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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, January 19, 2015.

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

Absent: Robert Hayes, Trustee

Staff: John Barrett  
Tony Cappello  
Christine Quinlan  
Chief Gary Benedict, Jr.  
Sergeant Joe Geer

Bill Davis, MRB  
Kurt Rappazzo, MRB

Visitors: Tom Vonglis  
Joseph Birkhart

Mayor Freeman called the meeting to order at 6:00 p.m. with the pledge of allegiance.

## **POLICE UPDATE:**

The Mayor discussed the possibility of obtaining a grant for security purposes for the Police Department's storage facility. He asked Chief Benedict and Treasurer Quinlan to keep their eyes open for such a grant.

Chief Benedict questioned whether the proposed St. Patrick's Day Parade that was talked about at the November 3, 2014 Board meeting was still a go. Clerk Baker informed the Chief that Andrea Bailey is scheduled to appear at the February 2<sup>nd</sup> Board meeting.

Mayor Freeman questioned whether we need to get the County involved to help with the traffic.

Chief Benedict reported that it will be a few more weeks for the install of everything for the Tahoe. Meanwhile he is driving the new Tahoe since the other car he was driving is in need of repair. Sergeant Geer will talk to Pioneer about acting as broker to sell the old car.

A motion was made by Trustee Zhe and seconded by Trustee Batzel that the 2005 be deemed surplus material. The motion 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	

Chief Benedict questioned the fact that he currently does not have a contract with the Village and would like to sit down with the Mayor to discuss further.

A letter of praise was received for Sergeant Geer and how he responded to a complaint and how well he handled the situation.

Chief Benedict mentioned that lockers and desks that are being surplused by Livonia School District were being donated to the Village.

## DEPARTMENT OF PUBLIC WORKS UPDATE:

Superintendent Barrett reported that currently they are working at the WWTP. They finished the methane valving, and Bill Wall will install the electric panel for the automatic switch gear. New tile floor was installed by Lima Carpet and all the floors have been painted. At the shop new ramps were built and a winch installed on the paver. The crew has been out with Terry Tree doing tree work. They will be here until Wednesday. They have taken down nine trees and there are six more to go, and then they will be doing safety trims. Eleven trees will be replaced.

A water tap is being requested at the old West Crushing site. It is an existing Town of Avon water district; therefore, the Town will do the tap and they will be a Town customer. The Village needs to give permission to tap off our main.

A motion was made by Trustee Zhe and seconded by Trustee McKeown giving permission to tap the main. The motion 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	

A New York State bid result was submitted to the Board for a John Deere Z970 Commercial Zero Turn Lawnmower. We had budgeted \$15,000 in this year's budget. With a base price of \$10,924.10 and the addition of the fully adjustable suspension seat for \$358.62 and delivery costs of \$165.00 our final cost for the mower will be \$11,447.72. Based on this price and past history and satisfaction with John Deere Zero Turn Mowers, Superintendent Barrett made a recommendation that the Board accept the quote for purchase.

A motion was made by Trustee Batzel and seconded by Trustee Zhe that the bid of \$11,447.72 be approved and that the older mower will become surplus and be sent to auction. The motion 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	

**BILL DAVIS:**

Bill Davis of MRB reported that the Water Quality Improvement Grant (WQIP) is on track. A grant in the amount of \$180,000 has been awarded to the Village to help offset costs to the WWTP project, specifically to help with the improvements needed to reduce Phosphorus. The Village of Avon will install equipment at the Village's wastewater treatment plant so that chemicals can be added to the wastewater effluent to remove phosphorus before the water is discharged. The equipment will allow the Village to reduce nutrient loading to the Genesee River and meet requirements of the Village's State Pollutant Discharge Elimination System (SPDES) permit.

Recent conversations with NYS DEC relative to a Schedule of Compliance for Phosphorus limit in the SPDES permit was discussed. The deadline is February 2, 2015 but Phosphorus limit is not applied until May 1, 2015. Bill Davis has been in discussions with DEC regarding this and proposed an interim chemical feed system be implemented by the Village until the project is complete (which will be sometime after May 1) and the permanent chemical feed system (for phosphorus removal) is in place. The project time line and issues with deadlines was also noted in the last meeting between the Village and NYS DEC. Waiting to hear back from DEC on how to proceed with this deadline issue.

The Board along with Mr. Davis discussed an interim chemical feed system that could be implemented at the WWTP for phosphorus removal and that John has already some results on piloting a couple chemicals. When the weather gets a little better (around March) we can again pilot some chemicals and work to get the interim chemical feed system in place.

Bill mentioned that John and MRB Group walked through the WWTP and also reviewed the status of plans so far. We are progressing with the plans and have the influent screen plans and the chemical feed plan concepts in place. We are also working on the selection of the anaerobic digester covers right now and will have a recommendation on this part of the design soon. We anticipate having plans ready for DEC submission around the beginning of summer and anticipate bidding this summer.

A budget cost for the influent screen was provided by MRB at a cost of \$250,000. The use of reserve funds to pay for this portion of the project due to the fact that the screen is part of the overall project and bond resolution. Short term funds are available through the EFC financing to be utilized for the purchase of the screen and the Village may consider how it utilizes reserve funds before we actually go to long term financing.

The idea of bidding of the influent screen ahead of the rest of the project in order to get the screen fabricated and delivered as soon as we can was discussed. There was a general consensus that the village would like to bid this ahead of time due to the poor condition of the existing screen and that it is not functioning properly. Bill noted that MWBE requirements would still apply, but MRB will proceed with a material bid of the screen to try to expedite the lead time on this piece of equipment.

Trustee McKeown questioned the engineering efforts added for this material bid.

It was noted that there will be additional efforts for MRB Group to material bid this item. However, it was noted that they would try to do this within the engineering fees originally proposed, but if MRB get to the end of the design and we have issues with the fees, the Board will consider this additional work if additional fees are needed.

## **TOM VONGLIS:**

Tom Vonglis addressed the Board on the possibility of a Park Lodge. He, along with Rotary thought it would be a great addition to the park. This wouldn't happen for about three years but if the Village is interested, Rotary would like to start putting money away and put it toward the lodge. We don't want to hold a fund raiser. This would be a project the Rotary would take on and build if the Village is interested and willing to put some money into it. We have a skilled group of guys that would love to do a project like this.

Mayor Freeman – How big would this be?

Tom Vonglis – I don't know at this point, maybe 50-100 people. We just want to see if there is an interest. If you guys want to do it I can work with John Marks and Bill Zhe. We would take the old skate house down.

Bill Zhe – Maintenance of the building afterwards are things to think about.

The Board saw no downside to this; therefore, Tom Vonglis will pursue the project and come back to the Board with an update.

## **ATTORNEY UPDATE:**

An easement prepared by Attorney Whiting was submitted for the Board's review. This would be a base document that could be used as they are needed for installation of drainage pipe and maintenance of water, storm water, and sanitary sewer lines

Mayor Freeman – Most easements will require boundary work?

Attorney Whiting– If homeowners have a survey map, we won't need any work done and a description wouldn't be difficult. . We need meets and bounds location for the strips of land.

Mayor Freeman questioned the parking lot on Genesee Street, and whether a public hearing would be necessary, one was not held on the Zamaria property.

Attorney Whiting – A public hearing would not be necessary, but it would need Planning Board approval.

Mayor Freeman – Can you contact Mrs. Pozzanghera's attorney?

Mayor Freeman questioned the status of the D'Angelo easements. People have changed the topography and the homeowners along North Avenue need to be protected. We need to proceed with that.

Attorney Whiting– I'll prepare something and run it by John Barrett and Kurt Rappazzo.

Attorney Whiting informed the Board that he had mailed survey maps to Mrs. Wadsworth's Attorney and am waiting to hear back.

Attorney Whiting had nothing new to report on Alexander Crossing. He said he will contact David Morris.

## **KURT RAPPAZZO:**

At the last Village Board meeting the Board approved the draft of the Drainage Improvements prepared by MRB Group.

Kurt Rappazzo asked the Board what they view as a priority.

Mayor Freeman informed the Board and MRB Representatives that he had recently spoken to Supervisor LeFeber and is aware of the amount of water shed we take on at Village limits, and what we have in common is Lake Road and Pole Bridge Road. He recognizes the fact that the cost isn't cheap and that the Town would be interested in talking to the Village on diversions or mitigation on our side. Diversion is the most cost effective way. We plan on doing a joint neighborhood meeting specific to the area that is the biggest problem.

Mayor Freeman - Where do you think our money is best spent?

Kurt Rappazzo – There has been two instances where there has been flooding of electrical sub stations. My preference would be to try to improve those things along Hal Bar Road and Spring Street.

John Barrett suggested getting Kevin Niedermaier, Director of the Emergency Management Operations involved. John will contact Mr. Niedermaier.

John indicated that he would like to see the water slowed down in the Sackett Road area. The area on Linden Street needs to be looked at.

The Board talked about different possibilities. They would like to start pursuing grant money and get the drainage report into Kevin Niedermaier's hands. A joint meeting will also be set up with the Town of Avon. A suggestion was made to also involve Bernie Thoma. Hal Bar Road will be looked at again for the possibility of the second detention pond.

Livonia, Avon and Lakeville Railroad Corporation of Lakeville will receive \$707,658 to replace the Spring Street railroad bridge in Avon.

The funding is from the state's Passenger and Freight Rail Assistance Program. Superintendent Barrett will contact the railroad to see what their plans are and perhaps the Village could get some assistance with correcting the drainage problems in that area.

Mayor Freeman stated that Storm Water Management and the Park Lodge are two new line items for the upcoming budget.

## **CODE ENFORCEMENT UPDATE:**

- House is sold at Alexander Crossing.

## VILLAGE BOARD MEETING MINUTES:

Upon a motion made by Trustee Zhe the minutes from January 5, 2015 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	

## VOUCHERS AND MANUAL CHECKS:

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

#1	\$ 41,726.75
#4	\$ 57,359.20
#5	\$ 2,009.25
#6	\$ 12,766.85
#17	\$ 2,131.90
#67	\$ 30,000.00
#77	\$ 10,920.00
#78	\$ 260.00
<b>TOTAL</b>	<b>\$157,173.95</b>

Manual Checks:

Pebble Avon Associates

NYMS Grant #2

\$8,948.75

Timothy R. McGill	Short-term Fin. Issuance	<u>\$3,469.32</u>
	<b>TOTAL:</b>	<b>\$12,418.07</b>

Trustee McKeown seconded the motion with the exception of the Police car 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

**TRUSTEE’S UPDATE:**

**POLICE CONTRACT:**

The final submittal of the Police Union Contract was presented to the Board.

Upon a motion made by Trustee Zhe, the contract was approved as submitted. The motion was seconded by Trustee McKeown and 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

**CONFERENCE ATTENDANCE APPROVAL:**

A conference for Western New York Water Works was submitted to the Board which is to be held on February 11, 2015. Kirk Vanderbilt, John Barrett, Ken Farrell, Tom D’Aprile and Tom Moran will be attending the one day conference.

A motion was made by Trustee Zhe and seconded by Trustee Batzel to approve the request and the motion 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

**SHARED RECORDS MANAGEMENT GRANT:**

The Town inquired to see if the Village would be interested in supporting a grant application for a shared records storage facility within the Opera Block/Town Hall.

Mayor Freeman asked Trustee Batzel and Treasurer Quinlan to work with the Town Clerk and see what we need to do.

**COUNTY/VILLAGE INTERMUNICIPAL AGREEMENT:**

Livingston County Highway Department submitted an agreement between the County and all Villages in Livingston County covering the use of County owned machinery, tools or equipment by other municipalities. There currently is an agreement with all the towns and felt it would be beneficial to also have one with each Village.

A motion was made by Trustee McKeown authorizing Mayor Freeman to sign the agreement as submitted. The motion was seconded by Trustee Batzel and 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

**TOBACCO FREE PARK & PLAYGROUND RESOLUTION:**

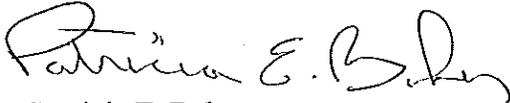
The Board discussed adopting a Tobacco-Free policy for the Village’s local playground, park and recreation areas. These policies support the efforts of those residents trying to quit smoking and will also reduce the litter in parks.

A motion was made by Trustee Zhe and seconded by Trustee McKeown to adopt the Tobacco-Free Policy. The motion 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

Upon a motion the meeting was adjourned at 8:15 p.m.

Respectfully submitted by,



Patricia E. Baker  
Village Clerk