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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, September 22, 2014.

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

Absent: Mark McKeown, Trustee

Staff: Chief Gary Benedict  
Sergeant Joe Geer  
John Barrett  
Tony Cappello  
Brian Glise  
Christine Quinlan  
Kurt Rappazzo, MRB

Visitors: Ted Coyne  
Dave Kosowski  
Pat Brede

Mayor Freeman called the meeting to order at 6:00 p.m.

### **KURT RAPPAZZO, MRB:**

Kurt Rappazzo put together a drainage improvement project schedule for storm water management and presented it to the Board.

Kurt thanked the Board for allowing MRB to help with the current drainage issues. He went with John Barrett to start with the Field Investigation phase of the project. We anticipate the investigation phase could be completed as time and weather permitted over the next two weeks. The Base Mapping phase would commence as the Field Investigation phase winds down at the earliest. Compilation of the field information with the Village's mapping could take a week, followed by review by Village staff and revisions as necessary. Conceptual design would begin once the base map is complete, with the letter report being submitted to the Village approximately four weeks later.

Based on these assumptions, the following tentative schedule was presented:

- Field Investigation – Next two weeks.

- Base Mapping submitted to Village for review – Early October.
- Conceptual Design – Mid-October thru Early November.
- Presentation of Letter Report to Board – Mid-November.

John Barrett – We walked up through Frank Csapo’s property and he said he would have no problem cutting the pipe at Anderson Meadows and take it across his property behind his house. We would be crossing Lake Road so we would need to work with the Town.

Mayor Freeman – Village residents have almost \$200,000 in storm damage and we are looking to get help from the State government. According to Senator Gallivan we need documentation in order to get grants. We need to compile a list of agencies that could possibly help and start applying for mitigation money. We need to let them know we are investigating and working with the Town.

John Barrett mentioned he would contact Kevin Niedermair, Director of Emergency Management to get a list of agencies that could be of help.

Trustee Hayes – How do we deal with 5&20 and CVS?

Mayor Freeman – It would all be part of this mitigation. If we can reduce the water shed that would help CVS. We would like an update on water drainage from MRB every month so people know we are working on it.

## **DPW UPDATE:**

- Working on River Street again.
- Tim and Jack doing sidewalk striping.
- Wednesday will be repairing holes and sewer work across from Rob Hayes’s house.
- Thursday working at Mike Hayes’s house.
- Going to get leaf machine ready within a couple of weeks.
- The leaf crew will be Tim Holtz, Chad Bailey, John Temperato, Kenny Farrell, and Ken Berbary.
- Ordered new sewer machine.

## TED COYNE & DAVE KOSOWSKI:

New York State Department of Transportation is advancing a construction project to replace two deteriorated culverts on US Route 20 near the juncture of US 20 with NYS Route 5 in the Town of Caledonia and one culvert on NYS Route 39 just south of the Avon Village line. The current schedule shows this project being under construction in summer of 2015.

The existing culverts will be removed and replaced. It will be necessary to close the roads to perform this work and post an off-site detour.

Ted Coyne – I was hoping the State would help the Village put in an 8” line. It all needs to be replaced. You have a lot of problems with 5 houses hooked up to it and no way to flush the line. You could put a master meter in there. The water is undrinkable out of it if we fill up a spa it looks like tea. Its 60-65 years old. To go to Meadow Circle you would need an easement across New Way and onto Dan McKeown’s property. I’ve been paying a water bill for years to the Village.

Mayor Freeman – Is the water line a private line?

John Barrett – It’s a copper 2” line down by New Way. It goes across the street to Lawriws and to Dave Koskowski. Nobody knows who put it in.

John Barrett – If we put anything in it would have to be engineered and go through the Health Department. A 2” line is substandard, they won’t allow that. There’s a minimum standard you have to follow. We need to think about it. We can have MRB look into it.

Dave Kosowski – I too have been paying water bills for 33 years.

Mayor Freeman – You could find the end of the cooper line and loop it. I suggest you start by going to the Town Board and see if you can tap in at Meadow Circle.

Mayor Freeman - We need to ask the State to put in 500’ of sleeve so we don’t hold them up.

John Barrett – If a project is out of the Village we can’t put money into it. You could replace it yourself; it would be a private line. The Village of Avon doesn’t own it, the Health Department won’ allow it. I can call the Health Department tomorrow.

Dave Kosowski – I’m optimistic on some of the options you’ve mentioned. If it’s going to cost me something I understand. I don’t drink the water now, we buy bottled water.

John Barrett – We’re not saying we won’t help, but our hands are tied on what we can do. We should be able to do 400-500’.

Dave Kosowski – If they rupture the line are they responsible?

John Barrett – Yes.

Ted Coyne – I’m not opposed to spend some money to fix the line. Would you put in another hydrant next to the culvert?

John Barrett –Yes we would.

Mayor Freeman asked Superintendent Barrett to price out a meter pit.

Ted Coyne – We can go to the Town Board.

Mayor Freeman – We’ll take care of our side on the Village.

**POLICE UPDATE:**

Chief Benedict presented a revised Hiring Policy. The purpose of this policy is to ensure that qualified candidates are selected for hiring as Avon Police Officers and that the selection process is valid, job-related, non-discriminatory, and appropriately documented.

The main update is that the polygraph is left in as an option. There is only one guy that does it and will only do them if he has a few to do. Full-time & part-time probation is between 8-26 weeks. If a part-time officer is hired, he does not have to come off the list.

A motion was made by Trustee Batzel and seconded by Trustee Zhe to approve the revised Hiring Policy for the Police Department. The motion was carried by the following vote:

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

**CODE ENFORCEMENT:**

Code Officer Cappello reported that it’s been 30 days since we notified Jean Schoenthal about the sign violation on her property for Turnbull Heating & Air Conditioning. Since the Village has not heard from her another letter will be sent.

Sergeant Geer, Code Officer Cappello and someone from Social Services went to the home of David Tomasetti and concluded that the kitchen is nonfunctional so the Village could condemn it. If it is condemned, what is our next option? I'm not pushing condemnation. The bathroom works and the shower works. Social Services said the Veteran's can house him. What are we going to do with the house? I can see if the Veteran's would clean it. He is not a threat to anyone.

Trustee Batzel – At this point we don't have a right to do anything. It's private.

Code Enforcement Officer – We're not going to do anything to force Mr. Tomasetti out of his house.

Mayor Freeman suggested that Mr. Cappello go down and look at the maintenance of the property from the outside and make sure that it gets cleaned up.

Brian Glise reported that he got 60 inspections done for the Village so far. He is finding that it is mainly fire extinguishers are not being kept up.

Tony Cappello reported that White Oaks and Charlton Bed & Breakfast are for sale.

**VILLAGE BOARD MEETING MINUTES:**

Upon a motion made by Trustee Hayes the Village minutes from September 8, 2014, 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	Absent	
William Zhe, Trustee	Voting	Yes
Robert Hayes, Trustee	Voting	Yes
Timmy Batzel, Trustee	Voting	Yes

**VOUCHERS AND MANUAL CHECKS:**

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

General Fund	\$ 58,565.89
Schedule C Fund	\$ 11,407.44
Water Fund	\$ 9,808.39
Sewer Fund	\$ 76,607.50
Fund #10	\$
Fund #11	\$ 2,906.25
Fund #17	\$ 3,266.24
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	\$ 2,682.52
Fund #66	\$
Fund #67	\$
Fund #68	\$ 185.00
Fund #69	\$

Fund #70	\$
Fund #71	\$
Fund #72	\$
Fund #73	\$
Fund #74	\$
Fund #75	\$
Fund #76	\$ 13,069.72
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	\$ 636.72
Fund #94	\$
Fund #95	\$
Fund #96	\$
Fund #97	\$
Fund #98	\$
Fund #99	\$
TOTAL	\$ 179,135.67

MANUAL CHECKS:

Tom Properties	NYMS Grant Pmt. #1	\$7,500.00
NYS Child Support	Ferrara & Holtz	\$1,023.00
Nationwide Retirement	Deferred Comp.	<u>\$1,000.00</u>
<b>TOTAL:</b>		<b>\$9,523.00</b>

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

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

**TRUSTEE UPDATES:**

Trustee Hayes reviewed the bank reconciliations.

**TAX RELEVY RESOLUTION:**

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

RESOLUTION

WHEREAS, the Village of Avon hereby requests that the County of Livingston collect certain delinquent Village taxes for the tax levy of June 2014, and

WHEREAS, the Village of Avon will take no action to recover said unpaid taxes pursuant to Section 1440 of the Real Property Tax Law of the State of New York and no sale on account of said unpaid taxes will be held pursuant to law,

NOW THEREFORE BE IT RESOLVED that the Village of Avon officially requests that the County of Livingston collect certain delinquent Village taxes for the tax levy of June 2014 pursuant to Section 1442 of the New York State Real Property Law.

AND IT IS FURTHER RESOLVED that a copy of this resolution, duly certified by the Village Clerk of the Village of Avon shall be transmitted forthwith to the Livingston County Treasurer and the Clerk of the Livingston County Board of Supervisors.

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

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

**CONFERENCE ATTENDANCE REQUEST:**

Ken Farrell and Tom D'Aprile (soon to be new employee) submitted a request to attend a conference of the New York Rural Water Association in Geneseo on October 8, 2014.

A motion was made by Trustee Zhe to approve the request and seconded by Trustee Batzel and carried by the following vote:

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

Pat Brede questioned the status of her water/sewer bill. Tom informed her that it is in Attorney Whiting's hands and he will call Mr. Whiting tomorrow.

Upon a unanimous motion, the meeting was adjourned at 8:10 p.m.

Respectfully submitted,



Patricia E. Baker  
Village Clerk