

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 January 9th, 2023.

Present: Thomas Freeman, Mayor
Amanda Hoffmann, Trustee
Patrick McCormick, Trustee

Staff: Ken Farrell, Supt. of Public Works
Bill Davis, MRB

Visitors: Edward Forsythe, Resident

Absent: William Zhe, Trustee
Tim Batzel, Trustee

Mayor Freeman called the meeting to order at 6pm and began with the Pledge of Allegiance. The Village Board proceeded with standard updates and regular business.

VOUCHERS and MANUAL CHECKS:

Upon a motion made by Trustee Hoffmann, the vouchers and manual checks/electronic payments were approved for payment from the following funds:

#1-GENERAL FUND	\$21683.00
#4-SCHEDULE C	\$9090.00
#5-WATER	\$3627.60
#6-SEWER	\$12535.60
#TA00-TRUST & AGENCY	\$6084.51
TOTAL	\$53020.71

Electronic payments:

FED/NYS Taxes	p/r#22-26	\$15914.75
Nationwide Retirement	p/r#22-26	\$3170.71
	TOTAL:	\$19085.46

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

Thomas Freeman, Mayor	Voting	Yes
William Zhe, Trustee	Voting	Absent
Tim Batzel, Trustee	Voting	Absent
Amanda Hoffmann, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

MRB UPDATE:

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

- PBPS- Bill has the breakdown of hours as requested at the last meeting.
- Valve Vault- Waiting on quotes for electric.
- LeFeber Easement- finalized. Signatures are needed and then the easement can be filed with the county.
- Polebridge Rd Storm Water- this is a previous project that Councilman Coyne would like to see rediscussed. He has been in contact with Mr. Howlett. Mr. Davis hgave a brief history and reviewed the MOU draft that was assembled in March last year. Mr. Davis stated that the solar company (Next Era) still has not addressed the drainage issues and recommends that the Tow not authorize a waiver . These are important issues that need to be addressed and the company should not be allowed to “turn the power on” until they have appropriately addressed the issues. Mr. Howlett would like to see this continue to move forward.

DPW UPDATE:

Supt. Farrell provided the following update to the Board:

DPW Activity – past weeks

- Finished leaves on 12/23, leaf box and machine cleaned and put away.
- Picked up brush/ Christmas trees.
- Fixed sewers on Spring St. & North Ave. Laterals both failed due to previous repairs
- Fixed water leak at Barilla & Horseshoe Dr./ cleared stone out gutter & catch basin. Also cleaned silt out of drainpipe at same intersection.
- Repaired some street signs.
- Ran problem sewers in Village.
- Took down holiday decorations.

Street Lights

- P&CG attempted to install the utility pole in back parking lot off Genesee St. They hit 1 of the town’s geothermal heating lines. It has been repaired.

Wastewater

- Sunday 1/8/23- The new VFD stopped working due to a fault (earth fault?) Operator Kubinski has contacted Aqualogics Systems to repair.

Water

- Kraft has fixed the water main in building 13 (north side of Spring St.)
- The 6” & 2” PRV (pressure reducing valve) station at Polebridge Rd. have malfunctioned. Lead Water Operator Vanderbilt and Chad Bailey rebuilt the 6” today. Plan on rebuilding 2” when parts come in.

Next 2 weeks

- Repairing sewer on Reed & High St. Sewer line has a partial collapse and is causing problems.
- Investigating why there is settling around the sewer manhole near 32 River St. Stakeouts have been called in.

TREASURER UPDATE:

Treasurer Quinlan provided the following update to the Board electronically:

Ongoing

- 2017 GVBA grant...contacted NYS certified MWBE electric vendor who is retired so Supt. Farrell will be meeting with two locals in Jan. for quotes...response back to Supt. Farrell from one of the three NYS certified MWBE paving companies. Preparing MWBE paperwork for NYS review and approval.
- 2018 GVBA grant...working on grant paperwork for portable restrooms and paving including MWBE waiver for submission to NYS Ag for approval.
- 2019 GVBA grant ideas w/pricing discussed with GVBA at their 10/12 meeting. GVBA Board agreed to proceed with grant but not particular projects yet.
- The Board needs to determine additional use(s) of the ARPA funds.
- 2023 Letchworth Gateway Villages upcoming funding so will be brainstorming ideas.
- 2023 Genesee Valley Trail Town grants due 3/31 so will be brainstorming ideas.

New

- Continued review of IT policies w/Shawn Petti, Hurricane Technologies for future Board approval.
- Provided- GVBA/Village draft agreement from Attorney Whiting and Wendy Sisson, Esq. for your review and approval. The Board decided to table this discussion until all members were able to be in attendance.
- Working on 1099-NEC forms.
- W2's completed and distributed.
- No response from National Grid re: resubmittal on 12/15/22, for safety concern for Pole 60 and request for Pole 14 to be looked at.
- Completed 4th quarter IRS & NYS tax reports filed on 12/27/22.
- Submitted final progress report for NYS DEC tree grant on 12/28/22.
- Waiting on one check to clear to submit reimbursement package for NYS DEC tree grant.
- Response from NYS Retirement re: non-reported employee on 12/30/22.
- Sent recent streetlight bill to National Grid for review on 12/30/22, as facility charges and old rate still being charged.
- Centrica's first draw request and Village approval for streetlight project on 1/3/23. Real Lease submitted package to Santander Bank for release of payment.
- Ordered Pocket Park fence on 1/5/23.
- Attending GV Trail Towns committee meeting on 1/26/23.

POLICE UPDATE:

Chief Geer was unable to attend but asked Clerk Randall to present the following update:

- **SRO Contract**- The School Board has signed off on the contract. Union representative Officer Matt McFadden gave it to the union for review, and it has been accepted. An agreement between the Village and the union will be constructed by Attorney Whiting to be added to the current union contract accepting the agreement terms between the Village of Avon and Avon Central School.

Upon a motion made by Trustee Hoffmann and seconded by Trustee McCormick, the Board authorized Mayor Freeman to execute the agreement once received from Attorney Whiting. The motion was carried by the following vote:

Thomas Freeman, Mayor	Voting	Yes
William Zhe, Trustee	Voting	Absent
Tim Batzel, Trustee	Voting	Absent
Amanda Hoffmann, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

- Speed signs have been ordered.

CLERK UPDATE:

The following items are updates from Clerk Randall:

- We have scheduled Town events in the Village Hall starting in January. (Town Board, Planning/Zoning, Court, trials). Court Clerk Cullinan has since called and said that they probably won't need the facility until February. I am keeping them on the schedule just in case things change.
- Centrica work update provided: approximately 82% complete.
- NYCOM: New Law authorizing Volunteer Firefighter/Ambulance worker property tax exemption. In order to authorize the exemption, we must adopt a local law. Then, in order for the firefighter or ambulance worker to take advantage of the exemption, there is an application for them to fill out. The exemption only applies to the municipality that opts in (Village, town, county), and there are certain requirements that must be met. Adoption (if deciding to move forward) is due by December of 2025.
- Deer Committee Update- Week 1- only 2 of 6 sites were harvesting. The two sites spent 8 hours harvesting during three sittings. 3 deer were taken at site 1 during their single session. 3 shots were taken, and all bolts were recovered (100% success rate). 30 deer were observed over the two days. All three deer were donated.
- For your review- Draft MOU- three party agreement for the Stormwater Control Facility @ Pole Bridge Rd and Rte. 5&20. This was discussed at the Oct.2021 Joint Meeting with the Town. A draft was created by MRB in March 2022.
- Chamber minutes provided.
- Letter of Congratulations from Liv. Co. Economic Development re: the Village's completion of the First Impressions Winter Edition project for the reimbursement of \$1500.00.
- Provided- copy of letter from NYSDEC re: Inspection at water plant- no violations.
- Provided- Copy of the County Planning Board agenda.
- **Important Dates:**
 1. January 16th, 2023- Closed for Martin Luther King Jr. Day.
 2. Board Meeting January 23rd at 6pm. February we will be back to the first and third Mondays of the month.

MINUTES:

Upon a motion made by Trustee Hoffmann and seconded by Trustee McCormick, the minutes from the December 19, 2022, meeting along with the resubmitted Joint meeting minutes from

October 25th, 2022, from Deputy Town Clerk Jennifer Shannon, were approved as submitted. The motion was carried by the following vote:

Thomas Freeman, Mayor	Voting	Yes
William Zhe, Trustee	Voting	Absent
Tim Batzel, Trustee	Voting	Absent
Amanda Hoffmann, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

TRUSTEE UPDATE:

- ✚ Exemption Income Limits: At the Livingston County Board of Supervisors meeting held on December 21, 2022, the Board approved raising the exemption limits for both the Senior Citizens' Exemption and the Persons with Disabilities and Limited Incomes. Taxing jurisdictions are not being asked to change their limits but if they choose to do so and maintain equivalent with the County, the entity must hold a public hearing and adopt a local law. The Village of Avon intends to follow suit with the County and will hold a public hearing for the local law/s adoption.

Upon a motion made by Trustee Hoffmann and seconded by Trustee McCormick, the Board scheduled the public hearing for Monday February 6th at 7pm where the local laws will be discussed possibly adopted. The motion was carried by the following vote:

Thomas Freeman, Mayor	Voting	Yes
William Zhe, Trustee	Voting	Absent
Tim Batzel, Trustee	Voting	Absent
Amanda Hoffmann, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

Clerk Randall will work with Attorney Whiting on the required notice for publication, and the local laws for review.

- ✚ Trustee McCormick stated that the Planning Board has decided to create a committee to work on the solar legislation for the Village. The committee will meet two times a month.
- ✚ Mayor Freeman announced that he is on the agenda for the January 16th meeting with the EAFD at 7pm. Trustee Hoffmann will join him.
- ✚ The Village Board reviewed the DOT letter received in regard to crosswalks around the Village.
- ✚ The Board tabled the discussion of the Five Arch Bridge until the next meeting in order for all members to be included.
- ✚ Sam Rugg requested of the Board authorization to attend training to be held in Morrisville, March 27-31, 2023. This is the final course needed for him to test for his grade III operator exam.

Upon a motion made by Trustee Hoffmann and seconded by Trustee McCormick, the Board authorized Sam's training request in the amount of \$1427.00. The motion was carried by the following vote:

Thomas Freeman, Mayor	Voting	Yes
William Zhe, Trustee	Voting	Absent
Tim Batzel, Trustee	Voting	Absent
Amanda Hoffmann, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

EXECUTIVE SESSION:

Upon a motion made by Trustee Hoffmann and seconded by Trustee McCormick, the Board entered executive session in order to discuss contractual and the employment history of a particular person or corporation leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal, or removal of a particular person or corporation. The motion was carried by the following vote:

Thomas Freeman, Mayor	Voting	Yes
William Zhe, Trustee	Voting	Absent
Tim Batzel, Trustee	Voting	Absent
Amanda Hoffmann, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

Upon a motion made by trustee McCormick and seconded by Trustee Hoffmann, the Board exited executive session at 7:40pm. The motion was carried by the following vote:

Thomas Freeman, Mayor	Voting	Yes
William Zhe, Trustee	Voting	Absent
Tim Batzel, Trustee	Voting	Absent
Amanda Hoffmann, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

Upon a motion made by Trustee Hoffmann and seconded by Trustee McCormick, the Board authorized the rate increase of Nick Kubinski to \$30.92 as he has received his Grade III License as is designated the Lead Sewer Plant Operator for the Village. His increase will be retro active to December 15th, 2022. The motion was carried by the following vote:

Thomas Freeman, Mayor	Voting	Yes
William Zhe, Trustee	Voting	Absent
Tim Batzel, Trustee	Voting	Absent
Amanda Hoffmann, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

ADJOURNMENT:

Upon a motion made by Trustee McCormick and seconded by Trustee Hoffmann, the Board adjourned at 7:43pm.. The motion was carried by a unanimous vote.

Respectfully submitted,

Heather Randall
Village Clerk