

A Regular Meeting of the Town of Avon was held on Thursday, April 10, 2008 at 6:00 P.M. at the Avon Town Hall with the following members present:

PRESENT: Supervisor David LeFeber, Deputy Supervisor Kelly Cole, Councilmen Donald Cook, Jr., Thomas Mairs, and James Blye

OTHERS: Attorney Timothy Ingersoll, Highway Superintendent Robert Ayers, Town Engineer Timothy Rock, Water Superintendent Daniel McKeown, and Town Clerk Sharon Knight

VISITOR: Ethan Deragon, Jeff Younger, Dennis Palmer, Mike Carroll, Linda Hundley, Betty Hanna, Walter E. Bailor, Edward Adamczyk, Jeff Passarell, Darrin Smith and Steve Bailor

Supervisor LeFeber called the meeting to order at 6:00 P.M.

Pledge of Allegiance

Supervisor LeFeber asked for any public comments and there were none.

DISCUSSION

ATTORNEY REPORT

Attorney Ingersoll provided the following report:

At the last meeting, the Board asked that a search be conducted on proposed Local Law T-1A-2008 to determine if there is any state law prohibiting weapons/firearms in local courts or municipalities and there are none. Most of the large municipalities have adopted local laws and such as the City of Rochester and the City of Geneva. If a municipality does not have a local law than you can carry where ever you want. There are Federal Laws banning weapons in all Federal buildings.

Board members shared their individual thoughts as well as resident's thoughts that had been shared with them since the last meeting. An amendment was made to the proposed law and a public hearing was scheduled.

RESOLUTION #57

LOCAL LAW T-1A-2008 – CONTROL THE POSSESSION OF WEAPONS ON MUNICIPAL PROPERTY

On motion of Councilman Cook, second by Deputy Supervisor Cole the following resolution was

ADOPTED AYES 4 NAYS 1 (Councilman Mairs)

**TOWN OF AVON
RESOLUTION TO HOLD PUBLIC HEARING
ON PROPOSED LOCAL LAW**

RESOLUTION #57-continuedLOCAL LAW T-1A-2008 – CONTROL THE POSSESSION OF WEAPONS ON MUNICIPAL PROPERTY

WHEREAS the Town Board of the Town of Avon has considered the adoption of a local law to regulate and control the possession of fire arms in any municipal building or any weapons in municipal court facilities in furtherance of the protection of the health, safety and welfare of town inhabitants; and

NOW, THEREFORE, BE IT RESOLVED, that a public hearing be held by the Town Board with respect to enactment of the local law regulating the possession of weapons on municipal property in the Town of Avon, such public hearing to be held on the 8th day of May, 2008, at 7:00 P.M., in the Town Hall, Town of Avon, New York. The proposed local law to be considered is as follows:

Local Law No. T-1A-2008**Article XIII**

**A LOCAL LAW BANNING POSSESSION OF FIREARMS
AND OTHER DANGEROUS WEAPONS IN TOWN
BUILDINGS**

Copies of the text of the above-named local law shall be filed in the office of the Town Clerk.

AND BE IT FURTHER RESOLVED that the Town Clerk is hereby directed and authorized to cause public notice of said hearing to be given in accordance with the Municipal Home Rule Law, the Open Meetings Law and §§ 264 and 265 of the Town Law of the State of New York.

Supervisor David LeFeber	voting	AYE
Deputy Supervisor Kelly Cole	voting	AYE
Councilman Donald Cook	voting	AYE
Councilman Thomas Mairs	voting	NAY
Councilman James Blye	voting	AYE

DISCUSSIONJ&A FARM MARKET

Supervisor LeFeber reported that he was approached by the owner of J & A Farm Market, Mr. Finocchario he was requesting compensation to his business. Attorney Ingersoll stated the Town is not liable for a wrong decision of the Code Enforcement Officer. The Planning Board approved a site plan at their last meeting and it was sent to the Zoning Board of Appeals with recommendation for several variances.

DISCUSSION
JOINT COURT MUNICIPAL AGREEMENT

Supervisor LeFeber reported he is scheduled to attend a Village of Avon Board Meeting to discuss the court municipality agreement. The document was put together by both the Village and Town Attorneys and is needed for an approved grant. A copy will be provided to the Village Clerk to allow the Village Board to review prior to the meeting. The Town Board approved the court municipality agreement.

DISCUSSION
SMALL CITIES GRANT - WATER DISTRICT EXTENSION - ROUTE #39 & EAST
END OF HOGMIRE

Supervisor LeFeber updated the Board on items that need to be completed for the Small Cities Grant. He stated there continues to be many steps necessary prior to April 21st, but it is doable. The income data collection was very successful as ninety-five percent of the residents took part and we met the fifty-one percent eligibility requirement.

The Board approved Engineer Rock to prepare a map, plan and report. The Board also approved Attorney Ingersoll to prepare a petition to be signed by those within the proposed water district that will include the customers cost. The application is stronger when the residents petition the Board. An adopted resolution will be necessary and a special meeting will need to be scheduled.

Engineer Rock reported the cost of the project is one-half million, and does not include water hook-up, debt service, or the cost of water use. If the grant is approved then the cost would increase to \$700,000.00 as there are requirements of the grant that would not be necessary without the grant. An example is to complete an archeological study

The costs will be in the General Fund until the district is formed.

DISCUSSION
COMPLAINT - 5545 EAST AVON ROAD

Engineer Rock provided the following letter in response to the Board's request to provide an opinion on Mr. Latoski's complaint of drainage at 5545 Avon East Avon Road (Routes 5 & 20).

April 10, 2008

David LeFeber, Supervisor
Town of Avon
27 Genesee Street
Avon, New York 14414

Re: 5545 Routes 5 & 20 Drainage

DISCUSSION-continued
COMPLAINT - 5545 EAST AVON ROAD

Dear David, and Board Members

I visited the Michael Latoski property on April 8, 2008, as requested by the Board at your March 27 meeting. Attached are three photographs of the property, two showing the east side, and one the front yard.

The home is higher than the pavement of Route 5 & 20; however, the north right-of-way is slightly higher than the ground at the home. In general, the land slopes to the northwest from the road right-of-way line. The slope of the front yard slopes slightly to the northeast, allowing some of the surface water to be directed toward the home. The driveway adjacent to the house is also slightly tipped toward the home. These two facts combined make it predictable that the downspout at the southeast corner is directing water toward the foundation.

The surface along the east property line, between 5545 and 5551 is higher than both driveways, from the right-of-way to the north side of both homes. Surface water can not flow from either lot to the other in this area. North of the homes, lot 5551 is higher than 5545, so that surface water will flow to the northwest on both properties.

The alternatives to reduce the impact of the surface water on the home would be to install a stone filled trench near the front of the house, that directs water to west, or regrade the area to provide positive drainage away from the home.

Sincerely,

Timothy C. Rock, P.E.
cc: Michael Latoski

Mr. Latoski's garage might be affected by this, but certainly not his house. Mr. Rock informed the residents prior to visiting the properties. The Town certainly does not have any liability. Visitor Dennis Palmer, Linda's son addressed the Board with concerns of the number of complaints filed by Mr. Latoski and his continued harassment. Supervisor LeFeber stated fact finding has been done and does not warrant any further action of the Board. Linda questioned if there was a noise ordinance in the Town of Avon. The Board thanked her for her due diligence on reducing the amount of light shining on her neighbor's property.

Visitor Mike Carroll questioned the cost of engineering provided by the Town. Engineer Rock reported the cost is approximately \$150.00 for his service. Linda Hundley stated this is the second time she has needed to close her shop early to attend the Town Board meeting. She has lost the profits of providing a color and cut and a perm and cut.

DISCUSSIONROYAL SPRINGS PHASE 2, DRAINAGE AND LIGHTING DISTRICT

The Board reviewed a map from Royal Springs Developer Peter Kolokouris for extensions to the PUD, Lighting District and Drainage District. The Board requested the maps be forward to the Town Planning Board, County Planning and a copy was provided to Engineer Rock. The required SEQR will be completed by the first board to take action.

DISCUSSIONOPEN PUBLIC HEARING – SMALL CITIES GRANT

Supervisor LeFeber opened the Small Cities Grant Public Hearing by reading the following:

LEGAL NOTICE
NOTICE OF PUBLIC HEARING
Small Cities Grant Program

The Town Board, Town of Avon, New York has scheduled a public hearing for April 10, 2008. The hearing will start at 7:00 P.M. and will take place at the Avon Town Hall, 27 Genesee Street, Avon, New York. The building is in compliance with accessibility standards set forth in the American's with Disabilities Act. Hearing disabled persons who wish to attend shall call Sharon Knight, RMC, CMC, Avon Town Clerk at 585-226-2425 Ext. 10 not less than 48 hours prior to the hearing to make arrangements for an interpreter, if needed. Written public comments will also be accepted.

The public hearing will be held to discuss community development needs and priorities, to provide residents with information about the Small Cities program and to describe the Town's plan to meet these priority needs. The Town Board is considering an application to request funding to extend public water to an area along the Avon-Genesee Road and Hogmire Road. Residents are invited to attend the hearing and to comment on the Town's proposal and to offer additional suggestions for projects the Town Board should consider. The Town expects to submit an application for a Small Cities grant in response to a Notice of Funding Availability issued by the New York State Office for Small Cities for the Fiscal Year 2008 program.

David LeFeber
Supervisor
Town of Avon

Sharon Knight, RMC, CMC, Avon Town Clerk
Date: March 27, 2008
Publish: April 3 and 10, 2008

DISCUSSION-continued
OPEN PUBLIC HEARING – SMALL CITIES GRANT

Supervisor LeFeber shared the comments made early in the meeting for the benefit of those in attendance.

Supervisor LeFeber then opened up the hearing calling for any testimony.

The Department of Health will need to approve the district prior to formation and then again after completion. The County Health Department's results of wells tests will be favorable to the application of the grant.

The Town Board needs to decide the amount for debt service, cost of the project, the cost of water, and the cost property owners will incur to bring the water to their individual homes.

The small cities grant is competitive and the success getting the grant maybe determined by the portion of cost to be born by the water customer. Typically they will pay to keep the cost to residents reasonable. The Board requested Supervisor LeFeber to have a conversation with Grantwriter Stuart Brown and then make the decision for the Board.

Supervisor LeFeber stated this is an opportunity to latch onto grant dollars and would like to be aggressive in receiving as much financial support as possible. The application can be approved in full, it can be reduced or the grant may not be accepted. The Town can continue to apply for any other grants that may become available.

Edward Adamczyk reported that fifty percent of the wells are contaminated. Many have e-coli and chloroform bacteria. Also the quantity of water is very low.

Grantsman Stuart Brown provided a list of activates that need to be completed in order to have a competitive application and all but one have been completed. The last activity is to form the district. The step to begin the process has been started, but the residents in the district would be completing a petition to present to the Board for consideration.

The following residents shared their SUPPORT of the application.

Betty Hanna, Walter E. Bailor, Edward Adamczyk, Jeff Passarell, Darrin Smith and Steve Bailor

Steve Bailor questioned if he would receive a reduced rate on his insurance as a fire hydrant would be at the road and maybe 600 to 800 feet from his home. Supervisor LeFeber stated due to the length of the pipe from the road to the home, a meter pit would be required as the property owner would be responsible for the line on their property. This keeps the water slippage down for the Town. On average, if you have a contractor,

DISCUSSION-continuedOPEN PUBLIC HEARING – SMALL CITIES GRANT

the cost to run the water line, which is an expense occurred by the property owner, is approximately \$10.00 per foot and that includes the materials.

Engineer Rock stated most insurance companies would not provide a decrease in premiums. Councilman Cook recommended calling your own insurance company as his rate was reduced.

A resident questioned why a newsletter sent to his home had different costs and an explanation was provided. The final costs would be known and is required to be on the petition to form a water district.

Exact dollar amounts will be available after the grant is awarded as it maybe a partial or the grant could be awarded for the full cost. The application is due April 21, 2008. Economic times are looking for public works to be supported by the State. Supervisor LeFeber stated we have a good base of factual data.

Jeff Passarell has the same concern as everyone else and they want to know, when would the decision be made? All homes must contribute to the project, except those in the Agricultural District. All homes will be re-evaluated for assessment if served with water. The Town Board determines the boundaries of the district and all the costs must be known. Property in an Agricultural District is limited to an eight year approval. For any new buildings that portion of the property can come out of the agricultural district to allow for water service.

Supervisor LeFeber stated the Board has a good history of doing what the residents want us to do. The petition from residents on Dutch Hollow and Bronson Hill Road did not move forward as the residents determined the cost was too high.

The district extension would continue to be a dead end and flushing would be continued.

The reason we did not have one hundred percent participation in the income survey was one homeowner was in the hospital.

Supervisor LeFeber asked for any other comments and there were none.

RESOLUTION #58CLOSE PUBLIC HEARING

On motion of Councilman Mairs, seconded by Councilman Blye the following resolution was ADOPTED AYES 5 NAYS 0

RESOLVE to close the Public Hearing Close Hearing – for the Small Cities having provided an opportunity to accept all testimony.

RESOLUTION #58-continued
CLOSE PUBLIC HEARING

Supervisor David LeFeber	voting	AYE
Deputy Supervisor Kelly Cole	voting	AYE
Councilman Donald Cook	voting	AYE
Councilman Thomas Mairs	voting	AYE
Councilman James Blye	voting	AYE

DISCUSSION
COMMON OPEN SPACE

Deputy Supervisor Cole requested an update from Attorney Ingersoll regarding the best way to accept Ashantee Planned Development Developer Helge Heen's offer of Common Open Space to the Town, Rotary or Scouts.

RESOLUTION #59
AUTHORIZE SUPERVISOR TO EXECUTE AND SUBMIT A SMALL CITIES
APPLICATION

On motion of Councilman Blye, seconded by Deputy Supervisor Cole the following resolution was

ADOPTED AYES 5 NAYS 0

RESOLVED, that the Supervisor of the Town of Avon, Livingston County, New York, is hereby authorized as the official representative of the Town to execute and submit a Small Cities application to the administrative agency for the Fiscal Year 2008 program, all understandings and assurances contained therein, and is hereby directed and authorized to act in connection with the submission of the application and to provide such additional information as may be required.

Supervisor David LeFeber	voting	AYE
Deputy Supervisor Kelly Cole	voting	AYE
Councilman Donald Cook	voting	AYE
Councilman Thomas Mairs	voting	AYE
Councilman James Blye	voting	AYE

RESOLUTION #60
AUTHORIZE LARSEN ENGINEER TO PREPARE MAP, PLAN AND REPORT

On motion of Councilman Cook, seconded by Councilman Mairs the following resolution was

ADOPTED AYES 5 NAYS 0

RESOLUTION #60-continuedAUTHORIZE LARSEN ENGINEER TO PREPARE MAP, PLAN AND REPORT

RESOLVE to authorize Larsen Engineer to expend \$1,500.00 to prepare a map, plan and report for a Water District Extension of properties on Route #39 and the East End of Hogmire Road.

Supervisor David LeFeber	voting	AYE
Deputy Supervisor Kelly Cole	voting	AYE
Councilman Donald Cook	voting	AYE
Councilman Thomas Mairs	voting	AYE
Councilman James Blye	voting	AYE

DISCUSSIONHIGHWAY REPORT

Highway Superintendent Ayers reported on the following:

The results of the bids are as follows:

NAME	BID AMOUNT
George & Swede Sales & Service 7155 Big Tree Road Pavilion, NY 14525 1-800-724-8722 1-585-584-8853 Fax	\$14,982.00 Interstate
M/T Monroe Tractor 1001 Lehigh Station Road Henrietta, NY 14467 585-334-3867	\$14,872.00 Telbert
Five Star Equipment, Inc. 60 Paul Road Rochester, NY 14624	\$16,522.00 Eager Beaver
Tracey Road Equipment 300 Middle Road Henrietta, NY 14467	\$17,383.00 Rogers

A recommendation was made by the Highway Superintendent to accept the George & Swede Sales & Service bid in the amount of \$14,982.00. Although this is not the lowest bid, it included better quality lights, that are brighter and last longer, then the lights included in the M/T Monroe Tractor bid. Also the number of rings and jack pounds are higher. Delivery date is 40 to 45 days.

RESOLUTION #61
AWARD THE BID – EQUIPMENT TRAILER

On motion of Deputy Supervisor Cole, second by Councilman Mairs the following resolution was

ADOPTED AYES 5 NAYS 0

RESOLVE to accept the bid of George & Swede Sales & Service in the amount of \$14,982.00 for the equipment trailer.

Supervisor David LeFeber	voting	AYE
Deputy Supervisor Kelly Cole	voting	AYE
Councilman Donald Cook	voting	AYE
Councilman Thomas Mairs	voting	AYE
Councilman James Blye	voting	AYE

DISCUSSION-continued
HIGHWAY REPORT

Highway Superintendent Ayers provided background information on the Fowlerville Dump stating back in 1992 and 1993 the Town was cited for the Dump on Fowlerville Road and it resulted in the end of our of “control dump days”. The Fire Department and NYS DEC became involved and violations occurred. All documents that were filed in the Highway Department were turned over to Larsen Engineering. Both Larsen Engineering and Harris Beach were representatives of the Town during the citations. In 1993, extensive clean-up was done at the site with the approval from NYS DEC. And the area has been used for storage purposes only from that point to date. All storage material has been removed as all storage is currently on Agar Road.

The salt barn has been filled with 2000 ton of salt.

The new shoulder machine has been delivered.

Spring clean-up started.

Supervisor LeFeber reported:

County Highway Superintendent Don Higgins will be asking for support of purchased equipment and the Town will consider his request to approve inter-municipal agreements to use equipment.

The cut in the CHIPS program has been reinstated and the amount to be received includes additional dollars from last year.

A question from a resident on Cleary Road was received by the Supervisor regarding the start date for work on Cleary Road.

DISCUSSION
ASSESSOR REPORT

Assessor Patricia Brede provided the following Assessor Report:

The deadline was met for the tax roll. The roll was completed last weekend and a second review was performed two evenings this week for submission this morning. Deputy Supervisor Cole stated we will be moving out of the Town Hall in June or July.

Supervisor LeFeber reported contact was made with a Board of Assessment Review member regarding attendance and the member stated he is receiving e-mails and plans on attending meetings.

Assessor Brede will complete a report for the proposed water district.

She questioned the Town Clerk to be sure all of the FOIL documents were provided correctly. Town Clerk Knight responded the information was shared by the person that requested the information and copies were made by the Clerk. Town Clerk Knight stated that by State Law minutes are required to become available within two weeks. Ms. Brede stated she has the minute book at her home as this is where she works on Zoning Board of Appeals minutes. The book will be returned when she completes the minutes. Councilman Cook stated he would like Town Board Meeting minutes to be approved prior to releasing them. If they are requested and released before the minutes are approved then they should be marked as draft minutes.

She made a call to the Planning Department and they have not been provided any documentation to date; therefore, it's interpreted as the Zoning Board of Appeals Clerk that she would be submitting the documentation. She does not have very much documentation but both the old variances and new variances will be listed on that documentation. This is an odd request from the Planning Board.

DISCUSSION
WATER REPORT

Water Superintendent McKeown reported on the following:

The final number for slippage for 2007 is eleven percent.

There was discussion on replacing the water lines on Darby Road and the Board appeared to be in favor of the project. The project costs will be approximately \$80,000.00 to \$85,000.00. Fund balance is \$155,000.00 and \$30,000 is built-up each quarter. Once the Board approves the project bids can be put together and approval from the Livingston County Health Department of Conservation will be sought. The Board appeared to be in favor of the project.

Reading meters has begun and there is a need to check the inside meter of a home on Sutton Road.

DISCUSSION
CODE ENFORCEMENT REPORT

Code Enforcement Officer Cappello was not in attendance.

DISCUSSION
ENGINEERING REPORT

Engineer Rock provided the following report:

A call was received from National Grid and they will be cleaning out their detention pond.

A response to the Planning Board regarding the amount of land being disturbed at the Flea Market will be sent. The property owner will not agree with his determination.

There was a brief discussion on the requirements for storm water drainage area that have changed from when the Crossroads Industrial Park was begun.

There is a contingency to the offered to purchase property located at the corner of 5/20 & 15. Test holes were dug as the health of the property needs to be confirmed.

Visitor Michael Carroll addressed the Board regarding the need to slow traffic in the area of Route #15 and Routes #5/20. He reported the presence of the Sheriff's Department and the State Police have increased and he is thankful for their presence. He heard that there maybe studies of the New York State Department of Transportation that was conducted some time ago. Traffic has increased due to the opening of Barilla.

With the development of the area this is an ideal opportunity for beautification of the section and also to slow down traffic.

Councilman Blye stated a traffic study was completed and there is not enough traffic in the area to widen the section; however, there is still a possibility of sidewalks in the future. Additional traffic is in this area due to the increased tolls on the thruway.

RESOLUTION #62
PAYMENT OF BILLS

On motion of Councilman Cook, seconded by Councilman Blye the following resolution was

ADOPTED AYES 5 NAYS 0

RESOLVE to accept for payment Abstract 2008-7 in the follow amounts:

Concerning ABSTRACT of Claims Number 2008-7 including claims as follows:

RESOLUTION #62-continued
PAYMENT OF BILLS

General Fund	Vouchers #196 through #231 in amounts totaling \$54,950.52
Highway Fund	Voucher #76 through #90 in amounts totaling \$51,569.24
Water Fund	Voucher #60 through #68 in amounts totaling \$3,488.50
Cemetery Fund	Voucher #2 through # 2 in amounts totaling \$ 220.00
Water Capital Improvement	No Voucher
Royal Springs Lighting	Voucher #1 through #1 in amounts totaling \$ 805.01
Town Of Avon Fire Protection	No Voucher
Cross Roads Drainage District	No Voucher
Bruckel Drainage District	No Voucher
Royal Springs Drainage	No Voucher

Supervisor David LeFeber	voting	AYE
Deputy Supervisor Kelly Cole	voting	AYE
Councilman Donald Cook	voting	AYE
Councilman Thomas Mairs	voting	AYE
Councilman James Blye	voting	AYE

DISCUSSION
HARRIS BEACH

Supervisor LeFeber stated he contacted Harris Beach regarding the bill in question at the last meeting and they did not seem concerned if the bill was paid or not. Supervisor LeFeber was not happy with their billing procedures if they were not concerned if they are paid or not. Payment had been made and a credit will request for future services.

RESOLUTION #63
ACCEPT MONTHLY BUDGET REPORTS

On motion of Councilman Blye, seconded by Councilman Mairs the following resolution was

ADOPTED AYES 5 NAYS 0

RESOLVE to accept the monthly reports for March from the Supervisor and the following summary of the monthly Town Clerk Report, 2008 Tax Collection and Pilot update as provided:

<u>Total Local Shares Remitted:</u>	<u>\$415.81</u>
<u>County Treasurer for Dog Licenses</u>	<u>\$59.57</u>

RESOLUTION #63-continued
ACCEPT MONTHLY BUDGET REPORTS

New York State Department of Health	\$45.00
NYS Ag. & Markets for spay/neuter program	\$21.00
NYS Environmental Conservation	\$40.62
TOTAL	\$582.00

2008 Pilot Collection		
Date Paid	Company	Amount
1/18/2008	D.P. Tool & Machine	\$3,200.12
1/28/2008	Star Headlight	\$2,875.17
1/17/2008	Gray Metal	\$5,489.20
1/17/2008	ECO	\$2,670.58
1/9/2008	Avon Limited Partnership	\$6,000.00
	Barilla	\$31,873.39
	Montgomery Maximus	\$179.36

Supervisor David LeFeber	voting	AYE
Deputy Supervisor Kelly Cole	voting	AYE
Councilman Donald Cook	voting	AYE
Councilman Thomas Mairs	voting	AYE
Councilman James Blye	voting	AYE

RESOLUTION #64
APPROVAL OF MINUTES

On motion of Deputy Supervisor Cole, second by Councilman Mairs the following resolution was

ADOPTED AYES 5 NAYS 0

RESOLVE to approve the minutes of March 27, 2008 as presented.

Supervisor David LeFeber	voting	AYE
Deputy Supervisor Kelly Cole	voting	AYE
Councilman Donald Cook	voting	AYE
Councilman Thomas Mairs	voting	AYE
Councilman James Blye	voting	AYE

DISCUSSION
SUPERVISOR REPORT

The Water Works Committee provided a recommendation to appoint Joseph Tuchrello for an additional term. Councilman Cook suggested advertising for the position and Supervisor LeFeber was in favor of the advertising. It was discussed at the last meeting to have the Ethics Committee review and determine if the appointment would be ethical. Councilman Mairs voted for him as a Water Works Committee Member and would now act as an Ethics Committee Member. A letter will be sent to the Village Board and Water Works Committee requesting they advertise for the position.

Financial support was provided along with the Village and School to provide a Resource Officer in the Avon Central School and the five year commitment has been met. After Board discussion it was determined to have Supervisor LeFeber send a letter to the Village and the School stating we have fulfilled our commitment and will no longer be providing financial support.

DISCUSSION
PREFERRED CARE

Supervisor LeFeber sought the pleasure of the Board regarding a Preferred Care product. The Board appeared to be in favor of sharing the information with the employees. The Village Board is considering offering a HSA plan through Preferred Care. The County Chamber of Commerce Members also offers a health care savings plan. Supervisor LeFeber question if the Board was interested in providing a private citizen with health care that they would pay the premiums. We currently offer past employees/elected officials to be a part of our health care and dental plans, again, they pay for their premiums as there are no charges to charge past employees/elected officials. Councilman Blye suggested asking the question of our Attorney. The Board appeared to not be in support of making the offer to allow the request.

RESOLUTION #65
LIVINGSTON COUNTY ALL-HAZARD MITIGATION PLAN

On motion of Councilman Blye, seconded by Councilman Cook the following resolution was

ADOPTED AYES 5 NAYS 0

WHEREAS, the Town of Avon with the assistance from the Genesee/Finger Lakes Regional Planning Council, has gathered information and prepared the Livingston County All – Hazard Mitigation Plan; and

WHEREAS, the Livingston County All – Hazard Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000; and

RESOLUTION #65-continued
LIVINGSTON COUNTY ALL-HAZARD MITIGATION PLAN

WHEREAS, the Town of Avon is a local unit of government the has afforded the citizens an opportunity to comment and provide input in the Plan and the actions in the Plan; and

WHEREAS, the Board has reviewed the Plan and affirms that the Plan will be updated no less than every five years;

NOW, THEREFORE, Be It Resolved, by the Board of the Town of Avon adopts the Livingston County All – Hazard Mitigation Plan as this jurisdiction’s All – Hazard Mitigation Plan, and resolves to execute the actions in the Plan.

Supervisor David LeFeber	voting	AYE
Deputy Supervisor Kelly Cole	voting	AYE
Councilman Donald Cook	voting	AYE
Councilman Thomas Mairs	voting	AYE
Councilman James Blye	voting	AYE

DISCUSSION
SCHEDULE INTERVIEW – YOUTH BOARD

A letter was received from Mrs. Heather Burke regarding the open position of the Youth Recreation Board. The Board would like to conduct an interview at the next regular meeting.

DISCUSSION
REQUEST FOR CHANGING THE SURNAME ON A MARRIAGE LICENSE

Town Clerk Knight requested and Attorney Ingersoll reviewed a letter prepared in response to a request of the Bride to changing the surname of a marriage license.

RESOLUTION #66
SCHEDULE A SPECIAL MEETING

On motion of Councilman Mairs, second by Councilman Blye the following resolution was

ADOPTED AYES 5 NAYS 0

RESOLVE to schedule to a meeting for Thursday, April 17, 2008 for the purpose of finalizing an application for a Small Cities Grant and any other business that may come before the Board, to be held at 6:00 P.M., at the Avon Town Hall, 27 Genesee Street, Avon, New York, 14414.

Supervisor David LeFeber	voting	AYE
Deputy Supervisor Kelly Cole	voting	AYE

RESOLUTION #66-continued
SCHEDULE A SPECIAL MEETING

Councilman Donald Cook	voting	AYE
Councilman Thomas Mairs	voting	AYE
Councilman James Blye	voting	AYE

DISCUSSION
OPEN ITEMS

Councilman Mairs has advertised for Dump Days and now will ask the highway crew to work.

Councilman Blye offered congratulations to Supervisor LeFeber on the positive interview with Channel 8 regarding geothermal practices.

Deputy Supervisor Cole provided an updated Opera Block Project Timeline.

Deputy Supervisor Cole will request BERO to gather three quotes to drill the geothermal test well.

The advertisement for open space requires proposal to be in by April 19th. Councilmen Cook and Mairs will review the proposal for space and make a recommendation at the next regular town board meeting.

Deputy Supervisor Cole requested the Board consider adding the link for the 'Community of Avon' on the main page of the website of the shared Town/Village Web site for a cost of \$65.00. The Board appeared to approve. There was discussion on the General Code's requirement to pay for the Town Code to be placed on our web site. Deputy Supervisor Cole reported Attorney Ingersoll stated the Town can create a PDF file and place on the web site. A copy of the e-mail was provided to the Town Clerk.

Supervisor LeFeber shared a request for Justice Torregiano and Clerk Sargeant to attend a two-day training for new Domestic Violence and Integrated Domestic Violence Court for judges and staff. There was no Board action.

A request was presented to the Board at the last meeting for the Town Clerk to attend the New York State Tax Collectors Conference. Councilman Blye requested additional time to review the request.

DISCUSSION
TOWN CLERK VACATION

Town Clerk Knight reported she will be out of Town May 15th through May 23rd.

The following information was provided in the Board packet by the Town Clerk:

Article from the "*Livingston County News*" dated April 10, 2003 – Geotechnical Practice
Genesee Valley Conservancy Newsletter

L.Helge Heen – DEC Storm Water Ponds – Ashantee, dated April 9, 2008

On motion of Councilman Cook, seconded by Councilman Blye, the meeting adjourned
at 9:35 P.M.

Respectfully submitted, _____ by
Sharon M. Knight, RMC, CMC, Town Clerk