

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, October 7, 2013.

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

Absent: Mark McKeown, Trustee

Staff: Anthony J. Cappello, Code Enforcement Officer
Gary Benedict, Jr. Police Chief
John Barrett, Superintendent of Public Works
Reid A. Whiting, Village Attorney
James Fusco, Public Works Employee

Visitors: Jill Alcorn, President & CEO, Genesee Valley Rural Preservation Council (GVRPC)
Robert Martin, Program Director, Genesee Valley Rural Preservation Council
Leah Shea, Genesee Sun

Mayor Freeman called the meeting to order at 6:00 PM with the Pledge of Allegiance.

GENESEE VALLEY RURAL PRESERVATION COUNCIL (GVRPC):

We're tearing a house down tomorrow, Mayor Freeman opened, referring to Dennis Catuzza's 2-story home at 184 East Main Street. The house had a severely deteriorated roof and the Mayor said the Village had tried to facilitate help. Since deciding to demolish Catuzza's house, the Mayor said the Village had identified nine other distressed homes.

Your situation is not unfamiliar, Alcorn responded. Village officials had probably heard her organization's name before. Rural Preservation had been rehabilitating single-family homes for 25 years. They had also developed apartment complexes and senior complexes, she added.

GVRPC has had home buyer programs and they've gotten grant money to help finance rehab work, Alcorn told Trustees. They happened to have an active rehabilitation pot of money available – they had to keep re-applying for that, she noted.

Alcorn distributed blue sheets listing \$43,200 worth of rehab projects in the Town and \$192,950 in the Village since 2000. The sheets also listed a single-family home buyer program that had provided another \$29,999 in the Town and \$164,144 in the Village since 2000.

Alcorn also passed out white booklets that offered an overview of GVRPC's owner-occupied home repair programs. Only households with incomes at or below 60 percent of federal Housing and Urban Development (HUD) median income levels by household size were eligible and those levels were listed on the first page of the booklets.

The money she had been talking about wasn't money intended for demolitions, Alcorn pointed out (some programs Rural Preservation dealt with would not fund demolitions, others would).

GVRPC looked at three or four different criteria, Martin followed-up, listing:

- Owner-occupied, single family residences
- Meeting the income eligibility guidelines Alcorn had mentioned
- Current on their mortgages and homeowner's insurance

Rural Preservation took the sting out, Martin told Trustees. They said, "Here's a program to help you out of your situation." GVRPC helped the homeowner and wanted them involved, Martin said, stressing GVRPC didn't shove the homeowner aside.

They worked with seniors a lot, Martin went on. The homeowner had to live in the house for five years after their GVRPC-financed rehab work was done. It was tough, he admitted, to tell seniors they had to re-mortgage their house to do \$20,000 or \$30,000 worth of repairs.

The dollar amount of the GVRPC-finance rehab work decreased 20 percent per year over the five years he'd mentioned, Martin said. An inspection was done, the homeowner signed a "soft second" note then the work was done. Afterwards, the home was inspected again, Martin said.

GVRPC did a lot of roofing, electrical, heating systems and weatherization, Martin told Trustees. They looked at windows, siding and ventilation and they had to deal with lead-based paint, he added. You might not see "fanciness" when you're driving down the road, but Rural Preservation would have been there and done their work on the inside. GVRPC also had an "access" program for ramps, wide doors and handicapped-accessible tubs, Martin added.

Alcorn had reviewed minutes and internet articles on 184 East Main Street before coming, she told Trustees.

The Village had developed a list of another nine distressed properties from drive-bys and developed a letter to go to homeowners, Mayor Freeman said.

Three of the houses on the list were vacant, Cappello noted.

Rural Preservation also had funds available to buy properties, rehab them and put them on the market – or to demolish them – Martin said.

Reiterating, Alcorn said GVRPC applied for the appropriate funding, rehabbed and recovered properties then found money for lower income purchasers, adding none of it was quick or simple.

This is amazing, Mayor Freeman remarked, if they had a pad of paper and tried to outline an ideal program, that program would wind-up being Rural Preservation – and they didn't even know they were there.

We have worked in your community, Alcorn assured the Mayor, in fact, this was their 30th anniversary. Rural Preservation had working relationships with the Office for the Aging, Veterans, Red Cross and the Health Department.

Should the Village set-up a separate board staffed by a couple of Planning Board and Zoning Board of Appeals members? Mayor Freeman asked.

Even a committee would do, Alcorn said, with the Village's Code Enforcement Officer involved. An agency application - with a municipal partnership - was a stronger application, she added.

And a partnership with Rural Preservation would soften the letters the Village had planned on sending out to distressed property owners from their Code Enforcement Officer, the Mayor said. The Village didn't want to attack anyone.

Rural Preservation was a not-for-profit agency and not part of government, Alcorn said.

The Village could tell a distressed property owner, "Here's an issue you've got and here's a program that might be able to help you," if they had a relationship with Rural Preservation, Martin said.

When GVRPC did \$30,000 worth of improvements, some municipalities used that as an excuse to raise the homeowner's assessment, Alcorn said, shifting gears.

We can't control our Assessor, Mayor Freeman commented.

You need to think about that and how you'll deal with it down the line, Alcorn responded.

DPW UPDATE – John Barrett, Superintendent

The Village's new leaf vacuum had arrived, Barrett began. A few modifications had been necessary to hook the vacuum up to the Village's truck to get it around corners, he added. Leaf pick-up was scheduled to get underway October 14.

The computer board upgrades at the Water Treatment Plant had been done Thursday, October 3, Barrett continued.

Sewers had been flushed last week, the Superintendent told Trustees.

The Village would extend drain tile 40-to-50 feet on Joseph Montesano's property on North Avenue, Barrett said, noting the Village owned the line.

The Erie-Attica bridge and trail project was seven-eighths done, Barrett said in response to question from a Trustee. Underneath the bridge approach looked great, he added.

CODE ENFORCEMENT OFFICER UPDATE – Anthony J. Cappello

Jean Schoenthal of Avon Floral World & Gift Shop, 63 Genesee Street, had complained about downtown employees parking on the street, Officer Cappello began.

The demolition permit for Dennis Catuzza’s house at 184 East Main Street had been completed and E-mailed to the contractor, Bronze Contracting LLC of Remsen, Officer Cappello told Trustees, adding they’d be ready to go the next morning.

POLICE UPDATE – Chief Gary Benedict, Jr.

MOTION: Trustee Batzel moved for executive session at 6:53 PM, seconded by Trustee Zhe. The motion was carried by the following vote:

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

CARRIED, 4 Ayes, 0 Nays, 1 Absent

The Police Department executive session concluded at 7:20 PM. At 7:30 PM, the Board resumed the executive session, meeting with DPW Laborer James Fusco.

MOTION: Trustee Hayes moved to exit executive session at 7:38 PM, seconded by Trustee Batzel. The motion was carried by the following vote:

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

CARRIED, 4 Ayes, 0 Nays, 1 Absent

REZONING REQUEST – Richard E. Martin

Richard Martin of 14 Five Lot Lane appeared before the Board, requesting the rezoning of 11 acres of land:

- 325 feet wide from Clinton Street Ext. north; and,
- 1,600 long from the properties on the east side of Hal Bar Road east towards Pole Bridge Road

Martin was asking the Board to rezone the land from A Agricultural to R-2 Multiple Family Residential.

Two weeks ago, they had talked about setting a public hearing for the zoning change request, Mayor Freeman recalled, but here Martin had returned without so much as a piece of paper. The Mayor loved “what if’s,” they were healthy for them, but, he pointed out, this was big switch and Martin had come back without so much as a plan.

You should have come in with an engineer or architect, Mayor Freeman told the developer. The Village wouldn’t have charged him for their engineer’s time.

He didn't want to develop more than an acre, Martin protested.

But, how many acres do you want to rezone? Mayor Freeman asked.

Eleven acres, Martin responded, but added he hadn't given any thought to more than an acre. To come up with a conceptual plan for 11 acres – "I'm not going to do it," Martin said, reiterating he didn't have any immediate plans for developing over an acre.

We're talking about what zoning will allow, Mayor Freeman said, adding he'd be more comfortable having engineers and architects do that.

Martin said he was only interested in developing an acre then seeing what interest there was beyond that. You're not losing anything in giving me R-2, Martin asserted. Conceptual plans had the tendency of locking the developer in. Martin said he wouldn't want to be held to a conceptual plan for four or five acres, if the first acre failed - and he had seen that happen!

I don't know why you're afraid, Mayor Freeman responded, adding Martin had to have a vision.

Martin said he didn't have a vision beyond one acre, adding it cost him \$1 million to develop an acre. \$1 million was a lot of money to make and he didn't want someone telling him he had to do a second acre or a third, if the first one didn't succeed and here the Mayor was asking him for a conceptual plan for 10 or 11 acres.

A rendering, Mayor Freeman pleaded, pointing out Martin had brought in nothing.

I like the things allowed in R-2, Martin said:

- Townhouses
- Condominiums
- 2-family houses
- 3-family houses

You say, "You must have an idea," Martin continued, but claimed he didn't have an idea. He had looked at the 4-plexes near Kershaw Park in Canandaigua. If he could come up with a "brilliant" idea to help the Village out, Martin said he would, but said 10 to 11 acres was simply too much, three to four acres was too much.

The Village was willing to work with him 1-on-1, Mayor Freeman offered, but said Martin needed to work with the Village, too.

Aaron's Auto Body need to be rezoned from R-1 One Family Residential to B-2 General Business, Martin said.

Aaron was working on a use variance, Mayor Freeman responded.

You're asking for a pretty substantial change, Attorney Whiting pointed out. The Board simply wants more of an idea of what you're going to do with that change.

I don't think I have the energy to do 11 acres, Martin responded. I'd rather do an acre then see how it goes and, maybe, do another acre.

The fear is apartments, Mayor Freeman said.

Eleven hundred, 1,200 and 1,300-square-foot homes could be sold for under \$200,000 apiece, Martin said.

Those are patio homes, Mayor Freeman responded.

You don't have to do 10 in a row, Martin said, adding you could do two or three.

People are concerned about apartments, Trustee Zhe said.

People have to have apartments, Martin responded, asserting everything was full, people were going to Geneseo. We've been talking about this for months and months and months, the developer said. I'll think about this and maybe I'll do nothing.

Come to the Foreclosed Real Property Tax Auction at the Livingston County Highway Facility on Gypsy Lane, Mt. Morris, at 6:00 PM Thursday, October 24, Mayor Freeman said. Your road (Five Lot Lane) runs right into the next subdivision (Alexander Crossing which would be on the block on the 24th).

Who's going to buy that road? Martin asked. The lots in Alexander Crossing are too big, he continued, adding, Alexander Crossing won't work in a million years.

TRUSTEE'S UPDATE

Conference Approval

MOTION: Trustee Zhe moved to approve a request for conference attendance from Village Clerk Patricia E. Baker at a New York State Retirement System Employer Education Seminar at the Genesee County Emergency Management Fire Training Center at 7690 State Street Road, Batavia, from 9:00 AM until 3:00 PM Thursday, October 17.

Trustee Zhe's motion also covered approval of a request for conference attendance from Police Chief Benedict at the Finger Lakes Law Enforcement Academy's 2013 Annual Executive Development Seminar at the Byrncliff Resort & Conference Center on Route 20A in Varysburg Wednesday and Thursday, October 16 & 17.

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

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

CARRIED, 4 Ayes, 0 Nays, 1 Absent

ASSESSMENT EXEMPTION DISCUSSION

The Village has discussed an assessment exemption option, referred to as 485N, which could provide a 12-year exemption on improvements made to properties in a designated area and funded by a grant, such as the New York Main Street Grant Program.

The exemption would have to be in place before the grant money was received and the improvement completed. The exemption would be addressed by the Village, Town, School District and County. The exemption would be extended only from those entities agreeing to it. Mayor Freeman suggested putting a Planning Board member on the assessment exemption committee.

SPRING STREET SIDEWALKS

The Village planned on installing sidewalks on the north side of Spring Street from River Street west to the Avon Driving Park. One property owner was concerned, if the sidewalk went on their property, they would have liability, Mayor Freeman said.

Have the property owner exercise a quit claim deed on the strip of land between street and the sidewalk, Attorney Whiting suggested. Half-an-hour with a real estate attorney should take care of it, the Attorney asserted.

CELL TOWER SALES – Landmark Dividend

Jeffrey J. Knyal, the Chief Executive Officer for Landmark Dividend of El Segundo, CA, had written to Mayor Freeman and Clerk Baker September 17 expressing an interest in a lump sum buy-out of Village a cellular tower lease.

Have you ever heard of municipalities selling their cell tower leases? Mayor Freeman asked.

It wasn't a recommended thing to do, Attorney Whiting responded, claiming cell towers were going to become "increasing valuable" properties.

The answer was still, "no," then, the Mayor said, directing the Attorney to put together a letter of response, stating as much.

AVON TOWN/VILLAGE COURT LETTER – Peter Piampiano

Acting Village Justice Peter Piampiano had written the Mayor and Village Board a letter September 18 requesting a parking spot in front of Town Hall, 23 Genesee Street, be reserved for police officers. Several times there hadn't been a space available for officers transporting prisoners, Piampiano said, adding officers weren't permitted to walk defendants down the street in shackles and handcuffs due to safety concerns.

Town Hall had parking behind their building, Mayor Freeman pointed out, adding they'd have to respond to Justice Piampiano's request by letter. The Mayor told Trustees he would talk to Supervisor

David LaFeber, Justice Piampiano and the Office of Court Administration (OCA) about using rear parking at Town Hall and transporting prisoners to Court via the elevator. The Mayor was certain a key, fob or access system of some sort could be worked out to accommodate officers.

LABORER POSITION ADVERTISEMENT - DPW

Bryan Scott had submitted his resignation from the Department of Public Works (DPW). Trustees felt a replacement should be hired a month before Scott's left. A LABORER POSITION advertisement from August 2012 had been pulled from the files. Trustees felt Superintendent Barrett should review the ad before it was sent to the Penny Saver for publication.

NYS MAIN STREET GRANT – Streetscape Amenities

The Village had been awarded a New York State Main Street Grant last spring. The grant included \$15,000 for streetscape amenities. Typical design objectives for such amenities include:

- Promoting sidewalk activity
- Reinforcing community character
- Creating a safe environment with adequate lighting
- Providing for all modes of transportation
- Integrating civic and public art elements, and
- Creating a connection to the natural environment

Amenities might include:

- Benches
- Pedestrian-scale lighting
- Landscaping
- Brick pavers
- Trash receptacles
- Street clocks
- Statues
- Bicycle racks
- Kiosks, electronic or otherwise
- Bus shelters
- Signage
- Burying telephone/utility lines

Trustees suggested putting disposition of the \$15,000 streetscape amenities money on the "To Do" list.

TREASURER'S UPDATE

VOUCHERS AND MANUAL CHECKS:

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

General Fund	\$6,355.81
Water Fund	\$1,808.32
Schedule C	\$6,209.47
Sewer Fund	\$4,474.33
Fund #10	\$
Fund #11	\$
Fund #17	\$
Fund #43	\$
Fund #45	\$
Fund #46	\$
Fund #47	\$
Fund #48	\$
Fund #49	\$
Fund #50	\$
Fund #51	\$
Fund #52	\$
Fund #53	\$
Fund #54	\$
Fund #55	\$
Fund #56	\$
Fund #56	\$
Fund #57	\$
Fund #58	\$
Fund #59	\$
Fund #60	\$

Fund #61	\$
Fund #62	\$100.00
Fund #63	\$
Fund #64	\$
Fund #64	\$
Fund #65	\$
Fund #66	\$
Fund #67	\$
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 #88	\$
Fund #91	\$
Fund #92	\$
Fund #93	\$332.07
Fund #94	\$
Fund #95	\$
Fund #96	\$
Fund #97	\$
Fund #98	\$
Fund #99	\$
TOTAL	\$20,198.97

Manual Checks:

Sign Blazer	Fire Department Truck Graphics	\$ 785.00
Law Enforcement Union	Police Union Dues	\$ 368.28
NYS Child Support	Holtz & Ferrara	\$1023.00
SEIU 200	DPW Union Dues	\$ 223.94
Nationwide Retirement	Deferred Comp	\$ 961.00
Avon Auto Parts		\$457.60
	TOTAL:	\$3838.82

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

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

Mark McKeown, Trustee Absent ---

CARRIED, 4 Ayes, 0 Nays, 1 Absent

CLOSED PROJECT

MOTION: Trustee Zhe moved to close the bulletproof vest project, seconded by Trustee Hayes and carried by the following vote:

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

Mark McKeown, Trustee Absent ---

CARRIED, 4 Ayes, 0 Nays, 1 Absent

ESTABLISH CAPITAL PROJECTS

MOTION: Trustee Batzel moved to establish the following capital projects:

**RESOLUTION
VILLAGE OF AVON**

A RESOLUTION authorizing the expenditures of \$10,000 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 of 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 Turnout Gear Incentive. The maximum estimated costs of the aforesaid specific object or purpose is \$10,000.

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

This RESOLUTION is adopted subject to a permissive referendum.

NOTICE PURSUANT TO GENERAL MUNICIPAL LAW SECTION 68. The resolution published herewith was adopted October 7, 2013 to authorize the expenditure of monies from capital reserve HR21 in the amount of \$10,000 for fiscal year 2013-2014. The resolution is subject to a permissive referendum under the provision of Article 9 of the Village Law. Petitions protesting against such resolution and requesting that it be submitted to the electors of the Village of Avon for their approval or disapproval may be filed with the Village Clerk at any time within thirty (30) days after the day of the adoption of such resolution.

By order of the Board of Trustees,

Gary Margiotta
Deputy Clerk

RESOLUTION
VILLAGE OF AVON

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 for Membership Incentive. The maximum estimated cost 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 newspaper together with a legal notice of the Village Clerk as provided by law.

This RESOLUTION is adopted subject to a permissive referendum.

NOTICE PURSUANT TO GENERAL MUNICIPAL LAW SECTION 68. The resolution published herewith was adopted October 7, 2013 to authorize the expenditure of monies from capital reserve HR21 in the amount of \$5,000 for fiscal year 2013-2014. The resolution is subject to a permissive referendum under the provision of Article 9 of the Village Law. Petitions protesting against such resolution and requesting that it be submitted to the electors of the Village of Avon for their approval or disapproval may be filed with the Village Clerk at any time within thirty (30) days after the date of the adoption of such resolution.

By order of the Board of Trustees,

Gary Margiotta
Deputy Clerk

RESOLUTION
VILLAGE OF AVON

A RESOLUTION authorizing the expenditures of \$8,000 from capital reserve funds HR21-Fire Department 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 Hurst Cutter. The maximum estimated costs of the aforesaid specific object or purpose is \$8,000.

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

This RESOLUTION is adopted subject to a permissive referendum.

NOTICE PURSUANT TO GENERAL MUNICIPAL LAW SECTION 68. The resolution published herewith was adopted October 7, 2013 to authorize the expenditure of monies from capital reserve HR21 in the amount of \$8,000 for fiscal year 2013-2014. The resolution is subject to a permissive referendum under the provision of Article 9 of the Village Law. Petitions protesting against such resolution and requesting that it be submitted to the electors of the Village of Avon for their approval or disapproval may be filed with the Village Clerk at any time within thirty (30) days after the date of adoption of such resolution.

By order of the Board of Trustees,

Gary Margiotta
Deputy Clerk

RESOLUTION
VILLAGE OF AVON

A RESOLUTION authorizing the expenditures of \$2,500 from capita 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 for Class A 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 newspaper together with a legal notice of the Village Clerk as provided by law.

This RESOLUTION is adopted subject to a permissive referendum.

NOTICE PURSUANT TO GENERAL MUNICIPAL LAW SECTION 68. The resolution published herewith was adopted October 7, 2013 to authorize the expenditure of monies from capital reserve HR21 in the amount of \$2,500 for fiscal year 2013-2014. This resolution is subject to a permissive referendum under the provision of Article 9 of the Village Law. Petitions protesting against such resolution and requesting that it be submitted to the electors of the Village of Avon for their approval or disapproval may be filed with the Village Clerk at any time within thirty (30) days after the date of the adoption of such resolution.

By order of the Board of Trustees,

Gary Margiotta
Deputy Clerk

Seconded by Trustee Zhe and approved by the following vote:

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

CARRIED, 4 Ayes, 0 Nays, 1 Absent

ESTABLISH CAPITAL PROJECT

MOTION: Trustee Zhe moved to establish the following capital project:

**RESOLUTION
VILLAGE OF AVON**

A RESOLUTION authorizing the expenditures of \$34,000 from HR42-Sewer Plant Reserve Funds 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 HR42-Sewer Plant Reserve Funds is for monies needed for WWTP Engineering Report. The maximum estimated costs of the aforesaid specific object or purpose is \$34,000.

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

This RESOLUTION is adopted subject to a permissive referendum.

NOTICE PURSUANT TO GENERAL MUNICIAPL LAW SECTION 68. The resolution published herewith was adopted October 7, 2013 to authorize the expenditure of monies from sewer plant reserve funds in the amount of \$34,000 for fiscal year 2013-2014. The resolution is subject to a permissive referendum under the provision of Article 9 of the Village Law. Petitions protesting against such resolution and requesting that it be filed with the Village Clerk at any time within thirty (30) days after the date of the adoption of such resolution.

By order of the Board of Trustees,

Gary Margiotta

Seconded by Trustee Batzel and approved by the following vote:

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

CARRIED, 4 Ayes, 0 Nays, 1 Absent

STANDARD ITEMS

APPROVE THE MINUTES

MOTION: Trustee Hayes moved to approve the minutes of the meeting of September 23, 2013.
Seconded by Trustee Batzel and approved by the following vote:

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

CARRIED, 4 Ayes, 0 Nays, 1 Absent

Trustee Hayes will schedule time with a Buffalo software vendor, noting the cost would likely be in the implementation.

Trustee Zhe advised initiating negotiations with the Police Union.

ADJOURNMENT

The Board adjourned at 9:06 PM.


Gary Margiotta
Deputy Clerk