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, on May 6, 2024.

<u>Present:</u> Robert Hayes, Mayor

Amanda Hoffmann, Deputy Mayor

Tim Batzel, Trustee Tom Cushing, Trustee Patrick McCormick, Trustee

Staff: Ken Farrell, Supt. of Public Works

Timothy Ferrara, Officer-in-Charge

David Piampiano, Fire Chief

Bob Alexander, Code Enforcement Officer

<u>Visitors</u>: Bill Davis, MRB Group

Corey Hurley, MRB Group

Bill Zhe

George Brown Steve Praino Ellen Turner Kitty Bressington Jim Harrington Collin Hayes Kim Miron

Mike Raynard & Cindy Wolfer

Mayor Hayes called the meeting to order at 6:00 p.m. and began with the Pledge of Allegiance.

AVON CORN FESTIVAL:

Collin Hayes appeared before the Board to review and discuss the Corn Festival scheduled for August 10th. Mayor Hayes would like to have an emergency contingency plan in place for inclement weather. Collin is willing to meet with Officer-in-Charge (OIC) Ferrara and Fire Chief Piampiano to designate shelter(s) in place. Deputy Mayor Hoffmann asked why some food trucks do not attend the Corn Festival. Mr. Hayes believes it may be from an issue with access to power or a Health Department concern. Trustee Batzel thinks it may be due to truck idling and noise. Jim Harrington said the Tom Wahl's truck participated years ago, and another vendor complained about exhaust and Wahl's was made to shut the truck off. Mayor Hayes doesn't believe the prohibition is on the Village end. Mayor Hayes will check with the Village insurance company and OIC Ferrara will call the County Health Department. OIC Ferrara has scheduled police coverage for the event.

Upon a motion made by Deputy Mayor Hoffmann and seconded by Trustee Cushing, the Board approves the Corn Festival to be held by the Avon Rotary on August 10th. The motion was carried by the following vote:

Robert Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Deputy Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Yes
Tom Cushing, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

FIVE ARCH BRIDGE:

Lindsay Yoder, Bero Architecture, was unable to attend but provided a letter to the Board which Mayor Hayes read as follows:

SUMMARY OF WORK BID

The bidding documents included the following work:

- All work was limited to the north and south ends (arches) of the bridge, where accessible from grade.
- Masonry repointing in areas indicated on the drawings that included a total allowance of 2.180 linear feet.
- Stone replacement where missing or damaged in locations indicated on the drawings.
- Limited paint removal.
- Replacement of missing wood timbers on the south end of the bridge was separated from the base bid as an Alternate.
- An Alternate to provide flashing at the top course of stone, the full length of the bridge, was removed during the bidding process.

BID RESULTS

- Five bids were received. The bid tabulation form is attached to this letter.
- All five bids were above the project budget of \$200,000.
- The bids ranged from \$315,795 to \$485,555.
- The bid form required each contractor to provide a unit price for 10 linear feet of repointing, those prices ranged from \$100 to 408.73.
- The lowest bidder was Lupini Construction at \$315,795.

RECOMMENDATIONS

- My initial recommendation was to investigate the possibility of awarding the project to the low bidder with a scope of work reduced by a post bid addendum. We learned that NYSPRHP would allow this approach, but Village of Avon municipal law would not.
- My recommendation to move forward is to rebid the project with a reduced scope of
 work that includes work at the north end of the bridge only. This is the park end of the
 bridge where the public has access around and below the bridge.
- The majority of the cost of this project is skilled labor and the cost of skilled labor has and continues to increase year over year, particularly with trades that specialize in archaic materials and for that reason I strongly encourage you to move forward with this project with the proposed reduced scope of work at this time.

Treasurer Quinlan added that Bero Architecture has agreed to rebid the project with no additional service fee.

Deputy Mayor Hoffmann expressed interest in applying for additional grants and considering fundraising for the additional restoration work.

After review and discussion, Deputy Mayor Hoffmann motioned to revise the scope of work and rebid the Five Arch Bridge project based upon Bero's recommendation. The motion was seconded by Trustee McCormick and carried by the following vote:

Robert Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Deputy Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Yes
Tom Cushing, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

Bill Zhe showed the Board and visitors the plaque recognizing the Five Arch Bridge is on the National Register of Historic Places. The plaque will be installed when the North end of the work is completed.

DPW UPDATE:

Supt. Farrell provided the following update to the Board:

DPW Activity

- 1. Brush pickup
- 2. Ground stumps on Genesse St. & planted two trees for Earth/Arbor Day.
- 3. Skating rink is on pallets, waiting for the ground to dry up before moving to storage.
- 4. Duane Staples & Brian Wade have started mowing grass.
- 5. Attended Workplace Violence/Sexual Harassment training on 4/17/2024.
- 6. Equipment maintenance (oil changes, brake repair to pickup truck).
- 7. Rolled Circle Park.
- 8. Terry Tree was here cutting & trimming trees.
- 9. Finished installing yard hydrant in the infield at the Driving Park.
- 10. Ran sweeper.
- 11. Started repairing manholes frames & covers on River St. Preparing for grinding & paving which will take place next month.

WWTP

- 1. The UV project is at a standstill waiting for equipment. Blue Heron has cleaned up the yard.
- 2. Daily operations.
- 3. Ran sludge & hauled sludge.
- 4. Submitted monthly DMR & Operations report to DEC.
- 5. Don Cardinal from DEC visited WWTP for an inspection.

6. Mowing grass.

Water

- 1. Daily operations.
- 2. Read water meters & prepared bills.
- 3. Worked on lagoon pumps.
- 4. Called in stakeouts for stump grinding.

Misc.

- 1. Met with Parks Board at Driving Park for walk around.
- 2. Visited Erie-Attica trailhead site with Treasurer Quinlan to plan signage & horse stanchion placement.
- 3. Avon Lions Club power washed the gazebo at Case Park.
- 4. Paul Gillette built a ramp for the Case Park gazebo.

Upcoming Weeks:

- 1. Prep work on River Street
- 2. Grind stumps.
- 3. Flush fire hydrants with meter to monitor water consumption.
- 4. Pour concrete pad(s) for the statue, flag, and kiosk at Driving Park, and remove old gate.

Superintendent Farrell will provide the upcoming schedule for River St. paving, to post to the Village website and the Avon Community Facebook page.

Trustee Batzel asked if there is electricity at the kiosk site, or should solar be installed? Superintendent Farrell plans to get pricing for electric that will run through conduit in the concrete.

Mayor Hayes asked if Terry Tree was finished. Superintendent Farrell responded yes; they were hired for one week. Deputy Mayor Hoffmann asked if more trees have been identified. Superintendent Farrell explained that the trees being worked on were in the low priority, but since the inventory is now five years old, their priority is now higher.

Mayor Hayes related a citizen complaint from West Main St. regarding a tree that needs to be removed due to safety concerns. According to Superintendent Farrell, the tree was scheduled for removal according to the inventory list. Mayor Hayes has escalated the complaint to Attorney Whiting as the citizen doesn't want the tree to be removed.

Superintendent Farrell reviewed the Aqualogics quote for the SCADA system with the Board. Aqualogics is a sole source vendor as their system is currently in place at our water filtration plant. Treasurer Quinlan stated there is an existing project in place with a budget of \$25,000. After discussion, Trustee Batzel motioned to approve the Aqualogics proposal in the amount of \$23,906. The motion was seconded by Deputy Mayor Hoffmann and carried by the following vote:

Robert Hayes, Mayor	Voting	Yes
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Amanda Hoffmann, Deputy Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Yes
Tom Cushing, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

Superintendent Farrell submitted a conference attendance request form for Board approval. Superintendent Farrell and Chad Bailey would like to attend the 2024 Central NY ReLeaf workshop for planting and pruning trees, in Syracuse on May 14th at a cost of \$60. Upon a motion made by Trustee Batzel and seconded by Deputy Mayor Hoffmann, the Board approved said request. The motion was carried by the following vote:

Robert Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Deputy Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Yes
Tom Cushing, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

PERMISSIVE REFERENDUM:

Treasurer Quinlan provided the following permissive referendum for Board review and approval:

VILLAGE OF AVON RESOLUTION

A RESOLUTION authorizing the expenditures of \$18,000 from capital reserve fund titled Equipment Reserve for the Village of Avon, Livingston County, New York.

Be it resolved, by the Board of Trustees of the Village of Avon as follows:

The specific object or purpose of the Village of Avon, Livingston County, New York for which the expenditures of monies from the capital reserve fund needed to provide a lawnmower. The maximum estimated cost of the aforesaid specific object or purpose is \$18,000.

Upon this RESOLUTION taking effect, the same shall be published in full in THE LIVINGSTON COUNTY NEWS, the official newspaper, together with a legal notice of the Village Clerk as provided by law.

NOTICE PURUANT TO GENERAL MUNICIPAL LAW SECTION 68.

This RESOLUTION published herewith was adopted on May 6, 2024, to authorize the expenditure of monies from the capital reserve titled Equipment Reserve in the amount of \$18,000 for fiscal year 2024-2025.

This RESOLUTION is adopted and subject to a permissive referendum under the provision of Article 9 of the Village Law. Petitions protesting against such resolution and requesting that it be submitted to the electors of the Village of Avon for their approval or disapproval may be filed with the Village Clerk at any time within thirty (30) days after the date of the adoption of such resolution.

By Order of the Board of Trustees Christine Quinlan Treasurer

Upon a motion made by Trustee McCormick and seconded by Trustee Cushing, the Board agreed to publish said permissive referendum. The motion was carried by the following vote:

Robert Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Deputy Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Yes
Tom Cushing, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

ACS SENIOR BASH:

Kim Miron, 2024 Senior Bash representative, requested permission for the 2024 Senior class to paint the west side of the Spring St. bridge wall on June 20th from 6 p.m. to 8 p.m. Graduation is June 22nd. Officer-in-Charge Ferrara will schedule patrol officers to secure the area during the event. The Board unanimously agreed that the Senior class can paint the bridge on said date.

FIRE DEPARTMENT UPDATE:

Chief Piampiano provided the following update to the Board:

- Pumper Company meeting is tonight.
- Van Zandt meeting and truck inspections are on 5/13.
- Avon banquet is on May 18th. Will have Caledonia fill-in as E. Avon is not available.
- Sexual harassment training and bloodborne pathogen training is May 20th.
- Memorial Day parade and chicken barbeque is May 27th.
- The Officers' meeting is May 21st.
- Truck committee is waiting for the revised specs to be returned from the manufacturers.
- Will meet with Corn Festival representative and Officer-in-Charge Ferrara re: designated emergency shelter(s) for inclement weather.

MRB UPDATE:

Bill Davis provided the following update:

WWTP Disinfection Project:

Construction progressing, waiting on UV equipment (due around July/Aug). EFC contacted the Village regarding a site visit, using Critical Path Solutions as a sub-consultant, and providing the required document collection.

Pebble Beach Rd PS:

Pumps operating at 1400 gpm per spec. CP Ward took down the old structures and is working on chemical lines and restoration. Discussed final closeout which should be coming soon. Discussion regarding completion of the fence and any potential changes to the current replacement. Mayor Hayes asked if the fence should be modernized. Fire Chief Piampiano asked if the fence needs to stay in place to comply with Homeland Security regulations? Bill Davis replied yes, and Department of Health safety concerns need to be adhered to as well. Superintendent Farrell stated that the previous Village Board agreed to keep the existing fence intact. Trustee Batzel thinks we should contact our insurance company regarding liability if the fencing is moved and/or modified from the original bid, and he would like the Board to have a site visit so a decision can be made before the contractor proceeds.

Joint Water Tank project:

Working on the intermunicipal agreement (IMA) with Attorney Whiting. The IMA will be sent to the Village soon for review. The A/E procurement is in process. Treasurer Quinlan stated that the RFQ/P was distributed to six engineering firms on April 23, 2024, with a deadline of May 17, 2024.

Triphammer Road Watermain Project:

MRB working on the study. MRB to coordinate a site meeting with the Village of Avon and Town of Geneseo, to walk the area for the new watermain for mapping purposes.

Water/Sewer Income Survey:

On-going. Reviewing benefits of the survey with the Town and coordinating Town involvement w/ Jay Grasso.

Wastewater Treatment Plant (SPDES renewal & Improvement Project):

SPDES application for renewal is owed to NYS DEC. The Village and MRB have assembled all documents, just waiting for sample results, and then all can be sent to DEC. SPDES review by DEC will then commence.

Pretreatment Program and Sign Industrial Users:

Kraft corresponded today that their pilot pretreatment system is not complete yet. MRB and Superintendent Farrell to comment back on the status and schedule.

POLICE UPDATE:

Officer-in-Charge (OIC) Ferrara provided the following update since our last Board meeting on 4/15:

Number of calls: 84

Number of alarms responses: 9

Number of accidents: 1

Number of VTL/PL arrests: 7 Number of Assist Citizen: 0 Number of EMS calls: 25

OIC Ferrara and Treasurer Quinlan applied for the GTSC grant.

Two speeds signs are up, one on Genesee St., across from Fisk Place with the other on Spring St. near the Driving Park. One speed sign is not operational, so OIC Ferrara is obtaining quotes to repair it. Four batteries have bad cells so getting quotes for new batteries. Deputy Mayor Hoffmann asked about the data pulled off the speed sign. OIC Ferrara plans to see what data is available from the sign at the Driving Park soon, as the batteries are dying. Deputy Mayor Hoffmann would like to keep the one at the Driving Park for a few weeks as someone was going fast enough that the sign didn't read the mph.

Officer Bingham and Officer Mitchell volunteered to assist the Special Olympics held on Sat., May 4th. This was the 50th anniversary for the Genesee Region. 250 athletes participated this year.

OIC Ferrara is investigating training opportunities and equipment quotes and will report on those at the next meeting.

Continued SRO presence at Avon Central School. One applicant for the Crossing Guard position has been interviewed.

OIC Ferrara stated he has been scheduling road patrol by backfilling as much as possible with part-time officers. OIC Ferrara has feelers out for part-time help.

Mayor Hayes asked if there are grants for public space cameras. OIC Ferrara isn't aware of any such grants.

VOUCHERS and MANUAL CHECKS:

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

#17-Trust & Agency Fund	\$ 9,128.26 \$51,527.18	
#5-Water Fund #6-Sewer Fund	\$ 1,864.59 \$13,207.84	
#4–Schedule C Fund	\$ 9,733.64	
#1-General Fund	\$17,592.85	

Electronic payments:

Fed/NYS Taxes	P/R#24-08		\$15,736.23
Nationwide Retirement	P/R#24-08		\$ 3,206.21
Fed/NYS Taxes	P/R#24-09		\$14,779.89
Nationwide Retirement	P/R#24-09		\$ 2,863.51
		Total:	\$36,585.84
Manual Checks:			
NYS Child Sup. Proc. Ctr	P/R#24-09		\$ 356.00
•		Total:	\$ 356.00

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

Robert Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Deputy Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Yes
Tom Cushing, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

TREASURER UPDATE:

Treasurer Quinlan provided the Board with the following update:

- Visited the Erie-Attica trailhead site with Superintendent Farrell to plan for sign purchase and placement.
- Streetlight project...awaiting closeout documentation including final signoff, final invoice, as-builts and GIS mapping. Formal closeout meeting with Centrica on Mon., 5/13.
- Received 2017 GVBA grant reimbursement check today.
- Submitted post-budget Constitutional tax limit & final budget to NYS Comptroller.
- Submitted water/sewer relevies & prorated taxes to Liv. Co.
- Submitted GTSC traffic safety grant with OIC Ferrara.
- Submitted SLFRF project & expenditure report.
- Working on the 2018 GVBA grant reimbursement request.
- Working on Eclipse grant reimbursement.
- Provided a draft RFP for the independent audit, for the Board to review. Trustee Batzel will provide several revisions before solicitation.

MINUTES:

Upon a motion made by Trustee Cushing and seconded by Deputy Mayor Hoffmann, the minutes from the April 15, 2024, meeting were approved as submitted. The motion was carried by the following vote:

Robert Hayes, Mayor Voting	Yes
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Amanda Hoffmann, Deputy Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Yes
Tom Cushing, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

Upon a motion made by Deputy Mayor Hoffmann and seconded by Trustee McCormick, the minutes from the April 29, 2024, meeting were approved as submitted. The motion was carried by the following vote:

Robert Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Deputy Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Yes
Tom Cushing, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

TAX WARRANT:

Mayor Hayes read the legal notice for the tax warrant as follows:

To: Christine Quinlan Village Treasurer

You are hereby commanded to receive and collect from the several persons named in the assessment roll, hereto annexed, the several sums named in the last column thereof opposite their respective names, for the following purposes:

For the General Fund	\$1,	234,109.00
For Water Lien	\$	45,759.85
For Sewer Liens	\$	29,684.31
For Prorated Tax Exemptions	\$	1,903.20

Being for all purposes a total amount of \$1,311,456.36

Upon receipt of the roll and warrant by you, and on or before the first day of June, you shall cause to be published in the official papers of the Village, once a week for two consecutive weeks, a notice that such tax roll and warrant have been left with you for the collection of taxes therein levied, and shall designate one or more convenient places in the Village where you will receive taxes from June first to and including July first from eight o'clock in the morning until four o'clock in the afternoon, except Saturday, Sundays and holidays.

For said period of time you will receive all taxes paid to you without additional charge.

On all such taxes remaining unpaid after July 1st, interest of five per centum shall be added for the month of July and an additional one per centum for each month or part thereof until payment or tax sale; all pursuant to Section 924(a) of the Real Property Tax law.

You shall attend at the time and place specified in said notice for the purpose of receiving said taxes.

After the first day of July you shall proceed to collect the taxes remaining unpaid, with interest as herein provided, but without any other fee or charge, and for the purpose you are possessed of all the powers of a Town Tax collector. All interest collected shall belong to the Village.

You are to make a return of this warrant on the first day of October after the delivery thereof to you, showing the total amount of taxes paid and each tax unpaid with the receipt of the Village Treasurer for all taxes paid to her, and shall file the roll and warrant in the Office of the Village Clerk. All unpaid taxes shall be sent to the County Treasurer, per Village Board resolution. And for so doing, this shall be your sufficient warrant.

IN WITNESS WHEREOF: The Board of Trustees of said Village of Avon has caused these presents to be signed by its Mayor and the seal of the Village is hereunto affixed this 6th day of May, 2024.

Robert C. Hayes, Mayor

Upon a motion made by Trustee McCormick and seconded by Trustee Batzel, the Board authorized the Tax Warrant to be executed. The motion was carried by the following vote:

Robert Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Deputy Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Yes
Tom Cushing, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

TRUSTEE UPDATE:

Mayor Hayes submitted a conference attendance request form for Board approval.
 Mayor Hayes would like to attend the NYCOM Annual meeting in Bolton Landing from May 15th to May 17th at a cost of \$1102. Upon a motion made by Trustee Batzel and seconded by Deputy Mayor Hoffmann, the Board approved said request. The motion was carried by the following vote:

Robert Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Deputy Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Yes
Tom Cushing, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

• Deputy Mayor Hoffmann related that the 15-mph sign in the Avon Driving Park was removed when the DPW crew installed the new sidewalks. The sign cannot be reinstalled, per Village code, as the speed limit is 30 mph on all of Spring St. Deputy

Mayor Hoffmann is concerned about pedestrian and vehicular safety. After discussion, Deputy Mayor Hoffman motioned to have Attorney Whiting write the local law to lower the speed limit from 30 mph to 15 mph in the Avon Driving Park, from the portion of Spring St. west of the intersection of Spring St. and Linden/River St. Trustee McCormick seconded the motion which was carried by the following vote:

Robert Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Deputy Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Yes
Tom Cushing, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

- Mayor Hayes let the Board know that he and Treasurer Quinlan met with a website company specializing in municipalities. Another local website vendor will be met with later this week.
- Mayor Hayes attended the DRI/REDI workshop on April 25, 2024. Mayor Hayes would like to form a core group to apply for this transformative grant. The Village is poised to take advantage of this economic opportunity.

PUBLIC COMMENT:

Mayor Hayes opened the floor to public comments.

- Cindy Wolfer sent an e-mail to Mayor Hayes on 4/17 with several areas of concern including: 61 Park Pl. for unsightly rubbish, garbage, building & fire safety, prostitution, and drugs; gas station tank lid that is loose and noisy when hit by a vehicle, and public urination behind the building. Ms. Wolfer would like to see a picnic table in the Burke Park triangle. Mayor Hayes said the Village will put a complaint form on the website.
- Kitty Bressington asked if the Village could provide a breakdown of the number of people who come to the counter and the reason for their visit like what the Town Clerk provides.
- Ellen Turner commented that she has lived in Avon for over twenty years. Avon is a charming, rural community. Ms. Turner asked what is considered transformational change related to the DRI grant, and what debt would be associated with the DRI.
- George Brown reminded the Board of the Open Meetings Law detailing which documents should be posted with the agenda before the Board meeting.

CODE OFFICIAL UPDATE:

Code Official Alexander provided the following update:

- Researched two FOIL requests and will be providing responses this week.
- A roof contractor was operating within the Village without a building permit. Code Officer Alexander caught up with the contractor to comply.

- Trustee McCormick asked if there is a paving company going door-to-door. No one has encountered this.
- Code Officer Alexander commented that Dump Days is upcoming, and he will be bringing items from a disabled resident to the road for the Town crew to pick up. Mayor Hayes thanked Code Officer Alexander.
- Trustee Batzel questioned the code book project. Mayor Hayes stated that it is on the priority list.

EXECUTIVE SESSION:

Upon a motion made by Trustee McCormick and seconded by Trustee Cushing, the Board entered executive session at 7:30 p.m. and exited at 8:25 p.m. in order to discuss 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. Officer-in-Charge Ferrara was asked to stay. The motion was carried by the following vote:

Robert Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Deputy Mayor	Voting	Yes
Tim Batzel, Trustee	Voting	Yes
Tom Cushing, Trustee	Voting	Yes
Patrick McCormick, Trustee	Voting	Yes

ADJOURNMENT:

The Board adjourned at 8:25 p.m. by a unanimous vote.

Respectfully submitted,

Christine Quinlan

Treasurer