

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, May 6, 2013.

Present: Thomas Freeman, Mayor
Mark McKeown, Trustee
William Zhe, Trustee

Absent: Timmy Batzel, Trustee
Robert Hayes, Trustee

Staff: Chief James Noble
Tony Cappello
John Barrett
Fire Chief Dan Snyder

Reid Whiting, Village Attorney

Visitors: Dr. Jay Supnick
Alan Coyne
Leah Shea, Genesee Sun

EXECUTIVE SESSION:

Upon a motion by Trustee McKeown, the Board entered executive session at 5:00 p.m. to discuss a Professional Service Contract. The motion was seconded by Trustee Zhe to exit executive session at 6:20 p.m.

VILLAGE BOARD MEETING MINUTES:

Upon a motion made by Trustee Zhe the minutes from April 15, 2013, are hereby approved as submitted. Trustee McKeown 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	Absent	
Timmy Batzel, Trustee	Absent	

VOUCHERS AND MANUAL CHECKS:

Upon a motion made by Trustee Zhe the following vouchers were approved for payment:

General Fund	\$ 28,170.14
Water Fund	\$ 5,623.45
Schedule C	\$ 8,830.50
Sewer Fund	\$ 14,602.87
Fund #10	\$
Fund #11	\$
Fund #17	\$ 1,700.83
Fund #47	\$
Fund #48	\$
Fund #49	\$
Fund #50	\$
Fund #51	\$
Fund #52	\$
Fund #53	\$
Fund #54	\$
Fund #55	\$
Fund #56	\$
Fund #57	\$
Fund #58	\$
Fund #59	\$
Fund #60	\$
Fund #61	\$
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 #91	\$
Fund #92	\$
Fund #93	\$
Fund #94	\$
Fund #95	\$
Fund #96	\$
Fund #97	\$
Fund #98	\$
Fund #99	\$
TOTAL	\$ 60,072.37

Manual Check:

Law Enforcement Officers Union	May Union Dues	\$ 394.14
NYS Child Support	Holtz&Ferrarra	\$1,023.00
NYS Assessment Receivables	Income Executions	\$ 8.63
SEIU	DPW Union Dues	\$ 223.94
Nationwide Retirement	Deferred Comp	\$1,081.00
Postmaster	W/S Postage	\$ 390.72
	TOTAL:	\$3,121.43

Trustee McKeown 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	Absent	
Trustee Timmy Batzel	Absent	

YEAR END TRANSFERS:

After the third quarter review of the year-end figures, Trustee McKeown resolved to have the following transfers completed:

General Fund (A9951.9)>Equipment Reserve (HR22-5031A)	\$15,000
General Fund (A9955.9)>Building Reserve (HR23-5031A)	\$ 6,667
General Fund (A9953.9)>Streets Reserve (HR24-5031A)	\$40,000
Schedule C Fund (C9956.91)>Filtration Plant Reserve (HR33-5031C)	\$22,399
Water Fund (F9961.9)>General Fund (A5031)	\$10,000
Sewer Fund (G9957.9)>Sewer Plant Reserve (HR42-5031G)	\$62,500
Sewer Fund (G9559.9)>Equipment Reserve (HR22-5031G)	\$20,000
Sewer Fund (G99510.9)>Buildings Reserve (HR23-5031G)	\$ 6,666
Sewer Fund (G9901.91)>General Fund (A5031)	\$50,000

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

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

OPEN PROJECT:

Upon a motion made by Trustee Zhe the following project is hereby established as follows:

- Bulletproof Vests in the amount of \$2969 to be funded by State funds of \$1484.50 and Federal funds of \$1484.50.

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

Thomas Freeman, Mayor	Voting	Yes
William Zhe, Trustee	Voting	Yes

Mark McKeown, Trustee	Voting	Yes
Robert Hayes, Trustee	Absent	
Timmy Batzel	Absent	

ALAN COYNE:

Mr. Coyne submitted a petition that was given to the Village Attorney. Mr. Coyne questioned what the next step was regarding the investigation of Officer "A".

Chief Noble informed him that they are still collecting evidence and waiting for the District Attorney's office to review it. From there it will go to Sergeant Geer who has been out of work for several weeks due to a surgery. When there is a finding your son will receive the information.

Alan Coyne reported that he still was unable to get a copy of the accident report from when the police car ran into the boulder. He asked if he could at least be provided with the date and time of the accident.

Chief Noble – We can provide that information for you.

Alan Coyne – Can an individual come in and make a motion to alter the Police Department? I'm referring to the budget for the Police Department. I would like to see consolidation and I wonder if anyone would be interested in investigating that? I have observed four police cars running throughout the Village and that seems like overkill. Why can't we have police coverage through a substation like other Villages have?

Mayor Freeman – We have contracts with the Police Department and there are 3000 other people in the Village. We believe the Police Department is a valuable asset to the Village of Avon and we've heard it from numerous people. There are more positive comments than negative comments regarding the Police Department.

Chief Noble wanted to clarify that there were only three people scheduled for the day mentioned.

DPW UPDATE:

- Some mechanical problems at the Waste Water Treatment Plant
- Meeting on Wednesday at the DEC regarding the SPDES permit
- Brittany Smyder started work on Monday and two more summer kids coming next week

Trustee McKeown – How many summer kids will there be?

Superintendent Barrett – There are four guys coming back plus Brittany Smyder and one new hire, Garrett Kesel.

Superintendent Barrett informed the Board that he would like to move forward and open the project for the GIS system. There are two components to complete the process. First we need to purchase an ArcGIS online subscription agreement with ESRI. The cost is \$2,500 per year for up to five named users.

The second component will be MRB’s involvement with setting everything up. The viewer would also extend to a mobile app that would be installed on Superintendent Barrett’s phone. The same information can also be accessed on a desktop.

The viewers would give us the ability to view, edit and update any features in the water/sewer/storm mapping once completed.

The cost would be \$3,200.

A motion was made by Trustee McKeown to expense the project for the GIS system. The project has already been set up. The motion was seconded by Trustee Zhe and carried by the following vote:

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

Superintendent Barrett also requested that a John Deere Gator TS be expensed to the sewer in this year’s budget. The old gator will be given to the Parks. The cost through State Bid is \$11,667.

A motion to approve state bid contract for the purchase of the John Deer Gator was made by Trustee McKeown and seconded by Trustee Zhe and carried by the following vote:

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

OPEN PROJECTS:

Superintendent Barrett requested that the Board resolves to open the following projects:

- Pavement Striping Machine for \$5K from HR22-General Equipment Reserve
- Leaf Vacuum for \$20K from HR22-General Equipment Reserve
- Genesee Street Milex to Spring Pave for \$60,000 all from CHIPS monies
- Curb Repairs for \$5K from HR24-Streets Reserve
- Spring Street Wadsworth to River Repave for \$7K total, \$4553.61 from CHIPS monies and \$2,446.39 from HR24-Streets Reserve
- River Street to the Downs Sidewalk for \$15K from HR24-Streets Reserve
- Oak Street Water Lines for \$27K from HR31-Water Distribution Lines Reserve
- Replace Check Valve at Clinton Street & Temple Street for \$6200 from HR31-Water Distribution Lines Reserve
- Water Meters for \$30K from F909-Water Fund Balance
- Replace 2 VFD's in Compressor Room for \$7500 from HR33-Water Filtration Plant Reserve
- Replace Activated Carbon for \$35K from HR33-Water Filtration Plant Reserve

Superintendent Barrett would like to fund the projects now so the money is there and they can be advertised for the 30 day time frame. He assured the Board that prior to spending the money he will come back to the Board. The above projects are what he needs to take him through the summer.

(PAVEMENT STRIPING MACHINE):

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

RESOLUTION

A RESOLUTION authorizing the expenditures of \$5,000 from capital reserve funds HR22 – GENERAL EQUIPMENT RESERVE 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 for A PAVEMENT STRIPING MACHINE. 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 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	Absent	
Timmy Batzel, Trustee	Absent	

Trustee McKeown 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 PAVEMENT STRIPING MACHINE.

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	Absent	
Timmy Batzel, Trustee	Absent	

(LEAF VACUUM):

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

RESOLUTION

A RESOLUTION authorizing the expenditures of \$20,000 from capital reserve funds HR22 – GENERAL EQUIPMENT RESERVE 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 for LEAF VACUUM. The maximum estimated costs of the aforesaid specific object or purpose is \$20,000.

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 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	Absent	
Timmy Batzel, Trustee	Absent	

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

RESOLUTION

Resolved, that a capital project be established in the amount of \$20,000.

Resolved, that said capital project shall be number H and entitled LEAF VACUUM.

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	Absent	
Timmy Batzel, Trustee	Absent	

(PAVING OF GENESEE STREET MILEX TO SPRING STREET):

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

RESOLUTION

A RESOLUTION authorizing the expenditures of \$60,000 all from CHIPS 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 needed for *PAVEMENT*. The maximum estimated costs of the aforesaid specific object or purpose is \$60,000 *TOTAL FROM CHIPS MONIES*.

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 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	Absent	
Timmy Batzel, Trustee	Absent	

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

RESOLUTION

Resolved, that a capital project be established in the amount of \$60,000.

Resolved, that said capital project shall be number H and entitled *PAVING*.

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	Absent	
Timmy Batzel, Trustee	Absent	

(CURB REPAIRS):

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

RESOLUTION

A RESOLUTION authorizing the expenditures of \$5,000 from capital reserve *funds HR24 -STREET RESERVE* 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 for *CURB REPAIRS*. 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 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	Absent	

Timmy Batzel, Trustee

Absent

Trustee McKeown 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 CURB REPAIRS.

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	Absent	
Timmy Batzel, Trustee	Absent	

(RIVER STREET TO THE DOWNS SIDEWALKS):

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

RESOLUTION

A RESOLUTION authorizing the expenditures of \$15,000 from capital reserve funds HR24 – STREETS RESERVE 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 for SIDEWALKS FOR RIVER STREET TO THE DOWNS. The maximum estimated costs of the aforesaid specific object or purpose is \$15,000.

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 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	Absent	
Timmy Batzel, Trustee	Absent	

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

RESOLUTION

Resolved, that a capital project be established in the amount of \$15,000.

Resolved, that said capital project shall be number H and entitled *SIDEWALKS FROM RIVER STREET TO THE DOWNS*.

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	Absent	
Timmy Batzel, Trustee	Absent	

(REPAVE SPRING STREET, WADSWORTH AVENUE TO RIVER STREET):

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

RESOLUTION

A RESOLUTION authorizing the expenditures of \$2,446.39 from capital reserve funds HR24 – STREETS RESERVE and \$4,553.61 from CHIPS monies for a total of \$7,000 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 for

REPAVE. The maximum estimated costs of the aforesaid specific object or purpose is \$7,000 TOTAL, \$4553.61 FROM CHIPS MONIES AND \$2,446.39 FROM HR24-STREETS RESERVE.

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 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	Absent	
Timmy Batzel, Trustee	Absent	

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

RESOLUTION

Resolved, that a capital project be established in the amount of \$7,000.

Resolved, that said capital project shall be number H and entitled *REPAVE*.

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	Absent	
Timmy Batzel, Trustee	Absent	

(OAK STREET WATER LINES):

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

RESOLUTION

A RESOLUTION authorizing the expenditures of \$27,000 from capital reserve funds HR31 – WATER DISTRIBUTION LINES RESERVE 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 for OAK STREET WATER LINES. The maximum estimated costs of the aforesaid specific object or purpose is \$27,000.

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 McKeown 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	Absent	
Timmy Batzel, Trustee	Absent	

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

RESOLUTION

Resolved, that a capital project be established in the amount of \$27,000.

Resolved, that said capital project shall be number H and entitled OAK STREET WATER LINES.

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	Absent	
Timmy Batzel, Trustee	Absent	

(WATER METERS):

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

RESOLUTION

A RESOLUTION authorizing the expenditures of \$30,000 from F909 Water Fund Balance 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 water fund balance is for monies needed for *WATER METERS*. The maximum estimated costs of the aforesaid specific object or purpose is \$30,000.

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 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	Absent	
Timmy Batzel, Trustee	Absent	

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

RESOLUTION

Resolved, that a capital project be established in the amount of \$30,000.

Resolved, that said capital project shall be number H and entitled *WATER METERS*.

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	Absent	
Timmy Batzel, Trustee	Absent	

(REPLACE CHECK VALVES):

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

RESOLUTION

A RESOLUTION authorizing the expenditures of \$6,200 from capital reserve funds HR31 – WATER DISTRIBUTION LINES RESERVE 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 for CHECK VALVES AT CLINTON STREET & TEMPLE STREET. The maximum estimated costs of the aforesaid specific object or purpose is \$6,200.

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 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	Absent	
Timmy Batzel, Trustee	Absent	

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

RESOLUTION

Resolved, that a capital project be established in the amount of \$6,200.

Resolved, that said capital project shall be number H and entitled CHECK VALVES.

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	Absent	
Timmy Batzel, Trustee	Absent	

(REPPLACE (2) VFD'S IN COMPRESSOR ROOM):

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

RESOLUTION

A RESOLUTION authorizing the expenditures of \$7,500 from capital reserve funds HR33 – WATER FILTRATION PLANT RESERVE 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 for REPLACEMENT OF (2) VFD'S The maximum estimated costs of the aforesaid specific object or purpose is \$7,500.

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 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	Absent	
Timmy Batzel, Trustee	Absent	

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

RESOLUTION

Resolved, that a capital project be established in the amount of \$7,500.

Resolved, that said capital project shall be number H and entitled *REPLACEMENT OF (2) VFD'S*.

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	Absent	
Timmy Batzel, Trustee	Absent	

(REPLACE ACTIVATED CARBON):

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

RESOLUTION

A RESOLUTION authorizing the expenditures of \$35,000 from capital reserve funds *HR33 – WATER FILTRATION PLANT RESERVE* 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 for *REPLACEMENT OF ACTIVATED CARBON* The maximum estimated costs of the aforesaid specific object or purpose is \$35,000.

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 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	Absent	
Timmy Batzel, Trustee	Absent	

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

RESOLUTION

Resolved, that a capital project be established in the amount of \$35,000.

Resolved, that said capital project shall be number H and entitled *REPLACE ACTIVATED CARBON*.

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	Absent	
Timmy Batzel, Trustee	Absent	

CODE ENFORCEMENT UPDATE:

Mr. Cappello reported that Dennis Catuzza has someone from HUD helping him obtain money and trying to get a design engineer. He has been asked to attend the next Village Board.

Attorney Whiting will try to contact Mr. Armitage regarding Mr. Catuzza and also reported that he has not heard anything from Mr. Catuzza's Attorney.

Mr. Cappello asked who owns the road and who owns the land at Mark Alexander's development?

Attorney Whiting – Avon Development owns everything except the four lots. It's still part of the subdivision.

Mayor Freeman advised Code Officer Cappello to review the criteria for Certificate of Occupancy very carefully.

Attorney Whiting – If the potential buyer for Mark Alexander's house does a through parcel examine, they will find out they are on a parcel with no ingress or egress.

Once again Mr. Cappello reviewed the complaint concerning a swimming pool at Bridge Circle. On one side of the pool the fence belongs to a neighbor and he didn't want his fence connected to the pool. The fence has been up for three-to-four years.

Attorney Whiting – There should be a maintenance agreement or boundary line agreement. They need to get a survey of the property. It is not a Village issue as long as there is no safety issue.

On Wadsworth Avenue there is a house that has one big shared driveway and one of the neighbors wants to put up a fence which would come onto the driveway of the neighbor. The one owner said there is a boundary line agreement and will bring in the paperwork.

Attorney Whiting - I don't believe the agreement would allow a fence to be put up.

Mayor Freeman advised that when she brings in the paperwork send it to Attorney Whiting for review.

144 Wadsworth Avenue – The owner (James VanMaaren) will put a 6' black chain link fence up along the sides of his property and a 4' high black chain link fence along the front to secure the property. For the proposed building he will need to go to the Zoning Board of Appeals.

Also, the sidewalk in front of his property is low and collects water during rainstorms. Mr. VanMaaren said if the Village pays for the concrete, he would lay a new sidewalk.

The Board will take a look at the sidewalk before telling him to go ahead. The Mayor suggested that he also talk with Superintendent Barrett.

Mayor Freeman questioned if building permits for a roof could be preapproved for contractors and keep an insurance certificate on file for the different contractors. Why does the Village need to be added as an additional insured? Mayor Freeman suggested that Gary Margiotta issue the permit since the Code Officer doesn't go and inspect the roof at anytime. Gary could collect the fee and issue the permit immediately.

Attorney Whiting will review our policy and we'll see if we can have Gary process the permit. Our goal is to protect homeowner so the contractor has insurance.

POLICE UPDATE:

Upon a motion made by Trustee McKeown the following project is hereby established as follows:

- APD Property Management System for \$3850 from HR22-General Equipment Reserve

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

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

- Chief Noble reported that he had made a burglary arrest at Fat Sam's on Saturday. The suspects are from Scottsville.
- Chief Noble reported that he has submitted applications for two highway safety grants the old step and buckle up. We applied for \$7125. We also applied for a vehicle and traffic enforcement grant with DOT, State Police and Livingston County Sherriff for \$5536.

TRUSTEE'S UPDATE:

A letter was received from Attorney Whiting dated April 8, 2013. After discussing, the Board agreed to increase Attorney Whiting's hourly rate to \$140.00. A motion was made by Trustee Zhe and seconded by Trustee McKeown and carried by the following vote:

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

Trustee Zhe reported that on opening day for Little League the fundraiser for the proposed playground raised \$661.

Mayor Freeman announced that there will be a concrete pour late Friday for Fire Department apron. The Fire Department is currently working on their sign.

EXECUTIVE SESSION:

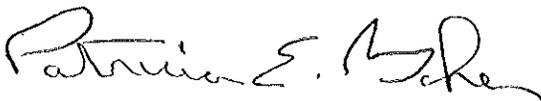
Upon a motion by Trustee McKeown, the Board entered executive session at 8:00 p.m. to discuss contract matters. The motion was seconded by Trustee Zhe to exit executive session at 8:25 p.m.

FIRE DEPARTMENT UPDATE:

- Fire Chief Snyder came in with color chart of paint that will be mixed in with the concrete for the apron.
- There will be two Fire Department applications coming to the Village Board for their May 20th meeting for their review and vote.
- The Pumper going out for yearly physical. The Quint will be down at the DPW during the concrete pour.

Upon a motion, the meeting was adjourned at 8:40 p.m.

Respectfully submitted,



Patricia E. Baker
Village Clerk