

VILLAGE BOARD MEETING MINUTES:	3
COMMERCIAL SEWER UNITS PUBLIC HEARING:.....	3
JOHN MARKS (PARKS COMMISSION):.....	5
VOUCHERS AND MANUAL CHECKS:.....	6
CLOSED PROJECTS:.....	8
BUDGET ADJUSTMENTS:.....	9
DPW UPDATE:.....	10
CODE ENFORCEMENT OFFICER:.....	11
TRUSTEE’S UPDATE:.....	11
WATER/SEWER RESOLUTION:	12
LIVINGSTON COUNTY SEWER AGREEMENT:	12
POLICE UPDATE:.....	13
EXECUTIVE SESSION:.....	13

Avon Village Board
Monday, March 19, 2012

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, March 19, 2012.

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

Staff: John Barrett
Tony Cappello
Chief James Carney
Christine Quinlan
Reid Whiting, Village Attorney

Visitors: Frank Matusak

Avon Village Board
Monday, March 19, 2012

John Marks
Al DeCook
Lynne Siragusa
Dan Driscoll
Dick Driscoll

Mayor Freeman called the meeting to order at 6:00 p.m. with the pledge of allegiance.

VILLAGE BOARD MEETING MINUTES:

Upon a motion made by Trustee McKeown the minutes from March 5, 2012 are hereby approved as submitted. Trustee Zhe seconded the motion and it was carried by the following vote:

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

The Village Clerk presented the tentative budget to the Village Board. The Board shall review the tentative budget and budget workshops will be set up to make any necessary changes.

COMMERCIAL SEWER UNITS PUBLIC HEARING:

Mayor Freeman opened the public hearing by reading the duly published notice.

The Board reviewed the proposed commercial sewer unit changes as follows:

<u>Acct.</u>	<u>Name</u>	<u>Present</u>	<u>Proposed</u>
100200	Avon Springs Club	3	5
2006700	Edward Coyne	W-27, SE-23	W-29, SE-25
2006800	HSBC bank USA	2	1
300100	Pizza Land	2	3
300700	St. Agnes School	3	4
4001100	ACS High School	29	23

Avon Village Board
Monday, March 19, 2012

4001200	Avon Nursing Home	27	30
5001500	Tom Wahl's	21	20
5002100	Peppermints	8	6
5002250	Tops Markets	10	9
6006800	Community Integrated Svc.	1	2
1200600	Paul Van Valkenburg	1	2
12004800	Aldon	7	8
12005500	A.B. Equipment Co.	<u>2</u>	<u>3</u>
TOTAL W		154	158
TOTAL SE		150	154

Frank Matusak – 13 Genesee Street. I have seen no increase in the water. I did have a water leak and Kirk Vanderbilt and I figured it out. Now the water usage is back where it normally is.

Mr. Matusak proposed that it not go up and stay the same as last year. The Board was in agreement that the units stay the same as the previous year.

Lynne Siragusa representing St. Agnes School informed the Board that they had incurred a water leak coming from the boiler. The leak has been temporarily stopped and this summer the unit will be replaced.

St. Agnes asks for a waiver given this was a one-time situation.

Once again the Board was in unanimous agreement that they remain at three units.

Dan and Dick Driscoll requested that the proposed units be left as they were because of a water leak that caused an increase in their water usage.

The Board agreed that their units remain at two.

Upon a motion made by Trustee McKeown the above-referred to changes to the sewer units are adopted with the exception of Frank Matusak, St. Agnes School and A.B. Equipment and the public hearing was closed.

Trustee Hayes seconded the motion and it was passed by the following vote:

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

JOHN MARKS (PARKS COMMISSION):

John Marks, Chairman for the Parks Commission addressed the Board on his plans for summer, 2012 which is the continuance of maintenance items. There are 2-3 things that fall outside the maintenance items. We will do our annual walk around in 2-3 weeks. Two of the projects on the list will be done by two Boy Scout. One project is at the Driving Park for the Little League. It will be done in April. It consists of refurbishing the bleachers plus painting them. Bobby Younger approached the Parks Commission on a project at Case Park. He would like to build a picnic table and add a grill and mulch as his Eagle Project. The Lions Club and Lioness have proposed donating a Gazebo for Case Park. John Barrett is aware of it and will pour a concrete pad.

This is a good example of good community relationships at no cost to the Village. The Wesleyan Church has an annual Community Day and hopefully we can get them to help us with the trail at the Driving Park.

There are three other projects the Board has been discussing. The Five Arch Bridge will be an ongoing project. We would like to do the cap this year; therefore, we would like to set-up a project.

The other project we would like to set-up is for playground equipment. We've talked with a couple of vendors. There seems to be some interest with Rotary being a community partner. That would be key. We would welcome others to join in on this.

The third thing is something we've been kicking around the idea to market the parks. We want to find out what people know about our parks or what they would like to see so we could do some more serious planning. I would like to do a survey as Honeoye Falls has done and shared theirs with Chairman Marks. It's not just about playground equipment but about the parks. Mr. Marks contacted the company that Honeoye Falls had to see about the cost and the charge is \$1.50 per result. The more people respond, the more money they would get. The initial survey would cost nothing. They thought it would be less than a \$1,000.

Trustee Zhe suggested that the Town be notified.

Mayor Freeman – Is it possible to put a cap on it and would this survey help us to obtain grants?

John Marks – Yes we can try to put a cap on it and it should help in obtaining grants. The surveys could be distributed through local newspapers, flyers, and through the school. I'm all for getting it going as soon as possible.

The Board was all in favor of the Parks pursuing this issue and the Mayor will talk with the Town regarding their participation.

Avon Village Board
Monday, March 19, 2012

Trustee Zhe - The Gazebo roof needs to be addressed.

Mayor Freeman – It's on the maintenance list that was given to John Barrett.

VOUCHERS AND MANUAL CHECKS:

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

Fund #1 General Fund	\$ 24,582.00
Fund #4 Schedule C	\$ 21,518.73
Fund #5 Water	\$ 3,422.12
Fund #6 Sewer	\$ 4,688.57
Fund #9	\$
Fund #10	\$
Fund #11	\$ 3,065.85
Fund #17	\$ 2,989.88
Fund #44	\$
Fund #45	\$
Fund #47	\$
Fund #48	\$
Fund #49	\$
Fund #50	\$ 9,075.00
Fund #52	\$
Fund #53	\$
Fund #54	\$
Fund #55	\$
Fund #56	\$ 224.90
Fund #57	\$ 511.95
Fund #58	\$
Fund #59	\$
Fund #60	\$
Fund #61	\$

Avon Village Board
Monday, March 19, 2012

Fund #62	\$
Fund #63	\$
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	\$

Avon Village Board
 Monday, March 19, 2012

Fund #93	\$ 17.97
Fund #94	\$
Fund #95	\$
Fund #96	\$
Fund #97	\$
Fund #98	\$
Fund #99	\$
TOTAL	\$ 70,096.97

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

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

CLOSED PROJECTS:

Upon a motion made by Trustee McKeown the following projects are hereby closed and the remaining monies returned to its original funding source:

<u>Project Name</u>	<u>Balance Remaining</u>	<u>Original Source</u>
H53-Hurst Simo Unit	\$974.97	HR21-Fire Eq. Reserve
H72-Pump Station VFD's	\$13,879.97	HR33-Filt. Plt. Reserve

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

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

BUDGET ADJUSTMENTS:

Upon a motion made by Trustee Zhe, the following budget adjustments are hereby approved:

To adjust for Dauphin part-time summer laborer salary.

Increase	A5110.1	\$5770
Decrease	A1990.4	\$5770

To adjust for Baliva expenses for North Avenue concrete wall.

Increase	A5650.4	\$4713
Increase	A1990.4	\$4713

To adjust for water meters sold as scrap to purchase new meters with same monies

Increase	F2770	\$1152
Decrease	A8440.4	\$1152

To adjust for 1-year retirement installment payment for retirees. Budgeted \$100,917 and actual was \$117,766.

Increase	G9010.8	\$14,906
Decrease	G9289.8	\$2,000
Increase	G1420.4	\$1,500
Decrease	G8130.431	\$4,000
	G9060.8	\$3,400
	G8130.422	\$2,500
	G8130.425	\$1,506

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

Mayor Thomas Freeman	Voting	Yes
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Avon Village Board
Monday, March 19, 2012

Trustee Mark McKeown	Voting	Yes
Trustee William Zhe	Voting	Yes
Trustee Robert Hayes	Voting	Yes
Trustee Timmy Batzel	Voting	Yes

DPW UPDATE:

Superintendent Barrett updated the Board on jobs the crew has been working on:

- Street cleaning and catch basin cleaning
- Grinding stumps
- Picking up brush
- Will be working on the 2 million gallon tank

This week they will have a demonstration for two of the lowest seven quotes that were received for a new mini excavator. It was included in the project sheet that was already given to the Board.

Bypass 2 million gallon tank on Thursday.

Superintendent Barrett announced he will be on vacation May 14 – 21st.

Superintendent Barrett discussed with the Board the pond in the Avon Commons Development that is next to Al DeCook's home. The pond was built as a detention pond. Mr. Barrett reported that he has been watching the pond the last couple years. It was meant to catch water coming off the street, but it's not doing anything. Cattails and algae are growing, and there is always standing water in it. It was suggested that the pond be gently filled so it can be mowed in the summer. The water doesn't need to be retained.

Trustee McKeown – With DEC wetlands are there any regulations because the property hasn't been fully developed yet?

Mayor Freeman instructed Superintendent Barrett to check with the DEC.

Mr. DeCook expressed his concerns regarding health issues with the standing water and mosquitoes.

Superintendent Barrett stated that he couldn't get to it until July or August.

Superintendent Barrett – I am currently getting a quotes to redo Genesee Street (approximately 1792'). If the quotes are too high we will leave the seams alone and do all the crosscuts

Avon Village Board
Monday, March 19, 2012

ourselves. The street will be grinded off, remix the grindings and put back down. Some catch basins will also be replaced.

Trustee McKeown – Would you be able to fit Genesee Street in with all the other work you have going?

Superintendent Barrett – Yes, as long as I don't have to fit Erie Attica in to the summer.

Trustee Zhe – That will be a fall project.

Trustee McKeown– The intersection at Clinton Street and Lacy Street is breaking up and the spot where Elaine Driscoll parks. It needs stone or blacktop.

Trustee Batzel – Are we sure the people on River Street want sidewalks? I have a bigger concern for Spring Street down to the Downs. I would like the consensus of the street and that the majority of the residents want it.

Mayor Freeman - We need to take safety into concern.

CODE ENFORCEMENT OFFICER:

Code Officer Cappello informed the Board that permission wasn't give to Rob House to put the shed on Joe Montesano's property and Joe would like it removed.

Mayor Freeman stated he would make arrangements to get a lift and transport it down to the Village compound.

Other items that were discussed were:

- Code violation on an East Main Street property
- Proposed Machine shop going in a Driscoll's discussed, Code Officer said "no"
- Jim Davis wants to sell property on West Main Street, he has certification for property
- Ross Rumfola – Proposing to convert back of 33 Genesee Street into one apartment and leave the business area in the front
- Looking at the possibility of putting in a back patio at Avondale Pub

Mayor Freeman reported that he has talked to a person who is interested in buying the Park Theatre.

TRUSTEE'S UPDATE:

Avon Village Board
Monday, March 19, 2012

The Village Board agreed their **ANNUAL MEETING** will be held on April 2, 2012 at 6:00 p.m.

WATER/SEWER RESOLUTION:

Trustee Zhe offered the following resolution and moved for its adoption:

RESOLUTION

WHEREAS, the Village of Avon residents are billed quarterly for the use of water and sewer within the Village, and

WHEREAS the February 1st billing is the last billing prior to the yearend fiscal closing, and

WHEREAS, there are delinquent water and sewer accounts, it is therefore

RESOLVED, that all delinquent water and sewer amounts not paid prior to April 11, 2012 are, and they shall be, added to the Village of Avon tax roll for each specific delinquent account.

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

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

LIVINGSTON COUNTY SEWER AGREEMENT:

Treasurer Quinlan asked Ken Farrell for a copy of his water/sewer bill and hasn't received it. Therefore, further discussion will be postponed until the April 2, 2012 meeting.

After a brief discussion the Board was in agreement to discontinue receiving supplements for our law books and Attorney Whiting offered to purchase our current library of law books.

Avon Village Board
Monday, March 19, 2012

The topic of the "Welcome Wagon Lady" was briefly discussed. Mayor Freeman asked if Trustee Hayes could bring it up at the next Chamber meeting to see if anyone would be interested in taking it over.

Treasurer Quinlan – I think it should be a Chamber person.

Trustee Zhe reported that he, Trustee Hayes, and Treasurer Quinlan met with a representative from Bond Financial. They thought it would be a good idea to have someone sit down with all employees to address issues and answer questions. A date has been set for March 29th at 3:00 p.m.

POLICE UPDATE:

A yearly comparison chart on arrests and complaints was submitted to the Board. Training for the department was highlighted and discussed among the Board.

Chief Carney reported that the part-timers are doing a good job and the school is very pleased with Joe Geer.

Mayor Freeman – Are you working on a plan to get rid of the Charger?

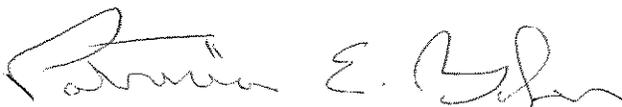
Chief Carney – It is currently off the road and everything is cleaned out of it.

EXECUTIVE SESSION:

Upon a motion made by Trustee McKeown, the Board went into executive session at 8:40 p.m. to discuss personnel matters. Trustee Hayes seconded the motion and the Board exited executive session at 9:30 p.m. The motion was carried by a unanimous vote.

Upon a motion the meeting was adjourned at 9:40 p.m.

Respectfully submitted,



Patricia E. Baker
Village Clerk