

A Regular Meeting of the Town of Avon was held on Thursday, June 12, 2008 at 6:00 P.M. at the Avon Town Hall with the following members present:

PRESENT: Supervisor David LeFeber, Councilmen Donald Cook, Jr., and Thomas Mairs

ABSENT: Deputy Supervisor Cole and Councilman James Blye

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

VISITOR: Peter Kolokouris, Anastanos Kolokouris, Planning Board Members Tom Moran, Kathy Cole, Dr. Robert Tugel, Tom McGovern, Jeff Mulligan and recipients of the Livingston County Office for the Aging Award Eleanor Resler, Town of Avon 2008 Senior Citizen of the Year, Livingston County Youth Bureau Johanna Hanchar, Neena Johnson, Allison McKeown, Diana Pratt, Susan Pratt, Benjamin Sargeant and Kailey Griffith

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

#### HISTORIAN REPORT

Supervisor LeFeber called on Historian Maureen Kingston to present her Annual Report for 2007. She offered to prepare additional reports to the Board more often, if the Board made that request.

Mrs. Kingston presented a question to the Board asking “What will we be celebrating this July for the Avon Bicentennial?” The answer is the changing of the name from “Hartford” to “Avon”. The Town of Hartford was a part of Ontario County along with the Town of Rush until 1818.

HISTORIAN

TOWN OF AVON, NEW YORK

Annual Report

2007

DISCUSSION-continued  
HISTORIAN REPORT

**These Days In History**

In 1808, the governing body of the town of Hartford, New York, a community located on the east bank of the Genesee River, oversaw a change of name from Hartford to Avon. There had been growing confusion between the local community and a town in the eastern part of the state.

A log grist mill was built along a stream in the northern section of Avon by Thomas Hanna also in 1808. Though later replaced by a more substantial building, that service lasted well into the Twentieth Century and the mill, having been converted to living quarters, stands today in North Avon.

The recently established (1805) library has found favor with local citizens wishing to expand their knowledge as well as their horizons on the new frontier. Today, Avon Free Library proudly occupies the Aaron Barber Memorial Library Building, a structure recently added to the New York State Register of Historic Places.

George Hosmer's law office opened in 1802, the first of its kind west of Canandaigua.

Samuel and Conrad Hogmire were pleased with the vast acreage purchased by their father, Colonel Jonas Hogmire on the flats in Sugarberry. Today, two large farms have been placed in conservancy to guarantee the future of family farming in Avon.

The first bridge across the Genesee River (1804) replaced the earlier ferry by offering a safer and drier passage for the many travelers and settlers. The most recent bridge (2004) provides a smooth crossing onto the flats.

Business thrived, houses were built, mills and factories served the growing populace in those early days.

Today in 2007, new businesses have opened along Genesee Street, the historic Opera Block is set to become offices for town government, houses and apartments are being built, and a major food processing plant and warehouse have located in Avon offering employment to many here and in the surrounding area.

**Report**

In his book, *The Development of Central and Western New York*, published in 1944, Dr. Clayton Mau prefaced his work with a complaint that New York State history has traditionally emphasized the importance of New York City, the Hudson and Mohawk valleys, northern lake region and then skips across to the Niagara Frontier. He did not fault historians for this, but sought to correct the mistaken image that there is nothing historically significant west of Albany.

DISCUSSION-continued  
HISTORIAN REPORT

As a public historian for the Town of Avon, it is important to point out that every day, in many little ways, we continue to plot the history of our area and help others to understand its richness. A few of the highlights from the 2007 year appear here.

The well-received publication *Coming Home* is the revised and edited compilation of eight previously published booklets. Together with a committee of Avon Preservation and Historical Society members (Jean Batzing and Mary Lou Miller) we worked diligently to finish in time for the annual Corn Fest celebration.

Information was provided for the new website.

Responses were made to various inquiries that include family history, Underground Railroad, authors Amber Dean and John Ketwig, the W.C.T.U. Fountain in the Park, cemeteries, house histories, grape-growing in Avon (still working on this one), World War II Honor Roll in the Park, site histories, White Horse Tavern, Civil War Monument repair, WWII prisoners of war who worked in Avon, among others.

Remember when there was a drive to relocate the Rochester Red Wings to Avon? It was before Frontier Field was built. Information from that project (bequeathed by the County Historian, Amie Alden) has been organized and filed complete with a pennant from the rally held in the Avon Central School parking lot.

The successful placement of the Aaron Barber Memorial Library on the State Register of Historic Places was the result of time spent working with a committee from the library (Joan Rodgers and Barbara Vanderbilt). The nomination has been forwarded to the National Register in Washington, DC. for that body's listing.

Letters of support were written for various preservation and /or grant projects including the Five Arch Bridge, the Opera Block and the library.

A local family provided the office with information about a relative who had been employed at Congress Hall. We are still on the trail of the family of John Hubbard Forsyth who was killed at the Alamo. A direct descendant of the Hosmer Family visited this summer and we exchanged accounts of Dr. Timothy Hosmer, Avon founder and early resident.

Members of the Chili Historical Society seemed to enjoy the display, handouts and talk about Avon and the Avon Inn presented at the Inn on May 20.

The New Teacher Tour for Avon Central personnel took place during their orientation week in August. The bus trip touched upon Avon history, the perimeters of the school district, centralization, areas where students live, new developments, businesses, factories, stores, library, "the Downs", government offices and the location of Tom Wahl's.

DISCUSSION-continued  
HISTORIAN REPORT

Public historians from Livingston County meet several times each year to exchange ideas and keep up to date with common concerns, as do the historians in the nine county area served by Region 12 of the state organization. The semi-annual conferences of the Association of Public Historians of New York State region were held at Lily Dale Community in Chautauqua County and Warsaw, Wyoming County at the Church of Latter Day Saints Research Center (a great near-by genealogical resource).

An historical marker has been ordered for the hamlet of South Avon. It is hoped that it will be placed with great fanfare this spring or summer. A second marker is proposed for 2008.

This year for the first time, the office has enjoyed the presence and contributions of a most faithful volunteer. Marcia Skinner can be found on most Tuesdays copying, filing and recording. The most recent project is a listing of Avon Central School Alumni taken from the school yearbooks.

It is with gratitude to the Avon Town Supervisor, David LeFeber, members of the Town Council, Town Clerk, Sharon Knight and office staff, Marcia, members of the APHS, Amie Alden and all those people who believe that history is important, that I submit this report,

Maureen P. Kingston, Historian

Town of Avon, NY

The Board thanked Mrs. Kingston for her dedication and hard work on behalf of the Town of Avon.

DISCUSSION  
ATTORNEY REPORT

Attorney Ingersoll provided the following report:

A call was received from a resident as he was not happy with the offer, prepared by the Town of Avon Insurance, to settle his claim. Attorney Ingersoll explained to the resident that the Insurance Company would be the proper place to negotiate as the Town signed off to have the insurance company settle the issue involving his vehicle.

Supervisor LeFeber reported he has received a call from Developer Helge Heen regarding his last proposal regarding Ashantee Development and Mr. Heen will address the items listed in a letter provided by the Supervisor.

There was discussion on the comments from the County Planning Board regarding the Royal Springs Development.

DISCUSSION  
HIGHWAY REPORT

Highway Superintendent Ayers reported on the following:

The results from the auction were not as successful as he had hoped, but you take a risk at auctions.

On Saturday he continued to work with a Boy Scout on his Eagle project at Paper Mill Park.

Dutch Hollow and Cleary Roads are being paved and shoulders will be completed next week.

Monday, they will be working with the Town of Lima.

There was discussion on the costs of the County's bid for salt, the cost of fuel and black top (\$60.00 per ton). The budgeted amount for the year for fuel is expected to be spent around July.

Supervisor LeFeber questioned if the request from the School for dirt was received by the Highway Superintendent. The reply from the Highway Superintendent was no. Also, the Village Mayor is looking for the Town to offer opportunities for a student to provide community service. Highway Superintendent Ayers will contact the Mayor to schedule.

A courtesy letter was received from the Livingston County Traffic Safety Board regarding lighting on Route #390 exits and entrances. The Town of Lima has adopted a resolution supporting additional lighting. Supervisor LeFeber will write a letter stating the Avon Town Board is not interested in pursuing the increased lighting.

Supervisor LeFeber questioned the Highway Superintendent on the proposed health care options provided by the Board and the Highway Superintendent stated the documents provided certainly highlight the good parts; however, four major items are missing such as prescription coverage and eye wear coverage. The Highway Superintendent will provide a list of the four items and the Supervisor will investigate and report.

Councilman Cook questioned both the Highway and Water Superintendents regarding the opportunity to reduce a phone line at the Highway Barns. Both departments agreed to share a fax.

DISCUSSION  
CODE ENFORCEMENT REPORT

Code Enforcement Officer Cappello did not have anything to report.

DISCUSSION  
WATER REPORT

Water Superintendent McKeown reported on the following:

There was discussion of a complaint from a resident.

An update on the Darby Road project was provided. Both Larsen Engineer Timothy Rock and the County Health Department approved the plans. Supervisor LeFeber questioned if the Highway Superintendent supported the improvements and he responded by requesting the road be put back to it's good condition or improve on it's current condition. Water Superintendent McKeown agreed stating there are two crosses in the plan and the two latest digs from water breaks have not been patched.

Three documents were provided: A proposed resolution for authorization for bidding, a notice to the bidders and a materials list. Town Clerk Knight suggested a person be named in the documents rather than an address. The Board requested an amendment to add the Town Clerk to be the receiver of bids to the legal notice.

RESOLUTION #95  
AUTHORIZING BIDDING FOR MATERIALS FOR THE DARBY ROAD  
WATERMAIN IMPROVEMENTS

On motion of Councilman Cook, second by Councilman Mairs the following resolution was  
ADOPTED AYES 3 NAYS 0 ABSENT 2 (Deputy Supervisor Cole and Councilman Blye)

WHEREAS: it is the intent of the Town of Avon to repair the water problem that homeowners on Darby Road have experienced.

AND WHEREAS, eighteen homes located at the west end of Darby Road, have an inadequate water main with no fire protection.

AND WHEREAS, Larsen Engineers prepared plans and technical specifications for the improvements. These plans were reviewed and approved by the Livingston County Health Department.

AND WHEREAS, The Town Board has elected to purchase the materials and separately hire men and equipment to work under the direction of the Town to install the materials.

BE IT THEREFORE RESOLVED: The Town Board, after considering the action, comments received at and/or prior to the meeting, and relying on their own knowledge of the project, authorize advertising to request bids on the materials, and to open the bids in the Town Clerk's Office, at 57 Genesee Street on June 30, 2008 at 3:00 P.M.. Further, to award the purchase to the firm offering all the specified materials at the lowest cost.

RESOLUTION #95-continued  
AUTHORIZING BIDDING FOR MATERIALS FOR THE DARBY ROAD  
WATERMAIN IMPROVEMENTS

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

DISCUSSION

OPEN PUBLIC HEARINGS – LOCAL LAW ROYAL SPRINGS SUBDIVISION

Supervisor LeFeber read the following legal notice:

**TOWN OF AVON**  
**NOTICE OF PUBLIC HEARING**  
**ON PROPOSED LOCAL LAW**

PLEASE TAKE NOTICE that, for the purpose of rezoning eighty acres of the Royal Springs Subdivision to be commonly known as Royal Springs Phase II and further regarding tentative approval of the Royal Springs Subdivision Concept Plan Map for Phase II dated March 17, 2008 which said rezoning will add approximately 80 acres to the Royal Springs Planned Unit Development, all in furtherance of the best interests of the town inhabitants, a public hearing will be held by the Town Board at the Town Hall in the Town of Avon, on the 12<sup>th</sup> day of June, 2008, at 7:00 P.M., to consider the enactment of the proposed local law described and summarized below:

**PROPOSED LOCAL LAW NO. T-2A-2008**  
**ROYAL SPRINGS PLANNED UNIT DEVELOPMENT PHASE II**

This local law:

- (1) States the legislative intent of the Town Board in adopting the local law.
- (2) Rezones approximately eighty acres of the Royal Springs Subdivision Phase II to be included in the Royal Springs Planned Unit Development in accordance with the concept map prepared by Fraser-Willey & Associates, P.C. dated March 17, 2008.

Copies of the proposed concept map described above are on file in the office of the Town Clerk of the Town of Avon, where the same are available for public inspection during regular office hours.

PLEASE TAKE FURTHER NOTICE that all interested persons will be given an opportunity to be heard on said proposed local law at the place and time aforesaid.

DISCUSSION-continued

OPEN PUBLIC HEARINGS – LOCAL LAW ROYAL SPRINGS SUBDIVISION

NOTICE IS HEREBY GIVEN, pursuant to the requirements of the Open Meetings Law of the State of New York, that the Town Board of the Town of Avon will convene in public meeting at the place and time aforesaid for the purpose of conducting a public hearing on the proposed local law described above and, as deemed advisable by said Board, taking action on the enactment of said local law.

DATED: MAY 8, 2008

PUBLISH: MAY 29, JUNE 5, AND 12, 2008

BY ORDER OF THE TOWN BOARD

TOWN OF TOWN OF AVON

SHARON M. KNIGHT, CMC/RMC, AVON TOWN CLERK

DISCUSSION

OPEN PUBLIC HEARING – ESTABLISHMENT OF A DRAINAGE & LIGHTING DISTRICT

Supervisor LeFeber read the following legal notice:

**LEGAL NOTICE**

NOTICE IS HEREBY GIVEN that there has been presented to the Town Board of the Town of Avon, New York a Petition for the Establishment of a Drainage and Lighting District in the Royal Springs Subdivision Phase 2 to include all of the real property within the Royal Spring Subdivision Phase 2, in the Town of Avon, County of Livingston and State of New York.

THEREFORE, pursuant to statute the Avon Town Board will hold a public hearing on said petition at 7:05 P.M. on Thursday, June 12, 2008 at the Town of Avon, Town Hall at 27 Genesee Street, Avon, Livingston County, New York, at which time and place all persons interested will be heard.

A copy of the petition, map, plan and report are available for inspection prior to the hearing at the Town Clerk's Office located in the Avon Town Hall, 27 Genesee Street, Avon, Livingston County, New York.

DATED: MAY 13, 2008

PUBLISH: MAY 29, JUNE 5, AND 12, 2008

BY ORDER OF THE TOWN BOARD

TOWN OF AVON

SHARON M. KNIGHT, CMC/RMC, AVON TOWN CLERK

DISCUSSION-continuedOPEN PUBLIC HEARING – ESTABLISHMENT OF A DRAINAGE & LIGHTING DISTRICT

Supervisor LeFeber asked those in attendance to please state their name and their opinion for the Clerk to record. Supervisor LeFeber guests were in attendance and would be recognized prior to hearing comments of the two open hearings.

DISCUSSIONPRESENTATION OF AWARDS

Supervisor LeFeber read the following information and presented Certificates Of Appreciation as follows.

Eleanor Resler  
Town of Avon 2008 Senior Citizen of the Year  
Livingston County Office For the Aging

The Town of Avon honors Mrs. Eleanor Resler as Senior Citizen of the year. Eleanor and her late husband, Leon were married 39 years. The couple had one daughter (Andrea) and a son (Larry). Eleanor's family has grown to include a granddaughter (Elaine), a grandson (Matt), and a 2 ½ year old great-granddaughter (Sharon).

Eleanor attended a Polish school in Rochester for 8 years and attended Ben Franklin High School for 4 years. Eleanor was raised with a strong work ethic and has worked hard all her life:

- Employed on the assembly line at Bausch & Lomb for four years
- Employed at Eastman Kodak doing assembly work for thirteen years
- Was employed as a sales associate at Edwards store in Rochester
- Mrs. Resler has been an active participant in the national Green

Thumb, Inc. Senior Employment program. Green Thumb is a non-profit organization whose mission is to strengthen families, communities, and our nation by providing older individuals with an opportunity to learn, work, and serve others. Last year, Eleanor retired at the age of 87 after working eighteen years with the Green Thumb Program at the New York State Department of Environmental Conservation.

Members of the Avon XYZ Club have appreciated Eleanor's willingness to help wherever needed at their monthly meetings. She held the position of Treasurer for the club and was a past member of the Livingston County Office for the Aging Advisory Committee. Friends tell us that you can always count on Eleanor to pitch in whenever help is needed and we are honored to present her with this award today. Mrs. Resler is escorted by Mr. David LeFeber, Supervisor from the Town of Avon.

Town of Avon 2008 Teen Recognition  
Livingston County Office Youth Bureau

Johanna Hanchar has been an active volunteer from an early age, sharing her talents with her school and her community. She is a peer mentor for middle school students, and has

DISCUSSION-continued  
PRESENTATION OF AWARDS

been active within the Student Council, encouraging participation in community outreach programs. She extends her peer mentoring abilities to her immediate peers, always offering to help if they are struggling and they view her as a leader. In her church she has served at the altar for six years. She has volunteered at the St. Agnes Parish Festival for two years working the food booth, basketball tournament, and supervising pre-school games. She is very active within the church's youth group, in Rotary Interact, and has volunteered at the Avon Food Pantry. She has an overwhelmingly positive impact on her community and will continue to work for the benefit of others.

Nominated by Polly Stapley, Dean of Students, Avon Central School District

Neena Johnson, a senior at Avon Central High School, is an unparalleled individual in terms of academics, community service, and her own personal life. To begin, Neena is at the top of her class and hopes to pursue a degree in the sciences in college, specifically in the treatment of individuals suffering from head wounds and neurological trauma.

Additionally, she has been studying Spanish for several years, and hopes to someday travel to Central America to perform volunteer work there. Neena's extracurricular activities include being a talented runner on her school's cross country and track teams. As for community service, Neena has put a lot of time and effort into volunteering at the neurology center at Strong Hospital, where her interests in science and helping others have met in an incredibly productive way. Finally, in her personal life Neena is a strong and persevering individual who has helped her family through tragedies including an accident that has permanently disabled her mother. In short, Neena is a talented, helpful, and strong person who excels in all she desires to achieve.

Nominated by Jeffery A. Hancock, friend of family

Allison McKeown is a talented student and dedicated community volunteer whose efforts in both areas speak to her giving and responsible nature. Her teachers admire her leadership in class, as well as her willingness to help other students via the school's Peer Mentoring Program. In fact, Allison has received character trait awards in primary, middle, and high school for her constant displays of generosity and caring, and was nominated to attend a leadership conference in Washington DC over the summer. In school, Allison is a member of the National Honor Society and a regular participant in that group's events. Outside of academics, Allison has a part-time job at Wegmans supermarket, regularly volunteers at a local homeless shelter for women, does Christmas caroling at the homes of hospice patients, and helps deliver flowers to patients at Strong Memorial Hospital. She hopes to one day become a doctor specializing in Geriatrics.

Nominated by Polly Stapley, Dean of Students, Avon High School

Diana Pratt is a remarkably well-rounded student whose dedication to academics, extracurricular activities, and community service has truly made her stand out among her peers. Outside of school, Diana is a frequent volunteer at the Avon Nursing Home where she interacts with local senior citizens, often using her kind nature and passion for

DISCUSSION-continued  
PRESENTATION OF AWARDS

assisting others to befriend and entertain them. She volunteers at the Avon Teen Center where she has helped with community clean-ups and peer mentoring for younger students. In the classroom, not only has Diana managed to maintain an excellent GPA, but she also participates in three sports as well as chorus and band. Additionally, she is Student Council vice president and a member of the National Honor Society, regularly helping out with activities run by both of these groups including fundraising events, working at the Ronald McDonald house, etc. Diana is a devoted young woman whose selfless personality makes her a valued member of her community

Nominated by Polly Stapley, Dean of Students, Avon High School

Susan Pratt is a devoted senior whose participation in academics, athletics, and community service is remarkable. Susan regularly donates her time to the Avon Nursing Home where she acts as friend and companion to many local senior citizens. Additionally, she volunteers at the Avon Teen Center, where she contributes to the betterment of her community by making holiday cards for the elderly or assisting with community clean-ups. Susan has been a peer mentor to younger children, thus acting as a helpful and responsible role model for future students.

Not only is she ranked as the number one student in her class in terms of her GPA, but she also plays on three sports teams, is a member of the school band and chorus, and is Co-President of her Student Council. As Co-President of this group, as well as an active member of the National Honor Society, she is a regular attendee at many fundraising and volunteer events which all contribute to the betterment of her school and greater community. She is a truly talented and dedicated young woman.

Nominated by Polly Stapley, Dean of Students, Avon Central High School

Benjamin Sargeant was a quiet and reserved student until he became a member of his school's Chess and Mock Trial teams. Now he is an active participant in the classroom, as well as in both of these groups. Not only is Benjamin a talented lawyer in Mock Trial, but he is also an enthusiastic chess player whose passion for the game was greatly responsible for increasing its popularity among his fellow students. Benjamin volunteers to teach chess to third and fourth graders at his local elementary school. His dedication to his interests and personal growth through becoming such an active student should serve as excellent examples to his classmates about the importance of being involved in their community, and the overall benefits that it can bring to fellow citizens as well as themselves.

Nominated by William Vergo, Teacher and Advisor, Avon Junior/Senior High School

Kailey Griffith is a dedicated member of her community. She is active in her church, challenges herself academically, and has a consistent record for leadership in her extra-curricular activities. She has participated in a number of community events, including the Lupus Walk and Crop Walk, while using her leadership positions inside the school to gather additional support and participation from her peers. Last summer she went to Gettysburg with her church youth group where she helped the elderly restore and make

DISCUSSION-continued  
PRESENTATION OF AWARDS

improvements to their homes. She pushes herself and her peers to succeed on a daily basis.

Nominated by Polly Stapley, Dean of Students, Avon High School

DISCUSSIONS  
OPEN PUBLIC HEARINGS

There was a lengthy discussion with some of the members of the Planning Board sharing their ideas and reason why they are not supportive of the presented "Petition for Establishment of Drainage and Lighting District and Final Concept and District Extension Map for Planned Unit Development. Lighting and Drainage Districts prepared by Fraser-Willey and Associates, P.C. dated 3/17/08. The discussion included review of letters received from the Planning Board dated August 22, 2007 and May 22, 2008. There was also discussion on the letter from the Livingston County Planning Board dated May 29, 2008.

Discussion included but was not limited to following:

The average home in Royal Springs is \$175,000.00, Commercial Development was increased from the original plan presented, average home is 12,000 square feet, drainage is reviewed by the Town Engineer, maintain the residents in their new homes and the Developer is proud for what has been done, he has a plan that would provide nice homes and continue to stay in business, they build to serve eighty percent of the market not twenty percent.

The Planning Board proposal the number of homes be reduced to 110 homes versus 186 homes, 1995 Comp Plan, do not want another Village in the Town as this proposal will bring, there is a negative impact to the community unless a home is worth \$300,000.00, they are looking for more space, our School Superintendent did not purchase due to small lot sizes, the Planning Board's goal is to represent the Town through the Planning Board not represent the interests of the Developer and they must be considerate of homes sales, gas prices, and open space. If approved as presented, other homes within the community would have to subsidize as the homes are assessed less than \$300,000, school aid would be negatively affected, the Village has development of the larger homes at Alexander Crossing, it may be best to visit the rural residential requirements in the Town Code, if the plan is reduced by 75 homes the PUD would be dropping as well as the lot size would not require a PUD, the proposed plan needs to have better road designs thus improving the quality of life of those living in the development, Highway 24 foot of pavement is required for collector and the 20 foot is where we are, lot sizes are requiring variances for pools and other needs/wants of the current home owners, this causes a three month delay due to the issuance of a variance, the sense of community is lost when a home owner can not improve on the lots due their small size.

DISCUSSIONS-continued  
OPEN PUBLIC HEARINGS

There was discussion of the Board setting both the Local Law for zoning change and the drainage and lighting districts at the same time, the need to change Town Code Section 130:26 F, Procedures for final approval.

Other local laws to be considered include dark sky compliance that would include the trespassing of light.

The Planning Board would like the Developer to reapply addressing their comments. The Developer Peter stated many changes have been made from his first design based on the Planning Board recommendations. Each PUD a Town approves is designed as an individual proposal.

There was discussion on the need to have curves in the water lines as they follow the roads.

The Board shared comments and the Attorney Ingersoll recommended holding open the hearings to allow for additional comments. The Developer needs to respond with substantial responses to both County and Planning Boards comments.

DISCUSSION  
ENGINEERING REPORT

Engineer Rock also reported on the Darby Road Project.

RESOLUTION #96  
PAYMENT OF BILLS

On motion of Councilman Mairs, seconded by Councilman Cook the following resolution was  
 ADOPTED AYES 3 NAYS 0 ABSENT 2 (Deputy Supervisor Cole and Councilman Blye)

RESOLVE to accept for payment Abstract 2008-11 in the follow amounts:

Concerning ABSTRACT of Claims Number 2008-11 including claims as follows:

General Fund	Voucher #311 through #355 in amounts totaling \$64,382.42
Highway Fund	Voucher #121 through #139 in amounts totaling \$25,518.16
Water Fund	Voucher #87 through #102 in amounts totaling \$6,470.40
Cemetery Fund	No Voucher
Water Capital Improvement	No Voucher

RESOLUTION #96-continued  
PAYMENT OF BILLS

Royal Springs	
Lighting	Voucher #3 in the amount totaling \$752.72
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	ABSENT
Councilman Donald Cook	voting	AYE
Councilman Thomas Mairs	voting	AYE
Councilman James Blye	voting	ABSENT

RESOLUTION #97  
PAYMENT OF BILLS

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

ADOPTED AYES 3 NAYS 0 ABSENT 2 (Deputy Supervisor Cole and Councilman Blye)

RESOLVE to accept for payment Abstract 2008-10A in the follow amounts:

General Fund	Vouchers #284 through #310 in amounts totaling \$11,231.46
Highway Fund	Voucher #113 through #120 in amounts totaling \$8,863.32
Improvement	
Water Fund	Voucher #82 through #86 in amounts totaling \$54,025.03
Royal Springs	
Lighting	No Voucher
Cemetery Fund	No Voucher
Water Capital	No Voucher
Improvement	
Town Of Avon Fire	
Protection	No Voucher
Cross Roads	No Voucher
Drainage District	
Bruckel Drainage	No Voucher
District	
Royal Springs	No Voucher
Drainage	

RESOLUTION #97-continued  
PAYMENT OF BILLS

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

RESOLUTION #98  
ACCEPT MONTHLY BUDGET REPORTS

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

ADOPTED AYES 3 NAYS 0 ABSENT 2 (Deputy Supervisor Cole and Councilman Blye)

RESOLVE to accept the monthly reports for May from the Supervisor and both the May and Corrected February Reports as summarized below of the Town Clerk Report as provided below:

May Report:

<u>Total Local Shares Remitted:</u>	<u>\$3,633.51</u>
<u>County Treasurer for Dog Licenses</u>	<u>\$45.82</u>
<u>New York State Department of Health</u>	<u>\$67.50</u>
<u>NYS Ag. &amp; Markets for spay/neuter program</u>	<u>\$12.00</u>
<u>NYS Environmental Conservation</u>	<u>\$260.74</u>
<u>TOTAL</u>	<u>\$556.30</u>

Corrected February Report:

<u>Total Local Shares Remitted:</u>	<u>\$659.89</u>
<u>County Treasurer for Dog Licenses</u>	<u>\$56.40</u>
<u>New York State Department of Health</u>	<u>\$45.00</u>
<u>NYS Ag. &amp; Markets for spay/neuter program</u>	<u>\$48.00</u>
<u>NYS Environmental Conservation</u>	<u>\$51.96</u>
<u>TOTAL</u>	<u>\$861.25</u>

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

DISCUSSIONAPPROVAL OF MINUTES

The minutes of May 22 and 29, 2008 will be considered at a future meeting due the number of Board Members in attendance at each of the meetings.

RESOLUTION #99SETTING TIME AND PLACE OF 2008 TOWN BOARD MEETINGS

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

ADOPTED AYES 3 NAYS 0 ABSENT 2 (Deputy Supervisor Cole and Councilman Blye)

WHEREAS, New York State Town Law requires that town boards of towns of the second class meet periodically to accomplish certain business matters such as auditing claims, and

WHEREAS, New York State Open Meeting Law and Public Officers Law both require that reasonable effort be made to hold such meeting in facilities that permit barrier free access for the physically handicapped, now, therefore, be it

**RESOLVED**, that the remaining regular meetings of the Avon Town Board throughout the year 2008 will be held at 6:00 P.M. on the following days (generally the second and fourth Thursday of each month) in the Avon Village Hall Building located at 74 Genesee Street in the Town of Avon:

**6/26, 7/10, 7/24, 8/14, 8/28, 9/11, 9/25, 10/9, 10/23, 11/06, 11/20, 12/11 and 12/30.**

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

RESOLUTION #100ACCEPT RESIGNATION OF THE ASSESSOR

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

ADOPTED AYES 3 NAYS 0 ABSENT 2 (Deputy Supervisor Cole and Councilman Blye)

RESOLVE to accept the resignation of Assessor Patricia Brede dated July 2, 2008.

RESOLUTION #100-continued  
ACCEPT RESIGNATION OF THE ASSESSOR

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

RESOLUTION #101  
AMEND 2008 COMPENSATION SCHEDULE

On motion of Supervisor LeFeber, seconded by Councilman Cook the following resolution was  
 ADOPTED AYES 3 NAYS 0 ABSENT 2 (Deputy Supervisor Cole and Councilman Blye)

RESOLVE to remove the following on July 2, 2008.

2008 Town of Avon Employee Compensation Schedule

Name	Position/Duties	Status	2007 Rate	2008 Rate
Brede, Patricia	Assessor	Part Time	\$20,500/yr	\$21,115/yr.
Supervisor David LeFeber		voting	AYE	
Deputy Supervisor Kelly Cole		voting	ABSENT	
Councilman Donald Cook		voting	AYE	
Councilman Thomas Mairs		voting	AYE	
Councilman James Blye		voting	ABSENT	

DISCUSSION  
SUPERVISOR REPORT

A letter was received from Town of Avon Cleaner Jose' regarding his vacation and his offer to reschedule cleaning opportunities. The Board agreed to skip the regular dates' Jose will be on vacation.

There was continued discussion on the outstanding Youth Recreation bill from the Village Hall. Mayor Freeman agreed to have Trustee Phil Swanson review prior to payment.

Code Enforcement Officer Anthony Cappello stated storage space will be available on a month to month basis at Five Arch Storage. Records storage space is available in the vault at the Village Hall. The Board took the following action.

RESOLUTION #102AUTHORIZE SUPERVISOR TO SIGN CONTACT – FIVE ARCH STORAGE

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

ADOPTED AYES 3 NAYS 0 ABSENT 2 (Deputy Supervisor Cole and Councilman Blye)

RESOLVE to authorize the Supervisor to enter into a contract with storage on a month to month basis for two storage units.

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

DISCUSSION-continuedSUPERVISOR REPORT

Supervisor LeFeber reported four applications and one person requesting to become part of the team for the Assessor's position have been received. Applications will continue to be accepted through June 15<sup>th</sup>. There was discussion on a special meeting to complete the interview with the following Board action.

RESOLUTION #103SCHEDULE SPECIAL MEETING

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

ADOPTED AYES 3 NAYS 0 ABSENT 2 (Deputy Supervisor Cole and Councilman Blye)

RESOLVE to schedule a meeting for Monday, June 23, 2008 at 6:00 P.M. for the purpose on interviewing candidates for the position of Assessor as advertised 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	ABSENT
Councilman Donald Cook	voting	AYE
Councilman Thomas Mairs	voting	AYE
Councilman James Blye	voting	ABSENT

RESOLUTION #104OPERA BLOCK GRANT APPLICATION TO NYS OFFICE OF PARKS  
RECREATION AND HISTORIC PRESERVATION

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

ADOPTED AYES 3 NAYS 0 ABSENT 2 (Deputy Supervisor Cole and Councilman Blye)

RESOLVED that David LeFeber, as Supervisor of the Town of Avon, is hereby authorized and directed to file an application for funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, in an amount not to exceed \$600,000.00 and upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to this Town of Avon for Opera Block rehabilitation and restoration and, if appropriate, a conservation easement/preservation covenant to the deed of the assisted property.

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

DISCUSSIONREQUEST FROM YOUTH RECREATION DIRECTOR – TAMI SNYDER

Supervisor LeFeber began discussion on requests from Youth Recreation Director Tami Snyder. Councilman Cook agreed to contact the Village to allow for two picnic table to be moved from the Avon Driving Park to the Avon Central School, the Board approved to allow the Caledonia Youth Recreation Program voucher payment for employees, Highway Superintendent will assist with moving on June 26 as long as Tami supervisors the move. Additional information will be sought for the additional budget expense to be sure increased income will cover the expenditure.

A second request was received from Assessor Clerk Tami Snyder to take classes at Cornell. They are of Principles and Procedures. Assessor Pat Brede gave up her health insurance as she has health care at her new position as the Director of Real Property in Yates County, so dollars have been saved; however, the Clerk has had additional hours. The Board approved the request to attend the training.

DISCUSSION-continued  
SUPERVISOR REPORT

A letter was received from Peggy Norry for the Norry-Stonegraber Family requested the Town of Avon provide walking routes and even bike lanes like the guide from the Town of Livonia. The Livingston County Planning Department was involved in the guide.

There was continued discussion with the Mayor regarding financial support of the Avon Central School Resource Officer.

DISCUSSION  
OPEN ITEMS

Councilman Mairs reported he has three Highway employees working on Saturday. He thanked Councilman Cook for helping at dump days. Supervisor LeFeber will assist Councilman Mairs for pick-ups on Friday.

Councilman Cook thanked Code Enforcement Officer Cappello for his extra work in preparing for the office move. A new Frontier contract will be considered at the next meeting as two lines will be eliminated. Also, additional boxes will be requested for the move.

RESOLUTION #105  
APPROVAL TO DESTROY RECORDS

On motion of Councilman Mairs, seconded by Councilman Cook the following resolution was  
ADOPTED AYES 3 NAYS 0 ABSENT 2 (Deputy Supervisor Cole and Councilman Blye)

RESOLVE to accept the Town Clerk destroy the records as presented:

<b>Record Series Name or Description</b>	<b>MU-1 Section Number</b>	<b>Inclusive Dates</b>	<b>Cubic Feet</b>	<b>Date Record</b>
			<b>Destroyed</b>	<b>Obsolete</b>
Year End	Electronic Data Processing 4 [671]	Dec. 31, 1991	1 tape	0 reference only
Year End Accounting	Electronic Data Processing 4 [671]	Jan. 25, 1994	1 tape	0 reference only
Town Clerk/Court	Electronic Data Processing 4 [671]	March 5, 1992 - June 15, 1995	1 tape	0 reference only
Year End Accounting	Electronic Data Processing 4 [671]	Dec. 31, 1992	1 tape	0 reference only
Daily Monday - Friday Backups	Electronic Data Processing 4 [671]	1992 - 2000	8 tapes	0 reference only

RESOLUTION #105-continued  
APPROVAL TO DESTROY RECORDS

<b>Record Series Name or Description</b>	<b>MU-1 Section Number</b>	<b>Inclusive Dates</b>
Uniform Fire Prevention & Building Code	4 [671]	1996-2000
Disability Law Software	4 [671]	2000
New York State Energy Code	4 [671]	1995
Code Pro	4 [671]	1997
RPS Import Utility	4 [671]	1999
Utility	4 [671]	1998
International Codes	4 [671]	2000

<b>Record Series Name or Description</b>	<b>MU-1 Section Number</b>	<b>Inclusive Dates</b>	<b>Cubic Feet Destroyed</b>	<b>Date Record Obsolete</b>
Civil Defense/Disaster Preparedness	1 {70}c	2000		Apr-07
General - Correspondence	10 {10}c	2006		No Retention Requirement
Dog Identification & Control	1 [162]b	2004-2006		0 after superseded
All Hazard Mitigation Plan		Dec. 2005		0 after superseded
Basic-2C Master Gold Key	4 [671]	1989		0 after superseded
Keydisk	4 [671]			0 after superseded
HP Printing System for Windows	4 [671]			0 after superseded
Back-up	4 [671]	2000-2007		0 after superseded
Fee Expansion Update	4 [671]	1993		0 after superseded
EZTape 2.2	4 [671]			0 after superseded
dgtransf.fox, cnstamp.fox	4 [671]	1986		0 after superseded
Microsoft setup Version NY@4.0 Series	4 [671]			0 after superseded
Town Clerk Update	4 [671]	1991		0 after superseded
IBM PS/2 Model 30 286 Starter	4 [671]	1988		0 after superseded
Dell Diagnostics Version 3.95F	4 [671]	1999		0 after superseded
Sports Illustrated Multimedia Almanac	4 [671]	1995		0 after superseded
Boot Disk	4 [671]			0 after superseded
Tomega Tools Version DM5305	4 [671]	1998		0 after superseded
IBM PS/2 Model 80	4 [671]			0 after superseded
Dictionary/Speller & Thesaurus Disk	4 [671]	1987		0 after superseded

RESOLUTION #105-continued  
APPROVAL TO DESTROY RECORDS

Record Series Name or Description	MU-1 Section Number	Inclusive Dates	Cubic Feet Destroyed	Date Record Obsolete
Manuals – ZBA	General 9 [9]b	2/91-2/96		6 yrs. After superseded
Zoning Sample Forms, proposed code changes	Zoning 3 [665]	1969-1981		0 no longer needed
Certificate of Insurance	Building & Property 1[657]	1977-1980		0 no longer needed
State Laws proposed, SEQR	General 9 [9]b	1976-1977		6 yrs. After superseded
Chlorination Guide	General 9 [9]b	1976		6 yrs. After superseded
Stadium Industrial Development Agency	Zoning 5[650]c	1992		6yrs after last entry
Prior ZBA Members Folders	General 19 [19]	1996-1998		0 no longer needed
Schedule of Rates	Public Proper & E 19 [491]a	1976		6 years

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

The following information was provided to the Board by the Town Clerk:

Letter from Jose' Alvarado regarding his vacation.  
 Official Notice of a position to become open August 2008 – Avon Representative to the Livingston County Youth Board  
 Letter Sustainable New York – Christian A. Nill, M.S.  
 Letter Livingston County Traffic Safety  
 Letter Livingston County Planning Board  
 Letter Livingston County Office of County Administrator – Surplus Furniture Items  
 Letter New York Municipal Insurance Reciprocal – Property Damage Release 0 Korey Buzzell  
 Letter Casilio Companies – Building Alterations – Opera Block

On motion of Supervisor LeFeber, seconded by Councilman Cook, the meeting adjourned at 9:40 P.M.

Respectfully submitted, \_\_\_\_\_ by  
 Sharon M. Knight, CMC/RMC, Town Clerk