

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

Staff: Jim Noble, Interim Chief of Police
Bryan Scott, Fire Chief
Tony Cappello, Code Enforcement Officer

Visitors: Josh Williams

Deputy Mayor McKeown called the meeting to order at 6:10 p.m. with the Pledge of Allegiance.

VILLAGE BOARD MINUTES:

Upon a motion made by Trustee Zhe, the minutes from May 7, 2012, are hereby approved as submitted. Trustee Hayes seconded the motion and it was carried by the following vote:

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 Zhe the following projects are hereby closed and the remaining monies returned to their original funding sources:

<u>Project Name</u>	<u>Balance Remaining</u>	<u>Original Source</u>
H56-Office Copier	\$20.56	HR21-Fire Eqt.
H65-Membership Incentive	\$19.83	HR21-Fire Eqt.

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

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

Mayor Freeman entered the meeting at 6:15 p.m.

POLICE DEPARTMENT UPDATE:

Interim Chief of Police Noble apprised the Board of the need to hire two part-time officers as well as possible candidates. Chief Noble would like to conduct the first interview with each candidate and the Police Officers and the Village Board. The second interview would be conducted by the Chief and Sergeant Geer. Chief Noble will check with the Board on their availability in the afternoon for these interviews.

Chief Noble reviewed the in-house forms that have been created and/or modified for accountability purposes, i.e. payroll, overtime, switching hours, property sheet, etc.

Chief Noble apprised the Board of union activity at Gray Metal. The Police Department officers were given guidelines to follow in order to maintain safety.

Chief Noble purchased two Nikon cameras in order to improve investigation work as well as minimize the need to call in Sergeant Geer for tech work. Sergeant Geer will train the other officers on this equipment.

Chief Noble is conducting a staff meeting on Thursday, May 24th.

Chief Noble met with Sheriff York and will be using some of the County's equipment as well as their services for investigations and providing backup coverage as needed.

Chief Noble updated the Board that the Buckle Up New York campaign began today through June 4th. These grant monies are used to fund Officer's pay for seatbelt enforcement.

Chief Noble discussed the need to sell the Dodge Charger. The Board agreed for Chief Noble to obtain a value from a local broker and put the car out for bid.

The new Police e-mail address on the Village website is avonnypolicedept@gmail.com. E-mail can be accessed by Chief Noble, Sergeant Geer and Officer Ippolito.

Chief Noble informed the Board that he will be on vacation from June 13 – June 15, and September 5 – September 24.

EXECUTIVE SESSION:

Upon a motion made by Trustee McKeown, the Board went into executive session to discuss a personnel matter at 6:55 p.m. Trustee Zhe seconded the motion and it was carried by a unanimous vote. The Board exited executive session at 7:10 p.m.

184 EAST MAIN ST. UPDATE:

Chief Noble and Code Enforcement Officer Cappello updated the Board on the property at 184 East Main Street. Chief Noble, CEO Cappello, a Livingston County Health

Department representative, and Fire Chief Scott met on-site this morning. CEO Cappello condemned the property for health and safety reasons. Both Chief Noble and Fire Chief Scott issued notice that no one is to enter the premises due to safety reasons. CEO Cappello will notify the appropriate utility companies to shut-off service, and will follow-up with how to proceed with Village Attorney Reid Whiting.

FIRE DEPARTMENT UPDATE:

Fire Chief Scott provided a quote from Lewis General Tires for the Quint in the amount of \$5118.32. The Fire Department's 2012-13 budget appropriation A3410.2 is \$4500. Fire Chief Scott requested that the difference be encumbered from the 2011-2012 fiscal year balance. Upon a motion made by Trustee Batzel, Treasurer Quinlan is directed to encumber \$618.32 from A3410.4 to be used as detailed. 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

Fire Chief Scott provided a quote from First Due Services for annual hose testing. First Due Services has agreed to keep the same price as last year which was \$0.22 per foot, although there is more hose to be tested than last year. The Fire Department's 2012-13 budget appropriation A3410.4 includes \$2000 for hose testing. Mayor Freeman asked if this testing is mandated. Fire Chief Scott replied that is mandated by NFPA. Upon a motion by Trustee Zhe, First Due Services can perform the annual hose testing at \$0.22 per foot with the total amount not to exceed \$2000. 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

OPEN PROJECTS:

Fire Chief Scott discussed the Membership Incentive project and the Marching Uniform project with the Board.

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

RESOLUTION

A RESOLUTION authorizing the expenditures of \$5,000 from capital reserve funds *HR21-FIRE EQUIPMENT* for the Village of Avon, Livingston County, New York.

Be it resolved, by the Board of Trustees of the Village of Avon as follows:

The specific object or purpose of the Village of Avon, Livingston County, New York for which the expenditures of monies from the capital reserve funds is for monies needed to *MEMBERSHIP INCENTIVE*. The maximum estimated costs of the aforesaid specific object or purpose is \$5,000.

Upon this RESOLUTION taking effect, the same shall be published in full in THE LIVINGSTON COUNTY NEWS, the official newspapers together with a legal notice of the Village Clerk as provided by law.

This RESOLUTION is adopted subject to a permissive referendum.

Trustee Batzel 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

CAPITAL PROJECT:

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

RESOLUTION

Resolved, that a capital project be established in the amount of \$5,000.

Resolved, that said capital project shall be number H and entitled MEMBERSHIP INCENTIVE.

Trustee Batzel 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

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

RESOLUTION

A RESOLUTION authorizing the expenditures of \$2,500 from capital reserve funds *HR21-FIRE EQUIPMENT* for the Village of Avon, Livingston County, New York.

Be it resolved, by the Board of Trustees of the Village of Avon as follows:
The specific object or purpose of the Village of Avon, Livingston County, New York for which the expenditures of monies from the capital reserve funds is for monies needed to *MARCHING UNIFORMS*. The maximum estimated costs of the aforesaid specific object or purpose is \$2,500.

Upon this RESOLUTION taking effect, the same shall be published in full in THE LIVINGSTON COUNTY NEWS, the official newspapers together with a legal notice of the Village Clerk as provided by law.

This RESOLUTION is adopted subject to a permissive referendum.

Trustee Batzel 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

CAPITAL PROJECT:

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

RESOLUTION

Resolved, that a capital project be established in the amount of \$2,500.

Resolved, that said capital project shall be number H and entitled MARCHING UNIFORMS.

Trustee Batzel 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

Trustee McKeown updated the Board for the May 8th Fire Department meeting. A powerline is across the road at the School's fueling station which is hazardous for the Quint's clearance. The Fire Department officers wanted to know when the pad in front of

the Fire Hall will be replaced and if it will be heated. The Fire Department officers wanted to know if the roof on their portion of the building can be replaced with a metal roof for aesthetic purposes. The Explorers aren't allowed on the fire grounds during a fire. Chief Scott and Treasurer Quinlan submitted a NYS Volunteer Fire Assistance Program matching grant for new gas powered portable pumps.

DPW UPDATE:

Foreman Scott commented that the Genesee St. project and the grinding are going well.

VOUCHERS AND MANUAL CHECKS:

Upon a motion made by Trustee Zhe the following vouchers and manual checks are approved for payment.

Fund #1 General Fund	\$ 28,595.65
Fund #4 Schedule C Fund	\$ 3,326.39
Fund #5 Water Fund	\$ 258.54
Fund #6 Sewer Fund	\$ 2,093.23
Fund #17 Trust & Agency Fund	\$ 535.76
Fund #65 Capital Fund	\$ 3,153.24

Manual Checks:

NYS Child Support Processing Center	\$ 256.00
Nationwide Retirement Solution	\$ 1026.00

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

CODE ENFORCEMENT UPDATE:

Code Enforcement Officer Cappello updated the Board on the situation at 105 Teresa Court. The former resident is having someone paint and clean the apartment.

CEO Cappello reported that Zamaira's plaza property has been purchased. Jim Jerris' retail outlets will be out of the plaza by the end of June.

Gray Metal representative picked up their building permit today and will submit it as soon as possible.

TRUSTEES UPDATE:

Treasurer Quinlan reviewed the Livingston County water and sewer bills with the Board. The Board would like to invite Catherine VanHorne, LCWSA, to the second meeting in June to discuss her request letter dated May 2, 2012.

The Board discussed the Villages Program provided by the Livingston County Development Program. Upon a motion made by Trustee Hayes, the Board agreed to join the Villages Program at an annual cost of \$3750, and resolved for Mayor Freeman to execute the memorandum of understanding.

Trustee Zhe 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

Mayor Freeman updated the Board that the annexation of the parcel owned by Livingston County Industrial Complex, LLC, is being worked on by the Town's attorney.

Clerk Baker provided the Board with a request to increase the current water meter charge and water usage to \$225.00 to offset the charge. The current charge is \$101.85. The Board would like to review a current water meter bill from Blair Supply. This request will be postponed until the next Board meeting.

REVIEW TO-DO LISTS:

Treasurer Quinlan contacted the Livingston County Treasurer to ensure that our local law for property maintenance was sufficient if work was performed on a property, and the Village was to "roll" that expense onto that respective property tax bill. Livingston County Treasurer sent this information for the County Attorney David Morris to review and comment. Treasurer Quinlan was directed by the Board to contact Attorney Reid Whiting to see if he had contact with County Attorney Morris regarding this issue.

Trustee Hayes offered to write the draft welcome letter for the Corn Festival.

Mayor Freeman will request additional lighting for Railroad Avenue from National Grid.

The Village is awaiting the School Resource Officer agreement between Livingston County and Avon Central School to be executed so that the Village agreement with Avon Central School can then be executed.

The Board would like to review the prior minutes regarding our audit findings and solutions.

Trustee Batzel will provide information to Clerk Baker regarding quotes for document imaging.

The Board would like Superintendent Barrett to resolve the drainage issues on Spring St. near the McAllister and Voros properties.

The Board would like Parks Foreman Fusco to report on the status of the payphone at the Driving Park, whether it works and is needed.

The Board would like Superintendent Barrett to stripe the angled parking on Prospect St. as well as place the yield to pedestrian signs.

Trustee McKeown discussed the vacant Fire Marshall position. The committee of Councilman Blye and Councilman Steen, and Trustee McKeown and Trustee Zhe, would like to offer a temporary position to a candidate that was interviewed. Councilman Blye and Councilman Steen will present this recommendation to the Town Board for approval.

Trustee Zhe reminded those present to complete the Parks Commission survey which can be found on-line at www.AvonParksSurvey.com

Trustee Zhe updated the Board on the Eric-Attica project. Treasurer Quinlan will contact Roseann Schmid, Fisher Associates, to request that the next meeting be on Wednesday, May 23rd at the bridge site.

EXECUTIVE SESSION:

Upon a motion made by Trustee McKeown, the Board went into executive session to discuss personnel matters at 8:25 p.m. Trustee Zhe seconded the motion and it was carried by a unanimous vote. The Board exited executive session at 9:10 p.m.

The Board discussed the personnel matter regarding Justin Matusak and upon a motion made by Trustee Batzel, the Board agreed to extend Matusak's health insurance coverage until the end of December 2012, and continue with ½ pay for three additional months at which time the Board will re-evaluate the matter.

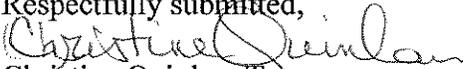
Trustee Hayes seconded the motion and it was passed by the following vote:

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

May 21, 2012

Upon a motion, the meeting was adjourned at 9:15 p.m.

Respectfully submitted,



Christine Quinlan, Treasurer