

A meeting of the Board of Trustees of the Village of Avon was held in Conference Room B of the Village Hall, 74 Genesee Street, Avon, New York, on March 20th, 2025.

Present: Robert C. Hayes, Mayor
Amanda Hoffmann, Deputy Mayor
Patrick McCormick, Trustee

Staff: Ken Farrell, DPW Supt.
Christine Quinlan, Treasurer
Robert Tygart, Chief of Police
David Piampiano, Fire Chief
Robert Alexander, Code Compliance
Matin Herkimer, Trustee Elect
Bill Davis, MRB

Absent: Ashley Comeau, Trustee
Thomas Cushing, Trustee

Visitors: Joe Webb, Avon Youth Baseball
George Brown, resident
Kitty Bressington, resident
Ellen Turner, resident
Kyle Whitford, resident
Allison Hayes, resident
Nora Hayes, resident
Frank Matusak, resident

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

Pursuant to Village law §4-400, the mayor **may** vote on any matter but **must** vote in the event of a tie.

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:

#1-GENERAL FUND	\$49219.70
#4-SCHEDULE C	\$36719.33
#5-WATER	\$1052.46
#6-SEWER	\$5708.47
#TA00-TRUST & AGENCY	\$1100.04
#HH44- STORMWATER PROJECTS	\$3421.76
#V200-DEBT SERVICE	\$9581.35
TOTAL	\$106803.11

Electronic payments/manual checks:**Paid electronically:**

- Fed/NYS Taxes	p/r 25-06	\$15622.96
- Nationwide Retirement	p/r 25-06	\$8316.78
TOTAL:		\$23939.74

Manual Check:

- NYS Child Sup. Proc. Ctr.	Child Support p/r 25-06	\$356.00
TOTAL:		\$356.00

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

Robert C Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Dep. Mayor	Voting	Yes
Ashley Comeau, Trustee	Voting	Absent
Tom Cushing, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes

MINUTES:

Upon a motion made by Mayor Hayes and seconded by Trustee McCormick, the Board approved the minutes from the March 6, 2025, meeting. The motion was carried by the following vote:

Robert C Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Dep. Mayor	Voting	Yes
Ashley Comeau, Trustee	Voting	Absent
Tom Cushing, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes

PUBLIC HEARING-COMMERCIAL SEWER 2025

Upon a motion made by Deputy Mayor Hoffmann and seconded by Trustee McCormick, the Village Board opened the 2025 Commercial Sewer public hearing at 6:15pm. The motion was carried by the following vote:

Robert C Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Dep. Mayor	Voting	Yes
Ashley Comeau, Trustee	Voting	Absent
Tom Cushing, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes

Mayor Hayes 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 Thursday, March 20th, 2025 at 6:15 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, 2025. 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
Rob Hayes, Mayor*

The Board received two emailed petitions regarding increased units-Pizzaland and Pets Perfect-requesting the Boards consideration to remain the same, along with Frank Matusak at the Village Restaurant.

Mayor Hayes and the Board agreed that they would not make any decisions at this meeting and will hold the hearing open until the 4/3/2025 meeting.

AVON YOUTH BASEBALL-JOE WEBB:

Mr. Webb attended to update the Board on the program, including a new program for children known as the Mighties, which will include any child from pre-k through sixth grade with any functional need (physical, emotional, cognitive, social) that cannot be accommodated in a traditional team setting. This program is open to all children (you do not need to live in Avon). Mr. Webb discussed the fence, which is portable and will remain up during the season and be put away at the end, regrading the fields, and 2 solar scoreboards, one at the major's field and one at the minors. Discussion continued about the location of the scoreboard at the minor's field with Supt. Farrell stating it would be a good idea to mount on the shed with the solar panels on the roof. Or, if necessary, it could be mounted on the ground approximately 7 feet away to allow for mowing.

Mr. Webb stated that the opening day would be April 26th and requested permission to hold the opening day parade at 10am, utilizing the same route as years past. He also discussed "Sandlot Day", a special event day with a night game and a screening of "The Sandlot" to close out the night to be held on May 31.

Upon amotion made by Deputy Mayor Hoffmann and seconded by Trustee McCormick, the Board granted permission to hold the Youth Baseball Opening Day Parade on April 26th, 2025, at 10am utilizing the same parade route as in the past. The motion was carried by the following vote:

Robert C Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Dep. Mayor	Voting	Yes
Ashley Comeau, Trustee	Voting	Absent
Tom Cushing, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes

DEPARTMENT UPDATES:



DPW UPDATE:

Supt. Farrell provided the following update to the Board:

DPW Activity

1. Grinding Stumps

2. Started yard restoration at water leaks sites
3. Working on horse barn, paddocks, installed drainage tile (between paddocks & barn, off gutters on hay/straw barn).
4. Cleaned shop- St. Agnes 3-4 yr. old classroom visit
5. Cleaned up roadsides from snowplowing (rolled grass back in place)
6. Sweep streets for Parade
7. Set up & cleaned up for the parade (barricade's & portable restroom)
8. Assisted Caledonia DPW with sewer camera for drainage line

WWTP

1. Daily operations
2. Flooded trickling filter
3. Worked on equipment (heat exchanger, working on bearing for slide gate on trickling filter discharge)
4. Worked on SDS (safety data sheets) information for chemicals

Water

1. Daily operations
2. Department of Labor did a walk through, evaluation to follow.
3. Install new outside yard hydrants & water line at horse barn

Misc./ Upcoming weeks

1. Riley Stella passed his CDL test
2. Working on horse barn
3. Excavate for ADA access for bathrooms at Driving Park & Flagpole & AP&HS Kiosk.
4. Was contacted by a young man from Avon who attends BOCES, regarding doing a 2 week (AM) only internship. Just experience in the environment.

Upon a motion made by Deputy Mayor Hoffmann and seconded by Mayor Hayes, the Board agreed to allow the 2-week internship pending insurance authorization. The motion was carried by the following vote:

Robert C Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Dep. Mayor	Voting	Yes
Ashley Comeau, Trustee	Voting	Absent
Tom Cushing, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes

5. The new dump truck is in Batavia (freightliner dealership), it should be here next week.

POLICE DEPARTMENT UPDATE:

Chief Tygart provided the following update to the Board:

- Since February 20, 2025, the Avon Police Department has responded to 42 calls for service.

- ❖ Traffic Stops: 61
 - ❖ Uniform Traffic Tickets Issued: 16
 - ❖ Penal Law Arrests: 2
 - ❖ VTL Arrests: 1
 - ❖ Warrant Arrests: 1
- I would like to extend my gratitude to the Avon Fire Department and the Department of Public Works (DPW) for their invaluable assistance during the St. Patrick's Day parade and festivities.
 - From March 13 to March 18, 2025, APD officers participated in a High Visibility Engagement Campaign (HVEC) STOP-DWI detail, funded by the Livingston County Sheriff's Office.

Personnel Update:

On March 18, 2025, Joe Robinson, a retired Sergeant from the Greece Police Department, interviewed for a part-time police position. Pending a successful background check and psychological evaluation, a final hiring decision will be made.

Equipment Updates:

- New Radar Units: Five new radar units have been ordered, with an estimated shipping date of May 16, 2025. Special thanks to Treasurer Quinlan and Officer Ferrara for securing the grant that made this purchase possible.
- Firearm Qualification: Officers have successfully qualified with the new Glock 9mm firearms, which were placed into service on March 13, 2025.

Firearm Resolutions for Board Consideration:

1. **Officer Firearm Purchase**

Chief Tygart requests a board resolution allowing officers to purchase their decommissioned Sig Sauer service weapons for \$385, the same price AMCHAR has offered the Village of Avon for trade-ins. Officers purchasing these firearms will be required to:

- Add the firearm to their pistol permit.
- Complete the necessary NICS check through a Federal Firearms Licensee (FFL).
- Any unpurchased firearms will be sold to AMCHAR for \$385 each.

Upon a motion made by Trustee McCormick and seconded by Deputy Mayor Hoffmann, the Board authorized the right of first refusal to members of the police department for the purchase of their decommissioned service weapons. The motion was carried by the following vote:

Robert C Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Dep. Mayor	Voting	Yes
Ashley Comeau, Trustee	Voting	Absent
Tom Cushing, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes

2. **Sale of Old Firearms to Avon Gun**

Chief Tygart requests board approval to sell the following surplus firearms to Avon Gun, which has offered \$2,150 for the lot:

- (3) Sig Sauer pistols
- (3) Remington 870 12-gauge shotguns
- (2) Winchester 1200 12-gauge shotguns
- (1) Mossberg 500A 12-gauge shotgun

Avon Gun has also agreed to exchange APD's current shotgun ammunition for .223 patrol rifle ammunition and 9mm ammunition.

Upon a motion made by Deputy Mayor Hoffmann and seconded by Trustee McCormick, the Board authorized the sale of the above referenced surplus firearms and the exchange of the current shotgun ammunition for .223 patrol rifle and 9mm ammunition. The motion was carried by the following vote:

Robert C Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Dep. Mayor	Voting	Yes
Ashley Comeau, Trustee	Voting	Absent
Tom Cushing, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes

Chief Tygart also requested the Board to authorize 45 ammo to be traded for 9mm duty ammo from Firing Pin in Bergen, NY.

Upon a motion made by Deputy Mayor Hoffmann and seconded by Trustee McCormick, the Board authorized the trade of 45 ammo for 9mm duty ammo as requested. The motion was carried by the following vote:

Robert C Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Dep. Mayor	Voting	Yes
Ashley Comeau, Trustee	Voting	Absent
Tom Cushing, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes

Taser & Body Camera Updates:

- APD officers will participate in joint taser training with the Geneseo Police Department. Once training is complete, the two new Taser 7 units will be placed into service.
- On March 19, 2025, Chief Tygart contacted AXON for an updated body-worn camera quote. AXON representatives expect to provide a quote within 24 hours with a potential 5-6% discount if an order is placed by the end of April, 2025.

Mayor Hayes and the Board briefly discussed the selection of two Board members to work on contract negotiations with the police department, as their union contract will be complete in December of this year. Deputy Mayor Hoffmann has volunteered, and Mayor Hayes said he would discuss with Trustee Cushing if he would be the second Board representative.

FIRE DEPARTMENT UPDATE:

Chief Piampiano provided the following update:

- Upcoming drills include truck inspection and a visit to Sports Concept in East Avon.
- Pumper Company meeting on 4/7, Vanzandts Meeting 4/14, officers meeting 4/15
- 42 calls for the year.
- Will provide 2 new member applications for approval at next meeting.

Mayor Hayes reviewed the amendments with the Board and the Chief and will review at the next meeting.

CLERK UPDATE:

The following items are updates from Clerk Randall:

- Deer Committee- No Harvesting for week 11 due to much warmer temperatures Week 10: 5 of 6 sites harvesting. The sites spent 13.5 hours on location during 6 sits. 1 deer was harvested. 1 shot was taken for a 100% success rate. All bolts were recovered. 41 deer were observed.
To date, 18 deer have been harvested: Volunteers provided 105.25 hours of participation over 43 sits. 19 shots have been taken, with one non-lethal hit, for a 95% success rate. All bolts have been recovered. 26 days of harvesting have resulted in 242 deer being observed, for a daily average of 9 deer (6 per sit) 8 deer were donated (44%). 9 of the 16 participants (56%) have successfully harvested a deer. 5 participants have harvested multiple deer.
- Fire Department Election- April 3rd, 2025- Ballots have been mailed out to voters (3/19) certified.
- Delinquent water/sewer rent letters went out the week of March 10-Marh 14th. Delinquent water/sewer payments are due by April 4th, 2025. After that, they will be rolled over onto the Village taxes.
- Provided- copy of the support letter for the 2025 Parks and Trails NY Genesee Valley Trail Town Grant.
- Provided- copy of the Arbor Day Foundation letter which names the Village of Avon as a 2024 Tree City USA for the 4th year.
- Arbor Day Celebration to be held on Sunday April 27th at 9am in the Circle Park.
- Provided- copy of the Avon Chamber Minutes

Important Dates:

- **BOARD MEETINGS-** ** April 3rd, 2025, and April 10th, 2025.
- ****April 3rd- Organizational meeting, Public Hearing for the 2025/2026 Tentative Budget and Public Hearing for Local Law #2 of 2025 to Override the Tax cap at 6:15pm **April 10th meeting- Local Law # 2 adoption, Budget adoption, Water Rate adoption(?)**
- **April 3rd- Fire Department Election**
- **April 7th- Waterworks Committee Meeting @ 6pm at the Town of Avon office**
- **April 18th, 2025, Village Office is closed**

TRUSTEE UPDATE:

1. Mayor Hayes provided a brief update on the launch of the new Village website by reviewing the history of the project, funding, the overhaul of the entire site, and the new

legislation requiring municipalities to maintain a “.gov” domain name. We are currently in process of changing to a “.gov” domain name, waiting for approval from NYS.

2. Mayor Hayes requested authorization to attend the NYCOM Annual Meeting and Training School held in Bolton, NY in May of 2025.

Upon a motion made by Trustee McCormick and seconded by Deputy Mayor Hoffmann, the Board authorized the attendance to the NYCOM Conference for Mayor Hayes. The motion was carried by the following vote:

Robert C Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Dep. Mayor	Voting	Yes
Ashley Comeau, Trustee	Voting	Absent
Tom Cushing, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes

3. Deputy Mayor Hoffmann stated that she will be the second Village Board representative to the Water Works committee, joining Trustee McCormick. The committee will be meeting on April 7th at 6pm at the Town offices.

MRB UPDATE:

Bill Davis provided the following update:

- **WWTP Disinfection**- close to closing out the project, waiting on the delivery of the gate. The Village received a change order request described as the unused allowance credit in the amount of \$40,000. MRB requests Mayor Hayes to execute the change order.

Upon a motion made by Deputy Mayor Hoffmann and seconded by Trustee McCormick, the Board authorized Mayor Hayes to execute the Change Order Allowance Credit documentation in the amount of \$40,000. The motion was carried by the following vote:

Robert C Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Dep. Mayor	Voting	Yes
Ashley Comeau, Trustee	Voting	Absent
Tom Cushing, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes

- **Triphammer Project**- Mr. Davis provided the Board with an updated timeline for the project. The Board has already declared intent to be lead agency on the project. The Board received the SEQR Lead Agency Request form from the Town of Avon which shows no objection to the Village being Lead Agency.

Upon a motion made by Deputy Mayor Hoffmann and seconded by Trustee McCormick, the Board acknowledged and accepted the SEQR Lead Agency Request Form from the Town of Avon showing no objection to the Village being lead agency. The motion was carried by the following vote:

Robert C Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Dep. Mayor	Voting	Yes
Ashley Comeau, Trustee	Voting	Absent

Tom Cushing, Trustee

Voting

Absent

Patrick McCormick, Trustee

Voting

Yes

MRB will reach out to Jay Grasso for the report summarizing the income survey for information that can be included to show qualification of hardship for the Triphammer Project, submitting the engineering report for listing on the IUP by May and for submission for a WIIA grant as well. It is anticipated that the Village will pass the SEQR Resolution (Negative Declaration), authorize Mayor Hayes to execute Full EAF part 3 and adopt the bond resolution at the April 10th meeting.

- MRB is working on an Engineering Planning Grant application for the Village to provide an Engineering Study and Report to address future Total Phosphorus reduction discharged to the Genesee River. In anticipation of the improvements to the Wastewater Treatment Plant and the Draft TOGS currently published by NYS DEC for Phosphorus Reduction to the Great Lakes; the Village is pursuing the Engineering Planning Grant to support a study of the wastewater treatment process in order to plan for needed improvements for phosphorus reduction; most likely including filtration of the final effluent. Bill asked the public in the meeting if there were any questions on the pending regulations or the potential improvements needed at the wastewater treatment plant. No one had any questions.

NEW BUSINESS:

- Mayor Hayes stated to the Board and public that a special meeting would be held on March 27, 2025, for the presentation of the Budget to the Board. He also asked Clerk Randall to notice the meeting as required.
- Mayor Hayes reviewed with the Board the AUP findings provided by Mengel, Metzger, Barr & Co. LLP.
- Court Audit- Mayor Hayes received a letter requesting the completion of the annual court audit. Trustee McCormick volunteered to complete the audit with Court Clerk Jeanette Cullinan. Clerk Randall will organize the time with them.
- The Board received a request from the US Dept. of Agriculture's European Cherry Fruit Fly program for permission to survey/trap for the program in certain locations that may be owned by the Village.

Upon a motion made by Deputy Mayor Hoffmann and seconded by Trustee McCormick, the Board authorized Mayor Hayes to execute the documents required to grant permission to the ECFF program to survey/trap on Village owned property. The motion was carried by the following vote:

Robert C Hayes, Mayor

Voting

Yes

Amanda Hoffmann, Dep. Mayor

Voting

Yes

Ashley Comeau, Trustee

Voting

Absent

Tom Cushing, Trustee

Voting

Absent

Patrick McCormick, Trustee

Voting

Yes

- Civil Service Appointments:** Kirk Vanderbilt, Chad Bailey, Sam Rugg, and Nick Kubinski as permanent competitive.

Upon a motion made by Deputy Mayor Hoffmann and seconded by Trustee McCormick, the Board made the following Civil Service Appointments from the Certifications of Eligibles provided by Livingston County Civil Service:

- Kirk Vanderbilt- Water Treatment Plant Operator- Permanent Appointment

2. Chad Bailey- Water Treatment Operator- Permanent Appointment
3. Samuel Rugg, Wastewater Treatment Plant Operator- Permanent Appointment
4. Nicholas Kubinski-Wastewater Treatment Plant Operator- Permanent Appointment

The motion was carried by the following vote:

Robert C Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Dep. Mayor	Voting	Yes
Ashley Comeau, Trustee	Voting	Absent
Tom Cushing, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes

• **157 D'Angelo Parkway- Planning Board recommendation:**

The Village Board reviewed the Planning Board's recommendation for the new build at 157 D'Angelo Parkway. Mr. Kyle Whitford, property owner, was in attendance to be included in the discussion, stating that he is a committed member of the community but was frustrated with the communication and response time for getting approval and permitting for his project. After the discussion, Mayor Hayes thanked him for his feedback stating that we are working on a more consistent process for everyone moving forward.

After discussion, the following was provided, and read aloud:

POSITIVE RECOMMENDATION

At the regular meeting of March 18, 2025, the Planning Board of the Village of Avon unanimously adopted a positive recommendation for a 3,066-square-foot, two story, wood frame house to be built on a .988-acre lot at 157 D'Angelo Parkway.

The house will be constructed by custom builders Gerber Homes of 1260 Ridge Road, Ontario, NY, and owned by Kyle and Amanda Whitford. Motion was offered by Paul Phillips and seconded by Marilyn Borkhuis. Voting in favor were: Paul Drozdziel, Borkhuis, Phillips, Brian Wade with David Sharman absent. Voting against were none.

CARRIED, 4 Ayes, 0 Nays

Upon a motion made by Trustee McCormick and seconded by Deputy Mayor Hoffmann, the Board accepted the positive recommendation of the Planning Board for the new build at 157 D'Angelo Parkway. The motion was carried by the following vote:

Robert C Hayes, Mayor	Voting	Yes
Amanda Hoffmann, Dep. Mayor	Voting	Yes
Ashley Comeau, Trustee	Voting	Absent
Tom Cushing, Trustee	Voting	Absent
Patrick McCormick, Trustee	Voting	Yes

Code Compliance Officer Alexander noted that we currently have 3 new builds happening in the Village.

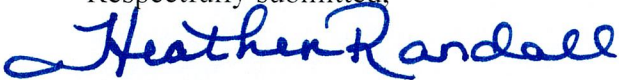
PUBLIC COMMENT:

- Kitty Bressington- commented on having a useful code for the Village. Mayor Hayes responded noting that we do have a municipal code, and that we are negotiating with a third party to help review and clean up discrepancies.

ADJOURNMENT:

Upon a motion made by Trustee McCormick and seconded by Deputy Mayor Hoffmann the Board adjourned at 7:23pm by a unanimous vote. (Trustee Comeau and Trustee Cushing absent).

Respectfully submitted,



Heather Randall
Village Clerk