

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

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

OTHERS: Attorney Timothy Ingersoll, Code Enforcement Officer Anthony Cappello, Highway Superintendent Robert Ayers, Youth Recreation Director Tami Snyder, Youth Recreation Board Members Stephanie Dempsey, Karen Henderson, Sue Orman and Heather Burke, and Town Clerk Sharon Knight

VISITORS: Peter Skivington, Richard Finocchairo, Richard Finocchairo, Jr., Warren Zimmerman, Cindy Kellen, Michael Decillis, Kathy Hayes, James Marzee, Ron Gurnsey, Jason Hayes, Casey Edwards, Elizabeth Wladyka, Norman Barrett, and Lisa Tucker

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

DISCUSSION

VISITOR COMMENTS

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

DISCUSSION

ATTORNEY REPORT

Attorney Ingersoll provided the following report:

Local Law documents were provided and the Board took the following action:

RESOLUTION #197

SET PUBLIC HEARING – COLD WAR EXEMPTION

On motion of Councilman Cook, seconded by Supervisor LeFeber the following resolution was ADOPTED AYES 5 NAYS 0

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

WHEREAS the Town Board of the Town of Avon has considered the adoption of a local law to create a new Article V entitled Cold War Veteran Exemption in Chapter 121 of the Code of Avon to provide that certain military veterans receive exemptions from real property taxes in the Town of Avon 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 create a new Article V entitled Cold War Veteran Exemption in Chapter 121 of the Code of Avon to provide that certain military veterans receive exemptions from real property taxes in the Town of Avon, such public hearing to be held on the 11th day of December, 2008, at 6:30 p.m., in the Town Hall, Town of Avon, New York. The proposed local law to be considered is as follows:

RESOLUTION #197-continued
SET PUBLIC HEARING – COLD WAR EXEMPTION

Local Law No. T-6A-2008
Article V
Cold War Veterans Exemption

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	AYE
Councilman James Blye	voting	AYE

RESOLUTION #198
SET PUBLIC HEARING – EXEMPTION FOR DISABLED PERSONS WITH LIMITED INCOMES

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

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

WHEREAS the Town Board of the Town of Avon has considered the adoption of a local law to amend §121-13 of the Avon Town Code to provide that the eligibility requirements for the Exemption for Disabled Persons with Limited Means to provide that the Town of Avon shall adopt without further public hearing or resolution, schedules proposed by the County of Livingston for purposes of setting the disability exemption 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 adopting without further public hearing or resolution, schedules proposed by the County of Livingston for purposes of setting the disability exemption, such public hearing to be held on the 11th day of December, 2008, at 6:35 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-7A-2008
Article IV
Exemption for Disabled Persons with Limited Incomes

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.

DATE: October 30, 2008

RESOLUTION #198-continued
SET PUBLIC HEARING – EXEMPTION FOR DISABLED PERSONS WITH LIMITED INCOMES

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
CREDIT CARDS

Attorney Ingersoll reported that he has spoken to the Town of Livonia Attorney Jim Campbell regarding Nationwide Payment Solutions and the Town of Livonia is going to sit back and let someone else test the system. Attorney Ingersoll feels confident to move forward with the agreement and if it does not work then we just would not use the system. Town Clerk Knight recommended the Supervisor sign the contract. The Board appeared to want to wait until the next meeting to see if the County has chosen a credit card company. Discussion will continue at the next meeting.

DISCUSSION
UNSAFE BUILDING

Attorney Skivington representing Mr. Finocchario addressed the Board and providing a Certificate of Liability Insurance in the amount of \$1,000,000.00. He requested the Board leave the hearing open as they are scheduled to meeting with the Zoning Board of Appeals. Mr. Zimmerman addressed the Board stating he built the structure and it continues to be safe. Although a stop work order was issued Mr. Zimmerman has constructed additional braces for the building, the building frame has been completed and has been standing for one full year.

OPEN PUBLIC HEARING
UNSAFE BUILDING

The following legal notice was read by the Supervisor to open the public hearing:

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that there has been presented to the Town Board of the Town of Avon, New York a report from the Code Enforcement Officer regarding a structure located at 2921 Lakeville Road in the Town of Avon which he believes to be dangerous and unsafe to the public; and

THEREFORE, pursuant to statute the Avon Town Board will hold a public hearing on said report on the 6th day of November, 2008 at the Village of Avon, Village Hall at 74 Genesee Street, Avon, Livingston County, New York, at which time and place all persons interested will be heard.

A copy of the report is 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: October 24, 2008

Publish: October 30, 2008

& November 6, 2008

Sharon M. Knight, CMC/RMC, Avon Town Clerk

DISCUSSION-continued
UNSAFE BUILDING

Discussion continued and Code Enforcement Officer Cappello stated the building is not safe and should be taken down. He made reference to the Avon Lima Carpet building that recently collapsed during construction.

The public meeting will remain open until the next meeting as the Zoning Board of Appeals (ZBA) will be meeting on this matter on the 17th of November.

Visitor Cindy Kellen asked why the owner is going before the ZBA and the response was because he is asking for additional variances.

Attorney Ingersoll updated both the ZBA member and Visitor Cindy Kellen stating the public hearing was opened early as Attorney Skivington was in attendance. ZBA Member Barrett stated he saw the legal notice in the paper and is interested in what is happening at this public hearing.

Attorney Ingersoll stated a permit was issued without the appropriate variances. A stop work order was issued and this public hearing was scheduled. Proof of insurance for liability has been received and the Board wanted to see some insurance that the building would not fall. It was determined there was a need to enter into executive session.

RESOLUTION #199
EXECUTIVE SESSION

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

ADOPTED AYES 5 NAYS 0

RESOLVE to enter into executive session for the purpose of discussion regarding proposed, pending or current litigation. TIME 6:40 P.M. inviting Code Enforcement Officer Cappello and Zoning Board of Appeals Member Barrett.

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 #200
CLOSE EXECUTIVE SESSION

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

ADOPTED AYES 5 NAYS 0

RESOLUTION #200-continued
CLOSE EXECUTIVE SESSION

RESOLVE that the Executive Session be closed and that this Board returns to the meeting with no action taken. Time 7:20 P.M.

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
HIGHWAY REPORT

Highway Superintendent Ayers reported on the following:

Mill Street is being worked on, repairs are being made to signs and the cemetery project will begin soon.

Freight Line will be available to service our area as Sterling is closing due to labor disputes.

Supervisor LeFeber updated the Highway Superintendent on his effort of removing the tires from dump days. Discussion included different ways of paying for tire removal.

OPEN PUBLIC HEARING
DISTRICT UNIT CHARGES

Supervisor LeFeber opened the Public Hearing by reading the following legal notice:

TOWN OF AVON
NOTICE OF PUBLIC HEARING

The tentative 2008 special assessment roll of the Royal Springs Subdivision Lighting District and the Bruckel Drainage District has been completed and is on file at the Avon Town Clerk's Office, 57 Genesee Street, Avon, New York 14414 for review during regular business hours. The special assessment rolls indicate how many units you will be charged for drainage and/or lighting on your property tax bill for 2009.

The Avon Town Board will hold a public hearing for owners of property located within the above-described districts on Thursday, November 6, 2008 at 7:15 P.M. in the Avon Village Hall, 74 Genesee Street, Avon, New York 14414 to hear objections to the special assessment roll.

Sharon M. Knight CMC/RMC, Avon Town Clerk
Dated: October 23, 2008
Published: October 30, 2008

The following items were discussed with those in attendance regarding the lights and drainage districts in the Royal Springs Development:

OPEN PUBLIC HEARING-continued
DISTRICT UNIT CHARGES

Why is the cost for lights only shared with the residents of the Royal Springs Development?

There are 29 lights and some do not work.

A new home has been started and another will begin soon: do they share in the cost?

National Grid is requesting the Board consider an expansion and it's on the agenda for tonight.

Property owners are charged for the number of units they have.

Not every home in Avon pays for these lighting and drainage districts.

Engineer Tim Rock provided information on the light including the Planning Board's requirements of the Developer to install.

It was suggested that information from the Realtor is inadequate for home buyers.

The Town can not require the Realtor to provide information.

The amount of money the residents are paying for drainage is extremely low and could be spent very quickly on drainage maintenance.

It was suggested to run cameras prior to the Town taking dedication.

The developer assumes the cost for the items and then the residents that benefit pay for the maintenance of those items.

If you live in the Village, the costs associated with lighting, sidewalks and care of the roads is paid through Village taxes, not through everyone that actually benefits from them. People that live in the Village have chosen to live there.

There was discussion on what will be in the Open Space and who will be maintaining once it is offered to the Town. Attorney Ingersoll stated the residents could request how they would like to space to be used.

RESOLUTION #201

CLOSE PUBLIC HEARING – DISTRICT UNIT CHARGES

On motion of Deputy Supervisor Cole, second by Councilman Cook the following resolution was ADOPTED AYES 5 NAYS 0

RESOLVE to close the public hearing on the District Unit Charges.

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

DISCUSSIONOPEN PUBLIC HEARING – 2009 BUDGET

Supervisor LeFeber open the public hearing by reading the following legal notice:

TOWN OF AVON
NOTICE OF PUBLIC HEARING ON THE
PRELIMINARY BUDGET OF THE TOWN OF AVON
for the year 2009

NOTICE IS HEREBY GIVEN that the preliminary budget of the town of Avon for the fiscal year beginning January 1, 2009, including general town funds, drainage and light district funds, has been completed and filed in the Office of the Town Clerk of the Town of Avon, 57 Genesee Street, Avon, New York 14414, both the tentative budget and the preliminary budget are available for inspection by any interested person during office hours. The Town Board of the Town of Avon shall hold a public hearing on said preliminary budget on November 6, 2008, at 7:30 P.M., at the Avon Village Hall, 74 Genesee Street, Avon, New York 14414, showing such changes, alterations and revisions as shall have been made therein by the Town Board of the Town of Avon. At such hearing, any person may be heard in favor of or against the preliminary budget as compiled or for or against any item or items therein contained. The following are the proposed 2009 salaries of Town Of Avon

ELECTED OFFICIALS:

Supervisor	\$12,000.00
Councilman (4)	\$ 4,700.00
Town Justice (2)	\$10,743.00
Town Clerk	\$32,251.00
Highway Superintendent	\$63,324.00

By Order of the Town Board

Sharon M. Knight, CMC/RMC

Avon Town Clerk

Dated: October 23, 2008

Publication Date: October 30, 2008

& November 6, 2008

Supervisor LeFeber opened the discussion by describing the process the Board followed to develop the budget. Outstanding items for discussion are equipment purchases in the Water and Highway Departments, they agreed to financial support a lockbox with the Bank of Castile, and the need to change the Vital Records fees from General A to General B at a salary of \$650.00.

Supervisor LeFeber stated an employee handbook needs to be complete and there continues to be a need for Board discussion of coverage for health care, including if a buy-out will be offered.

DISCUSSION-continued
OPEN PUBLIC HEARING – 2009 BUDGET

Deputy Supervisor Cole continued his discussion on removing conferences to be attended by the Town Clerk.

Town Clerk Knight reported on the outcome of the lockbox for tax collection with the Bank of Castile as follows:

A lockbox option is not available at this time with the Bank of Castile; however, the following option is being offered:

There would be no charge.

Payments would be accepted only if the property owner has a bill.

Collector and Collection Information would need to include the Bank of Castile Avon Branch only.

We would need to open a checking account and make all deposits at the Bank of Castile.

The process would include:

The teller would accept payment only with a copy of the tax bill.

The payment would be deposited into our account.

The teller will stamp the bill paid and note the type of payment.

The bill would be returned to the Tax Collector.

Tax bill receipts would be mailed by the tax collector.

The Town Board's responsibility is to provide the staff a secure place to collect tax payments.

Due to our move the office space is not a secure place to collect cash for payments. Last year we collected more than \$40,000.00 in cash.

Also, we need a third person to assist in the collection to allow us to meet the New York State Laws of getting the money into the bank within three days of receipt.

The amount of collection required is not feasible with two people as we continue to have other responsibilities such as DECALS sales, marriage license application and certificates, copies of vital records, copies, foiled information and last year in January we sold 43 dog licenses. It is slow with building permits, last January we only issued two permits and planning and zoning is very slow. We also have three Town Board meetings and collect water payments prior to depositing all the tax payments. In previous years we have had all money deposited within the three day time limit required by law after the suggestion of the auditor to add additional staff.

Assistance of a third person during busy times in the amount of \$2,000.00, a second door and wall with vertical working space are needed.

The Board considered the request and a wall with work space will be provided.

DISCUSSION
ENGINEER

Engineer Tim Rock reported he is working with Grant Writer Stuart Brown on a Rural Development grant for providing water to property owners on Route #39.

DISCUSSION
WATER REPORT

Water Superintendent McKeown reported we pumped at Agar Road more than ten million gallons of water again this month.

DISCUSSION
CODE ENFORCEMENT REPORT

Code Enforcement Officer Cappello reported the contractors for the Opera Block have been given building permits and the cost will be \$1,240 per contractor.

RESOLUTION #202
EXECUTIVE SESSION

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

ADOPTED AYES 5 NAYS 0

RESOLVE to enter into executive session for the purpose of the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. TIME 8:55 P.M. inviting Youth Recreation Director Tami Snyder, Youth Recreation Board Member Stephanie Dempsey, Karen Henderson, Sue Orman and Heather Burke

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 #203
CLOSE EXECUTIVE SESSION

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

ADOPTED AYES 5 NAYS 0

RESOLVE that the Executive Session be closed and that this Board returns to the meeting with no action taken. Time 9:20 P.M.

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 #204
AMEND THE COMPENSATION SCHEDULE

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

REMOVE:

2008 Town of Avon Employee Compensation Schedule

Name	Position/Duties	Status	2007 Rate	2008 Rate
Snyder, Tami	Youth Board Member, Chair	Part Time *	N/A	\$50/month
Dempsey, Stephany	Youth Board Member	Part Time *	N/A	\$40/month

ADD:

2008 Town of Avon Employee Compensation Schedule

Name	Position/Duties	Status	2007 Rate	2008 Rate
Dempsey, Stephany	Youth Board Member, Chair	Part Time *	N/A	\$50/month
Snyder, Tami	Youth Board Member	Part Time *	N/A	\$40/month
Hughes, Kristy	Youth Board Member	Part Time *	N/A	\$40/month
McDowell, Kim	Youth Board Member	Part Time *	N/A	\$40/month

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
OPERA BLOCK

Supervisor LeFeber requested the following be a part of the minutes:

[CLICK HERE for further information](#)

DISCUSSION-continued

OPERA BLOCK

Deputy Supervisor Cole reported contracts have been signed, a survey from Kevin O'Donoghue will need to be completed as the holes need to be drill holes before winter. Jim Biondolillo asked many questions at the first meeting and Frank Marianacci provided impressive answers, there will be very little heat that will be provided by the Mr. Marianacci, storage will be available at King Cole Bean, certified payroll will be done by BERO, a request will be made to Mr. Marianacci for 6 hard hats and 6 safety glasses.

Supervisor LeFeber stated all change orders must go thru SHPO and pictures are important to the grant funding.

Deputy Supervisor Cole will attend Tuesday morning meetings.

DISCUSSION

OPEN PUBLIC HEARING – 2009 BUDGET

The following documents were provided and will be attached to the Final Budget:

CLICK ON YOUR CHOICE:

- [L.2009 Pilot Projections](#)
- [Cty. Pilot Projections for Avon](#)
- [Assessor's Exemptions](#)

DISCUSSION

INJURY OF JUSTICE TORREGIANO

Supervisor LeFeber informed the Board that Justice Torregiano broke his leg at his job and will not be able to serve the Town due to his Workers Compensation Case.

RESOLUTION #205

PAYMENT OF BILLS

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

ADOPTED AYES 5 NAYS 0

Concerning ABSTRACT of Claims Number 2008-21 including claims as follows:

General Fund	Voucher #675 through #733 in amounts totaling \$10,466.44
Highway Fund	Voucher #232 through #247 in amounts totaling \$9,237.00
Water Fund	Voucher #179 through #185 in amounts totaling \$4,973.32
Cemetery Fund	Voucher #6 through #6 in amounts totaling \$230.00
Royal Springs Lighting	Voucher #8 through #8 in amounts totaling \$773.37

Cross Roads Drainage District	No Voucher
Bruckel Drainage District	No Voucher
Royal Springs Drainage	No Voucher
Town Of Avon Fire Protection	No Voucher
Water Capital Improvement	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

RESOLUTION #206
ACCEPT MONTHLY BUDGET REPORT

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

ADOPTED AYES 5 NAYS 0

RESOLVE to accept the monthly report for October from the Town Clerk:

RESOLUTION #206-continued
ACCEPT MONTHLY BUDGET REPORT

Total Local Shares Remitted:	<u>\$919.85</u>
County Treasurer for Dog Licenses	<u>\$39.95</u>
New York State Department of Health	<u>\$90.00</u>
NYS Ag. & Markets for spay/neuter program	<u>\$9.00</u>
NYS Environmental Conservation	<u>\$991.09</u>
TOTAL	<u>\$2,049.89</u>

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 #207
AUTHORIZE SUPERVISOR TO SIGN – LIVINGSTON COUNTY HIGHWAY
DEPARTMENT – SNOW & ICE AGREEMENT

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

RESOLVE to approve the following contract with the Livingston County Highway Department:

CLICK ON YOUR CHOICE:

- [Highway Snow & Ice 2008 Contract with Livingston County](#)
- [Highway Snow & Ice Contract with Livingston County Attachment](#)

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 #208

APPROVAL OF MINUTES

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

ADOPTED AYES 5 NAYS 0

RESOLVE to approve the minutes of October 20, 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

RESOLUTION #209

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 October 23, 2008 with the following corrections:

Page 23 Capitalizing Rural Development

Spelling the name of Kerri Kramer

Page 29 Spelling the name of James Biondolillo

Page 31 Remove: Clerk of the Works

Add: Construction Project Coordinator

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 #210
WATER RE-LEVY

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

RESOLVE to re-levy water charges of the Town of Avon water customers in accordance with the Customer Report provided by the Water Clerk in the amount of \$21,429.50 as follows:

CLICK ON YOUR CHOICE:

- Budget Re-Levy
- Budget Re-Levy 2

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
ESTOPPEL

Supervisor LeFeber reported the Estoppel Notice was not in the paper and it should be put in without charge as Town Clerk Knight provided copies of e-mails that confirmed their receipt and ability to publish.

DISCUSSION
COUNTY SEWER AUTHORITY

Supervisor LeFeber reported he will be attending a meeting with the Livingston County Sewer and Water Authority to discuss service to Exit 9.

RESOLUTION #211
AUTHORIZE NIAGARA MOHAWK

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

RESOLUTION #211-continued

AUTHORIZE NIAGARA MOHAWK

RESOLVED: Niagara Mohawk is hereby authorized and directed to do the following in the Town of Avon, St. Light Account No. 62171-64000:

Install: Eight 100-watt high-pressure sodium traditional colonial street light fixtures on 16-foot embedded (black) poles and direct buried cable as shown on enclosed Royals Springs Subdivision Phases 4 & 5 sketch dated August 19, 2008.

Estimated Annual Charge: \$2440.00

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 #212CLOSE PUBLIC HEARING

On motion of Councilman Mairs, second by Supervisor LeFeber the following resolution was ADOPTED AYES 5 NAYS 0

RESOLVE to close the public hearing for the 2009 Budget

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 #213ADOPT PRELIMINARY BUDGET

On motion of Councilman Mairs, second by Councilman Blye the following resolution was ADOPTED AYES 4 NAYS 1 (Deputy Supervisor Cole)

RESOLVE to adopt the following as the Final Budget that includes the following changes from the Preliminary Budget:

Revenues: A1603 Vital Statistic Fees from \$300.00 to \$0.00
 AUB Unexpended balance from \$179,621.00 to \$179,271.00
 Appropriations: A4020.1 from \$650.00 to \$0.00

Add to Revenues: B1603 Vital Statistic Fees \$300.00

BAUB from \$0.00 to \$350.00
Add to Appropriations: B4020.1 \$650.00

[CLICK HERE for 2009 Final Budget](#)

On motion of Councilman Cook, seconded by Deputy Supervisor Cole, the meeting was adjourned at 10:35 P.M.

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