

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, June 2, 2014.

- Present: Thomas Freeman, Mayor
Mark McKeown, Trustee
William Zhe, Trustee
Timmy Batzel, Trustee
- Absent: Rob Hayes, Trustee
- Staff: Tony Cappello
Chief Gary Benedict, Jr.
Sergeant Joe Geer
John Barrett
Ken Farrell
- Bill Davis, MRB Group
- Visitors: Bob Austen
Shayne & Pamela Bickford
Richard Martin
Greg Westbrook, Clear Cove Systems

Mayor Freeman called the meeting to order at 4:30 p.m.

EXECUTIVE SESSION:

Upon a motion made by Trustee McKeown, the Board went into executive session at 4:30 p.m. to discuss personnel matters. Trustee Zhe seconded the motion and the Board exited executive session at 7:00 p.m. The motion was carried by a unanimous vote.

VILLAGE BOARD MEETING MINUTES:

Upon a motion made by Trustee Zhe the minutes from May 19, 2014 meeting 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
Timmy Batzel, Trustee	Voting	Yes
Robert Hayes, Trustee	Absent	

POLICE UPDATE:

- Officer Bishop was sent to taser training so he is now certified.
- Officer McFadden is back to work at the school.
- Golf cart notice will be put in the Penny Saver once again.

BOB AUSTEN:

Mr. Austen expressed concern regarding ground water flooding of three properties along Routes 5 & 20, east of Hal Bar Road. The flooding is from the south east direction onto the properties. The situation has seemed to have been made worse by the partial clearing of the wooded area east of the RG&E electric power station.

Shayne Bickford – The flooding has made it impossible to utilize the back yards and driveways of two of the homes. The detention pond needs to be fixed.

Bob Austen – Every spring we get water in our back yards. The water comes across Dick Martin’s parking lot onto Shayne’s property. The water needs to be diverted back to the detention pond. The water at the north side of the pond is by-passing the pond.

Mayor Freeman – We did look at it the morning we got the 3 ½” of rain. The detention pond worked wonderfully. We were going to suggest easements be obtained so the Village can install catch basins and any future development would be required to do storm water management. We can’t go on private property and do work.

Bob Austen – Talking with someone from the DEC they thought you have the right to go onto private property.

Bill Davis – A video would be helpful.

Mayor Freeman – We’re asking the school to put in a detention facility on Pole Bridge Road.

Shayne – It has gotten worse since the trees have been removed. We have 6” ruts because of the standing water. Whoever is developing the property needs to act now and do something; we can’t wait until further development 5 – 10 years down the road. Do I have to sue the developer? What you’re talking about isn’t going to help me.

Mayor Freeman– The stumps are still there so they should be holding the water.

Dick Martin – There should have been a pond put in on the school property. The bottom of the existing pond is higher than my property. It’s coming across the parking lots at the school where they bought the property. We need a pond on the school property.

Mayor Freeman – We have asked the school for an easement. It’s a 24” pipe going across in front of CVS that goes into a 20” pipe in front of Bank of Castile. The Town of Avon sends a lot of water our way and there is no incentive to put a detention pond in on the Town side.

Mayor Freeman – Could we put a catch basin in and a berm on the Schrader side on your property?

Dick Martin – We can do something on a hand shake basis, go ahead and do what you need to do.

Mayor Freeman – We’ll have Bill Davis and John go up and take a look at it.

Shayne Bickford – We are willing to help if you need to get back of my property.

Dick Martin – Everyone wants to come to the municipality. John can’t fix everything. Maybe some people have to try to fix things themselves. We need to work together.

Shayne Bickford – I’m not trying to blame anyone. I didn’t know where to go.

Bob Austen – I had Bryan Scott put drain tile in so that has made it better.

Mayor Freeman restated to Mr. Martin that any development on that property has to be reviewed. Salvatore’s has turned out beautifully, but there are no storm drains on the property.

Dick Martin – I tried and the State cut me off. They wanted nothing going off the property.

Mayor Freeman – We’ll try to recreate the berm and try to work on the drainage and have our engineer look at it.

Mayor Freeman asked Mr. Martin if he would offer up easement land for a detention pond.

Dick Martin – I'm going to have to do something there, but I think the school needs to do something now, that's a bigger problem.

Mayor Freeman - The school has never concerned themselves with water management so this is a good thing that they are considering a detention facility.

RICHARD MARTIN:

Richard Martin addressed the Board on the need for street lights on Pole Bridge Road.

Mayor Freeman – We were thinking it's a common road; we want safety but feel the Town has some responsibility.

Richard Martin – What do you think about the idea? It's dark, there are animals and there will be more houses.

Mayor Freeman – How many?

Dick Martin - Maybe seven total.

Mayor Freeman agreed to discuss the idea with Supervisor LeFeber. We would like to talk to the Town about partnering. You've given the Village \$3000 toward sidewalks.

Dick Martin - Sidewalks would make more sense on the Town side. You have a sewer line and a gas line on the Village side of the road. There also is a grade issue.

Trustee McKeown – What were you thinking?

Dick Martin – I'm concerned immediately in my area. I'd be happy with two, but I think we need nine or ten.

Mayor Freeman – It would benefit Town residents also.

DPW UPDATE:

- Will do letters for High Street & River Street residents informing them of the sidewalks
- Pot holes by Dr. Hall's need to be fixed
- DEC tank inspection went to a final hearing of things to comply with. We got fined \$750.
- Working on Playground and it's going very well.

- Lacy Street grind and pave scheduled for 2nd week in July.

CLEAR COVE SYSTEMS:

Clear Cove Systems is a new flat line technology pilot that was demonstrated at the Avon Wastewater Plant. It would provide clean water, energy reduction, activated sludge will be cut in half and energy production. The product from Clear Cove accomplishes benefits by capturing the bulk of the organic solids before secondary treatment.

Once the study is complete, there are a number of clean energy grant and incentive programs available from NYSERDA, thereby saving money on utility expenses, and helping the environment.

Bill Davis stated that he had just received the study that had been done by Clear Cove earlier in the day and had not had the time to review it.

Greg Westbrook appeared in front of Board in November. Clear Cove Systems got \$600,000 from NYSERTA to install systems in Gunderson, NY and Ithaca. We've had tremendous pickup within the last five months. We have raised \$5,000,000 in private partnering. We are currently working with Westfield, Malone, and Ithaca and would like one in the Finger Lakes Region. We would be applying for 2 ½ million in grant money. We would like to do that with you. You have to make up your mind if this is something you want to do. We would work with Bill and John and if you're not ready we would come back in a year.

Mayor Freeman— We interviewed tonight for a new operator. We have Barilla and Kraft and we are currently in a \$3,000,000 upgrade. To consider your proposal would send us in a whole different area. At this point we don't have the facility to take this project on. It would be a logistic nightmare to change.

John Barrett —We may use it in the future but for now we need to fix the digester and bar screen and as we move forward we're not ready to commit to your project but maybe down the road.

Greg Westbrook — It surprises me that you would pass on grant money. My concern is for people who wait.

VOUCHERS AND MANUAL CHECKS:

Upon a motion made by Trustee Zhe vouchers and manual checks were approved for payment:

General Fund	\$ 87,152.00
Schedule C Fund	\$ 27,233.09
Water Fund	\$ 9,113.03
Sewer Fund	\$ 18,951.13
Fund #10	\$
Fund #11	\$
Fund #17	\$ 1,555.90
Fund #44	\$
Fund #45	\$
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	\$ 388.80
Fund #94	\$
Fund #95	\$
Fund #96	\$
Fund #97	\$
Fund #98	\$
Fund #99	\$
TOTAL	\$ 144,393.95

Manual Checks:

NYS Child Support	Child Support	\$ 1,023.00
Nationwide Retirement	Deferred Comp.	\$ 1,000.00
Constance Ryan	NYMS Grant Pmt.	\$11,792.95
Village of Avon	Final Cont. to HSA For Ippolito	<u>\$ 2,250.00</u>
	TOTAL:	\$16,065.95

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	Voting	Yes

BUDGET ADJUSTMENTS:

Upon a motion made by Trustee Batzel, the following budget adjustments are approved as submitted:

To adjust for General Fund fye salary accruals and contractual expenses.

Increase	A1010.1	Bd. Of Trustees	\$148.
Increase	A1110.1	Village Justice	\$ 61.
Increase	A1110.4	Village Justice	\$ 658.
Increase	A1210.1	Mayor	\$340.
Increase	A1325.4	Treasurer	\$990.
Increase	A1325.41	Treasurer	\$ 47.
Increase	A1420.1	Lawyer	\$3041.
Increase	A1450.4	Elections	\$ 500.
Increase	A1490.4	Public Works	\$ 458.
Increase	A1620.1	Buildings	\$ 12.
Increase	A1620.4	Buildings	\$1847.
Increase	A1640.4	Central Garage	\$12926.
Increase	A1640.41	Central Garage	\$ 135.
Increase	A1920.4	Association Dues	\$ 65.
Increase	A3010.1	Public Safety	\$ 48.
Increase	A3120.100	Police Part-time	\$31392.
Increase	A3120.111	Crossing Guard	\$ 106.
Increase	A5110.1	Street Maintenance	\$ 74.
Increase	A5110.4	Street Maintenance	\$ 4419.
Increase	A5142.1	Snow Removal	\$ 22.
Increase	A5142.4	Snow Removal	\$ 825.
Increase	A5182.4	Street Lighting	\$ 3971.
Increase	A7110.1	Parks Commission	\$ 65.

Increase	A7111.1	Parks Maintenance	\$ 4104.
Increase	A8160.4	Refuse & Garbage	\$ 2175.
Increase	A8170.4	Street Cleaning	\$ 48.
Increase	A8540.1	Drainage	\$ 177.
Increase	A9050.8	Unemployment Insurance	\$12995.
Increase	A9055.8	Disability insurance	\$ 419.
Increase	A9089.8	Safety Equipment	\$ 101.
Increase	A9950.9	Transfer to Capital Projects	\$39053.
Increase	A9956.9	Transfer to Firetruck Reserve	\$22196
Decrease	A9015.8	Police Retirement	\$46724.
Decrease	A9903.9	Interfund Transfer	\$33621.
Decrease	A3120.1	Police-FT	\$63072.

To adjust for Schedule C fye salaries and contractual expenses:

Increase	C1010.1	Bd. Of Trustees	\$ 1.
Increase	C1210.1	Mayor	\$40.
Increase	C1620.4	Buildings	\$77.
Increase	C8310.4	Water Administration	\$ 1.
Increase	C8320.1	Source of Supply	\$8841.
Increase	C8320.4	Source of Supply	\$8375.
Increase	C8335.4	Fluoridation	\$32.
Increase	C9030.8	Social Security	\$282.

Decrease	C1440.4	Engineering	\$2500.
Decrease	C1490.4	Public Works	\$1511.
Decrease	C1950.4	Property Taxes	\$10028.
Decrease	C1990.4	Contingency	\$4055.

To adjust for Water Fund fye salaries and contractual expenses:

Increase	F1010.4	Bd. Of Trustees	\$148.
Increase	F1210.1	Mayor	\$290.
Increase	F1325.4	Treasurer	\$1997
Increase	F1490.4	PublicWorks Admin.	\$229.
Increase	F1411.4	Office Staff	\$91.
Increase	F1620.4	Central Garage	\$1385
Increase	F1640.41	Central Garage Util.	\$189.
Increase	F8310.4	Water Administration	\$351.
Increase	F8340.1	Trans & Dist	\$1349
Increase	F8340.4	Trans & Dist	\$1007.
Increase	F9060.8	Hospital & Medical	\$1020.
Increase	F9089.8	Safety Eqt.	\$101.
Increase	F9903.9	Transfer to Debt Serv.	\$9132.
Decrease	F9950.9	Transfer to Capital Project	\$17198.

To adjust for Sewer Fund fye salaries and contractual expenses:

Increase	G1010.4	Bd. Of Trustees	\$198.
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Increase	G1210.1	Mayor	\$331.
Increase	G1325.400	Treasurer	\$599.
Increase	G1440.4	Engineering	\$2351.
Increase	G1440.400	Engineer	\$19986.
Increase	G1490.400	Public Works Admin.	\$77.
Increase	G1620.400	Buildings	\$1108.
Increase	G1620.410	Buildings	\$277.
Increase	G1640.421	Central Garage Util.	\$108.
Increase	G1640.422	Central Garage Util.	\$108.
Increase	G8110.450	Sewer Admin.	\$2539.
Increase	G8110.451	Sewer Admin.	\$274.
Increase	G8130.2	STP-Eqt.	\$11341.
Increase	G8130.410	STP M&S (lab)	\$6962.
Increase	G8130.415	STP M&S (non-reimb)	\$1051.
Increase	G8130.431	STP Insurance	\$3155.
Increase	G8130.440	STP Repairs Eqt.	\$25225.
Increase	G8130.460	STP Misc.	\$25.
Increase	G9060.8	Hospital/Medical	\$1958.
Increase	G9089.8	Safety Eqt.	\$100.
Increase	G9289.8	Health Savings	\$1814.
Decrease	G9901.9C	Transfer to Debt Svc.	\$10,474.
Decrease	G9901.9I	Transfer to Debt Svc.	\$26162.

Decrease	G9901.9V	Transfer to Debt Svc.	\$25406.
Decrease	G1411.100	Office Staff	\$2000.
Decrease	G1640.400	Central Garage	\$4503.
Decrease	G1640.410	Central Garage	\$4533.
Decrease	G8120.1	Sanitary Sewers	\$3140.
Decrease	G8120.4	Sanitary Sewers	\$1292.
Decrease	G8130.100	STP	\$2077.

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

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

CODE ENFORCEMENT OFFICER:

- Charlene Babcock due in court on June 9th.
- Lyle Findlay waiting for fence.
- Brian Glise and Dean O'Keefe were given a list of inspections that need to be done.
- Topsoil is in the back of the house at 192 D'Angelo Parkway and is suppose to be done by the end of the month

Mayor Freeman suggested that Brian Glise attend the next Village Board meeting and that he begin working with Tony and Dean so he can see how the system works.

Mayor Freeman reported that he received a number of calls from D'Angelo residents on what is happening with sidewalks. The Mayor agreed to talk to the homeowners and if they still have questions on the placement of the sidewalk to talk with their builder.

EXECUTIVE SESSION:

Upon a motion made by Trustee McKeown, the Board went into executive session at 9:00 p.m. to discuss personnel matters. Trustee Zhe seconded the motion and the Board exited executive session at 9:35 p.m. The motion was carried by a unanimous vote.

Upon a unanimous motion, the meeting was adjourned at 9:35 p.m.

Respectfully submitted,

Patricia E. Baker
Village Clerk