.
- ✚ The Board discussed the Covid Policies that are currently in place. Trustee McKeown stated that an update is needed, especially in light of the changes that the Governor is rapidly making to ease the restrictions in NYS. The biggest item the Board addressed was masking in the hall. The Governor has stated that NYS will be following CDC Guidelines and use the “if vaccinated- no mask necessary, if unvaccinated, continue to wear masks” guide. Trustee McKeown stated that he has noticed that a majority of people are already not wearing masks in stores and out in public. Trustee McCormick agreed saying it is confusing when there are different rules everywhere. The Board agreed that the other policies should remain in effect for now, pending the changing guidance from the Governor, but the masking mandate can be lifted.

Upon a motion made by Trustee McKeown and seconded by Trustee Zhe, the Board agreed to change the masking rules to follow the guidance provided by the Governor of NYS and CDC to allow those who are vaccinated to go without a mask and unvaccinated to continue wearing them. This includes employees and customers who come into the building. The motion was carried by the following vote:

Thomas Freeman, Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes
Mark McKeown, Trustee	Voting	Yes
William Zhe, Trustee	Voting	Yes

The Board asked Clerk Randall to post signs in the hall stating the change.

Upon a motion made by Trustee McCormick and seconded by Trustee McKeown the Board adjourned at 8:50pm.

Respectfully submitted,

 Heather Randall
 Village Clerk