

Avon Village Board Meeting
Monday, January 4, 2010

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The meeting of the Board of Trustees of the Village of Avon was held at the Avon Village Hall, 74 Genesee Street, Avon, New York on Monday, December 21, 2009.

Present: Mark McKeown, Trustee
William Zhe, Trustee
Robert Hayes, Trustee
Timmy Batzel, Trustee

Staff: Christine Quinlan
Sergeant Pete Henry
Jeremy Batzel, Fire Chief

Absent: Thomas Freeman, Mayor

Visitors: John Orman
John Yasso, KME Fire Apparatus
Scott Sutherland
David Piampiano
Joe Eichorn
John Kellen, Jr.
Barb Ippolito
Dan Snyder
Bryan Scott

Deputy Mayor McKeown opened the meeting at 6:00 p.m. with the Pledge of Allegiance.

VILLAGE BOARD MEETING MINUTES:

Upon a motion made by Trustee Zhe the minutes from December 21, 2009 are hereby approved as submitted. Trustee Hayes seconded the motion and it was carried by the following vote:

Mayor Thomas Freeman	Absent	
William Zhe, Trustee	Voting	Yes
Mark McKeown, Trustee	Voting	Yes
Robert Hayes, Trustee	Voting	Yes

Timmy Batzel, Trustee

Voting

Yes

VOUCHERS AND MANUAL CHECKS:

Upon a motion by Trustee Hayes, the following vouchers are approved for payment.

Fund #1 General Fund	\$17,553.33
Fund #4 Schedule C	\$ 7,157.13
Fund #5 Water	\$ 5,203.02
Fund #6 Sewer	\$12,528.56
Fund #9	\$
Fund #10	\$
Fund #11	\$
Fund #17	\$ 4,183.92
Fund #44	\$
Fund #45	\$
Fund #47	\$
Fund #48	\$
Fund #49	\$
Fund #50	\$
Fund #53	\$
Fund #54	\$
Fund #55	\$
Fund #56	\$
Fund #57	\$
Fund #58	\$
Fund #59	\$
Fund #60	\$
Fund #61	\$
Fund #62	\$
Fund #63	\$

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Fund #64	\$
Fund #65	\$
Fund #66	\$
Fund #67	\$
Fund #68	\$
Fund #69	\$
Fund #70	\$
Fund #71	\$
Fund #72	\$
Fund #73	\$
Fund #74	\$
Fund #75	\$
Fund #76	\$
Fund #77	\$
Fund #78	\$
Fund #79	\$
Fund #80	\$
Fund #81	\$
Fund #82	\$
Fund #83	\$
Fund #84	\$
Fund #85	\$
Fund #86	\$
Fund #87	\$
Fund #88	\$
Fund #89	\$
Fund #90	\$
Fund #91	\$
Fund #92	\$
Fund #93	\$ 2,054.10
Fund #94	\$
Fund #95	\$

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Fund #96	\$
Fund #97	\$
Fund #98	\$
Fund #99	\$
TOTAL	\$48,680.06

Manual Checks: Gen. Valley Title Serv., Inc.-Abstract of Title(Zamiara)	\$ 290.00
Jones & Skivington-Purchase price(Zamiara)	\$24,999.00
Jones & Skivington – Legal Fees & Tax Adj.(Zamiara)	\$ 1,031.91
Livingston Co. Clerk – Recording Exp.(Zamiara)	\$ 315.00
Welch & O’Donoghue, Survey Map(Zamiara)	\$ 650.00
NYS Child Support-Employee Child Support	\$ 230.00
NYS Income Tax Processing-Pay. Of State Taxes	\$ 1,739.20
Nationwide Retirement – Deferred Comp.	\$ 1,543.42
NYS Child Support-Employee Child Support	\$ 230.00
NYS Income Tax processing – Pay. Of State Taxes	\$ 1,804.90
Nationwide Retirement – Deferred Comp.	<u>\$ 1,510.45</u>
	\$34,343.88

Trustee Zhe seconded the motion and it was carried by the following vote:

Mayor Thomas Freeman	Absent	
Trustee Mark McKeown	Voting	Yes
Trustee William Zhe	Voting	Yes
Trustee Robert Hayes	Voting	Yes
Trustee Timmy Batzel	Voting	Yes

ERIE ATTICA SUMMARY:

Treasurer Quinlan submitted a project summary of the Erie-Attica Bridge & Trail Project. At this point the Village needs to have an agreement in place with NYS Parks as to the funding and maintenance for this project. A draft agreement is currently being worked on for the Board’s review and also for the NYS Parks approval.

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Federal funding is in place and will be administered by the New York State Department of Transportation. The matching funds will include monies from the Village and NYS Parks.

Upon completion, the bridge and trail will be owned by NYS Parks and the adjacent parking area and egress owned by the Village.

The Master Federal Aid Project Agreement for the preliminary engineering (\$170,000) and the right-of-way incidentals (\$15,000) was approved by the NYS Comptroller on 11/19/08.

Trustee McKeown questioned whether there would be a bridge built.

Treasurer Quinlan informed him that she would check into that.

Treasurer Quinlan reported that 1/3 of an acre will be used for a parking area. Attorney Whiting will map it all out in the agreement and who is responsible for maintenance.

Treasurer Quinlan stated that she would get in touch with Chuck Bastian on the funds and how the bills get paid. Attorney Whiting will make the amendments to the contract and get it returned to the Village Board and NYS Parks and then send it on to Fisher.

POLICE DEPARTMENT:

Sergeant Henry reported that the Holidays have kept them busy, but nothing new to report.

TRUSTEE'S UPDATE:

The Village Board reviewed the Park's Mission Statement (Long Term Plan) that they received from the Parks Commission and then had a brief discussion on the Special Use Permit Proposal for Senior Citizen Housing.

Attorney Whiting reported that the latest idea from Dick Martin for his Linden Street property is for single family housing. Right now Dick Martin is saying it's strictly senior housing that he is proposing, but that could change down the road. If it's Federal Funding you have to admit handicap/disability for any age.

Trustee Batzel – If you allow this, he has another 4 acres and sooner or later he's going to want to do something with that land.

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Trustee McKeown – Do we just take them case by case?

Attorney Whiting – There is inadequate frontage, Mr. Martin would need an area variance for single family homes.

Trustee Hayes – Why change a local law, whose going to enforce it?

Attorney Whiting - Right now in the B-2 district it is allowed, does the Board want to expand the scope of that? That law was designed primarily for the big project of Avon on the Green. A special use permit is designed to give the Village board land use authority.

Trustee Zhe – That’s why I’m against it. We have special use permits out there now and we’re not following them to see if they are in compliance.

Trustee McKeown suggested that a decision should be made in the very near future so we can move on and put this matter to rest.

Treasurer Quinlan submitted a copy of the breakdown of court expenses to the Board showing the award detail for each item.

Trustee Zhe – We need to think and talk about use of space for the Village Office since the court is now empty.

Trustee McKeown - There’s been talk of moving the offices around and moving Treasurer Quinlan and Superintendent Barrett up front and move the Board Room over to the court and expand into the kitchen area with an addition being added. The Police could expand across the back.

Treasurer Quinlan – How do you justify that versus a \$1.00 for the Opera Block?

Trustee McKeown – There’s some thoughts about utilizing the building better and we definitely need a larger storage area.

Sergeant Henry – The DA has a grant to pay for an interrogation or interview room. Something has to be done within the next two months. I need to find out what the grant will pay for. I want to get a little more information before I discuss it with the Board. All finger prints are now done in Geneseo.

Trustee Batzel updated the Board on the meeting with Tom Lauffer and the intent of doing a corrected audit. Tom Lauffer will be attending the Village Board meeting on January 25th to update the Board.

FIRE TRUCK BIDS:

At 7:00 p.m. on January 4, 2010, Deputy Mayor McKeown duly read and opened the bids for one custom built Multi Purpose Pumper and Response fire vehicle according to specifications of a contract to be let by the Village of Avon. One bid was received.

Churchville Fire Equipment Corporation - \$604,474.00

Deputy Mayor acknowledged the payment options that were proposed for the fire apparatus.

Trustee Batzel announced the truck committee will review the bid along with Attorney Whiting.

An e-mail received from Empire Fire Truck declined the bid process was read aloud.

Attorney Whiting – At this time we wait for the end of the Estoppel Period which is January 14, 2010, and make sure the bid conforms to the specs and then it's up to the Board to accept or decline the bid.

Attorney Whiting - The Bond amount was \$60,447?

Trustee McKeown - Yes – it states 10%.

Trustee McKeown – Between now and the 14th the truck committee will meet? Do we need to have a special meeting?

Trustee Batzel – How long is the bid good for?

Trustee McKeown – 30 days from the day of bid opening.

The Board unanimously agreed to have a special meeting on Tuesday, January 19th, @ 6:00 p.m. to discuss the bid and come to a decision.

Attorney Whiting - The bid should be readily available for Board member 's to review if they wish.

Chief Batzel – It will be in my office, it won't leave the Fire House.

Trustee Hayes – Is the intent of the meeting on the 19th to make a decision?

Attorney Whiting – Yes.

Treasurer Quinlan will check with Chuck Bastian on the funding options.

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Upon a motion, the meeting was adjourned at 7:35 p.m.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Patricia E. Baker".

Patricia E. Baker
Village Clerk