

A meeting of the Board of Trustees of the Village of Avon was held in Conference room A and B of Village Hall, 74 Genesee Street, Avon, New York, on March 7, 2022.

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

Staff: Ken Farrell, Supt. of Public Works
Joseph Geer, Chief of Police
Christine Quinlan, Treasurer
Brian Strozewski, Fire Chief
Robert Gruenfelder, Fire Fighter
John Barrett, Consultant
Corey Hurley, MRB

Visitors: George Brown, Genesee Street
Cheri Frew, Ross Lane
Amanda Hoffmann, Temple Street
Edward Forsythe, Sackett Road
David LeFeber, Avon Town Supervisor

Per new legislation signed into effect by Governor Hochul, the meeting was made available to the public by video/teleconference. However, the Board is currently meeting in person and invites the public to do so if comfortable. The Board requests that you wear a mask in the Village Hall, regardless of vaccination status, and if you have symptoms or feel sick, to please stay home.

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

COMMERCIAL SEWER PUBLIC HEARING:

Upon a motion made by Trustee Tim Batzel and seconded by Trustee McCormick, the Board opened the public hearing for the commercial sewer rents at 6:00pm by having Clerk Randall read the following notice:

NOTICE OF PUBLIC HEARING

VILLAGE OF AVON, N.Y.

Notice is hereby given, that a public hearing will be held on Monday, March 7, 2022 at 6:00 p.m. at the Village Hall, 74 Genesee Street, Avon, New York, to hear any and all complaints in relation to the number of COMMERCIAL sewer rents assigned for the Village's year

commencing August 1, 2022. There will be no change in the number of RESIDENTIAL units during that period unless there has been or will be a change in the number of living units within a building. Written notice of any proposed change, either residential or commercial, will be given prior to the public hearing.

*By Order of the Board of Trustees
Village of Avon, New York*

Thomas Freeman, Mayor

The motion was carried by the following vote:

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

The Board reviewed the proposed commercial sewer unit changes. Frank Matusak requested of the Board to consider allowing his units to remain at 3 instead of the increase to 4.

Upon a motion made by Trustee Zhe and seconded by Trustee Batzel, the Board accepted the proposed analysis change as presented with the exception of the request from Frank Matusak, keeping his units the same and moved to close the public hearing at 7:45pm. The motions were carried by the following vote:

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

VOUCHERS and MANUAL CHECKS:

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

#1-GENERAL FUND	\$25575.07
#4-SCHEDULE C	12167.11
#5-WATER	3584.98
#6-SEWER	12489.02
#TA00-TRUST & AGENCY	\$5219.82
TOTAL	\$83011.20

Manual Checks:

Nationwide Ret. Sol.	Def. Comp p/r#22-04	\$2149.98
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Fed/NYS Taxes	taxes p/r#22-04	\$15468.72
NYWEA,INC	WWTP op. exam	\$150.00
TOTAL:		\$17768.70

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

Thomas Freeman, Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Yes
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:

DPW Activity – past 2 weeks

- Finished working on topsoil roof
- Plowed and cleaned up snow
- Cold Patch streets
- Serviced equipment
- Picked up X-mas’ trees after snowmelt
- Worked on drainage issue on Commerce Dr.
- Ross Ln. “No Thru Traffic sign taken down Ross Ln. & Rochester St. 3/4/22. Mayor Freeman acknowledged Mr. George Brown to continue the discussion of the Ross Lane signs and the Local Law #4 of 2018. With the signs now correct. The Board does not intend to do anything else with the local law. Mr. Brown suggested adding a definition to clarify what “no thru traffic” meant. The Board stated that they have no intention of changing the law every time someone complains, but they cannot stop someone from complaining. Mr. Brown asked if there is a planned discussion, the residents of Ross Lane be notified in order to include those people affected.
- New lights installed in office and Municipal Parking lot.
- Talked to Mike Hinds NY DOT about X-walks on Wadsworth (RT.39), Village needs to write a request letter for cross walks with locations. (Tustee Batzel reminded Supt. Farrell to include Route 5 & 20 and a letter to the County for Rochester Street.) We then send it to Mike and he will forward on to design.
- Worked on Budget with John

WWTP

- Nick Kubinski has completed his class for grade 3 License. He has sending in Application for ABC test for review expected turn around for review is 6-8 weeks. He will then schedule his test.
- Daily maintenance
- Cleaned out drying beds and ran sludge out to beds

- New computer has been installed, Aqualogics installed their software.

WATER

- Daily maintenance
- Repaired a leak in #1 filter

CALL OUTS

- Sewer Rochester St.
- Plow & Salt
- Tree branches fell on Genesee St. during windstorm over the weekend.
- Tree removal will be starting the week of 3/21/2022. We will be replacing some trees replanting new trees where necessary and grinding stumps. This is line with the tree inventory maintenance and the recommendations made by Chris Luley when the plan was put in place. The Elm trees in front of the Avondale and the bank will be removed as well, and the stumps ground down. They will be replaced.

MRB UPDATE:

Corey Hurley was in attendance to update the Board on the following:

- WWTP Amendment: The Board reviewed the amendment provided for the WWTP Disinfection Improvements (see attached).

Upon a motion made by Trustee McKeown and seconded by Trustee Zhe the Board resolved to adopt the WWTP Disinfection Improvements Engineering Design Services Amendment #1 as discussed and following Trustee Batzel and Treasurer Quinlan’s suggestion for bonding. The motion was carried by the following vote:

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

- Pebble Beach- Construction is underway at the pump station. The Board was offered two quotes for special inspections which are outside the scopes of the original contracts. John Barrett has reviewed the quotes and recommends moving forward with CME Associates.

Upon a motion made by Trustee McKeown and seconded by Trustee McCormick, the Board agreed to follow the recommendation of Mr. Barrett and MRB, moving forward with CME Associates for the special inspections. Treasurer Quinlan will send the P.O. to them. The motion was carried by the following vote:

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

- 2 Million gallon water tank- progressing with design.

FIRE DEPARTMENT:

Chief Strozewski and Fire fighter Robert Gruenfelder discussed with the Board the BLSFR program. They provided information as to what will be needed to get the program up and running for the community such as equipment and supplies. Also discussed were the types of call that they would be answering. At this time, they will be focusing on priority one calls. Training will be available through the County at no charge; however, the department would have to purchase training books. They are looking to purchase three AEDs for the department (Chief car, pumper, and rescue) along with the cases, bags, electrodes, and supplies needed. In total, the start up cost is \$14, 171.10. Then maintenance would be worked into the budget moving forward probably at about \$1000 per year. The department would re-evaluate the program after two years. Currently there are 3 EMTs in the department, with a fourth on track to complete training by May, while several other members have expressed an interest in becoming certified. Wait time on equipment is approximately 6 to 8 weeks so the program looks to be active by mid to late May.

Upon a motion made by Trustee Zhe and seconded by Trustee McCormick, the Board agreed to have the BLSFR program continue to move forward and authorized the start up costs for the AEDs and supplies. The motion was carried by the following vote:

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

TEASURER UPDATE:

Treasurer Quinlan provided the Board with the following update:

Ongoing

- Submitted 2021 GVBA grant documents and quote for gazebo...waiting on 2017 GVBA grant approval...working on 2019 GVBA project which will be portable restrooms.
- Jen Talbot’s recommendations have been resolved except for NYS retirement deductions reported.
- The Board needs to determine use(s) of the ARPA funds. Final uses have been determined by US Treasury.
- Awaiting date/time from D. Brown’s family for park bench recognition event.
- Awaiting date/time from Olie Olson for BOCES benches’ recognition event.
- NYS Review Board to meet & approve NR nomination on March 10th. Landmark Society and the Village to host a tax credit virtual meeting on April 14th at 7 p.m.

New

- National Grid Short Environmental Assessment form for streetlight purchase completed by John Barrett. Returned to Paul Gister on 3/7/22.
- Mural flyer is complete for final approval.
- Committee is meeting regularly to plan mural festival event for July 9th. Committee request to close Genesee St., open Village Hall & Fire Hall for use and restrooms, have DPW prime retaining wall below Genesee St.
- Working on RFP for structure, roof, and decorative stone, for NYMS-TA grant.

- Five elm tree removals in downtown and additional pruning pricing being confirmed for NYS DEC tree grant.
- Village received Tree City USA status. Recognition materials including plaque, signage and flag have been received. Press release forthcoming.
- County First Impressions grant, Police Traffic Safety grant, and several Tree grants being worked on.
- Working on budgets.

DELINQUENT WATER SEWER RESOLUTION FOR 2022

The following resolution was presented to the Board for consideration and adoption by Treasurer Quinlan:

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 1, 2022 are, added to the Village of Avon tax roll for each specific delinquent account.

Upon a motion made by Trustee McKeown and seconded by Trustee Batzel, the Board adopted the resolution as stated above. The motion was carried by the following vote:

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

Clerk Randall will submit the resolution to the LCN for publication as required.

CLERK UPDATE:

Clerk Randall provided the following information to the Board:

- Deer Committee Report- WEEK 9: 4 of six sites harvesting, 17 hours harvesting during 5 sits, 2 shots taken (both bolts recovered. 2 Deer taken. 37 deer observed. To date: 25 deer have been harvested, 27 shots taken (2 misses) for a 93% success rate. 249 deer have been observed over the 23 harvesting dates.

Upon a motion made by Trustee Zhe and seconded by Trustee Batzel, the Board set a special meeting date for March 28th, 2022, for the presentation of the 2022-2023 Budget, and a public hearing date of April 4th 2022 for review of the budget. The motion was carried by the following vote:

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

Clerk Randall will have the notices published in the LCN as required.

- Provided to the Board were copies of the acceptance letters to members of the Fire Department running in the election.
- Received a letter from Livingston County Economic Development notifying of the reimbursement to Mike Carroll for his project.
- Avon Chamber minutes provided for your information.
- Per the request of Mayor Freeman, a Stryker Medical AED was ordered for the Village Hall.

MINUTES:

Upon a motion made by Trustee Zhe and seconded by Trustee Batzel, the minutes from the February 21, 2022, were approved as submitted. The motion was carried by the following vote:

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

POLICE UPDATE:

Chief Geer provided the following report to the Board:

- Chief Geer stated that the cars will be ready for delivery between 3/14 and 3/16. They will then be outfitted.
- Chief Geer presented to the Board a new position request for Civil service in order to create the position needed to add Ian Hall to the roster. The Board reviewed the New Position Duties Statement and authorized the Mayor to execute the paperwork.

Upon a motion made by Trustee Zhe and seconded by Trustee Batzel, the Board accepted the new position duties statement. The motion was carried by the following vote:

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

TRUSTEE UPDATE:

- The Board reviewed the letter received from Assemblywoman Marjorie Burns, alerting us to grants the Village is eligible for. Mayor Freeman discussed with the Board Mr. David Coyne who is who is considering handicap accessibility to the Coyne properties located on Genesee Street and that these grants Assemblywoman Burns is discussing can be used for this type of project. Trustee Batzel suggested revisiting the idea of handrails, and having the Village Hall renovated. The Spring Street Wall was another suggestion.

Mayor Freeman continued the discussion by asking the Board to authorize Doug McCord to create drawings for the Village, not to exceed \$2500.00 for us to maintain for use when applying for grants and presentations.

Upon a motion made by Trustee Batzel and seconded by Trustee McKeown, the Board agreed to have Doug McCord create drawings for the purpose of applying for grants and presentations for the Village, not to exceed a cost of \$2500.00. Trustee McKeown asked that the agreement be made in writing. The motion was carried by the following vote:

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

- ✚ The Board received the Memorandum of Understanding from the Downtown Partnership for the contribution renewal. The contribution is \$4000 which will be billed at a later time. The agreement commences June 1, 2022 and terminates May 31, 2023.

Upon a motion made by Trustee Zhe and seconded by Trustee McCormick, the Board authorized Mayor Freeman to execute the agreement for the Downtown Partnership Contribution Renewal. The motion was carried by the following vote:

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

- ✚ Jean Schoenthal has satisfied her loan with the Village through the Community Development Rehab Loan. She requested the Board to authorize Mayor Freeman to execute the required paperwork in order to discharge the mortgage.

Upon a motion made by Trustee McKeown and seconded by Trustee McCormick, the Board authorized Mayor Freeman to execute the paperwork to discharge Jean Schoenthal's mortgage. The motion was carried by the following vote:

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

- ✚ The Board received a request from Ann Younger's attorney requesting a waiver of the 30 day municipality notification for her liquor license at the Park Theater. The Board had no objections.

Upon a motion made by Trustee Zhe and seconded by Trustee McCormick, the Board agreed to the waiver. The motion was carried by the following vote:

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

Clerk Randall will notify her attorney.

- The Board reviewed the covid masking policy in light of the changes happening statewide.

Upon a motion made by Trustee Zhe and seconded by Trustee McCormick, the Board lifted the mask requirement in the Village Hall and buildings but reserve the right to reinstate the policy should there be a change in the future. The motion was carried by the following vote:

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

- Trustee Batzel discussed the meeting he and Treasurer Quinlan had with another lighting company, Centrix. Trustee Batzel explained that we should put a notice in the paper requesting quotes for the project.
- Before adjourning, Mayor Freeman took a moment to thank Trustee McKeown for his hard work, dedication, and years of service to the Village Board. Trustee McKeown has decided to not run for re-election and ends his term in April of 2022. Congratulations!

Upon a motion made by Trustee Batzel and seconded by Trustee McCormick, the Board adjourned at 8pm. The motion was carried by a unanimous vote.

Respectfully submitted,



Heather Randall
Village Clerk