

BILL DAVIS, MRB: ..... 2  
    PROPOSAL FOR PROFESSIONAL SERVICES FOR DRAINAGE IMPROVEMENTS AT  
    AVON CENTRAL SCHOOL DISTRICT: ..... 2  
POLICE UPDATE:..... 4  
    CONFERENCE ATTENDANCE: ..... 4  
CHUCK KANTY: ..... 5  
CODE ENFORCEMENT UPDATE: ..... 6  
    EASEMENT FOR 68 GENESEE STREET:..... 6  
MINUTES:..... 7  
VOUCHERS AND MANUAL CHECKS:..... 8  
EXECUTIVE SESSION:..... 9

The meeting of the Board of Trustees of the Village of Avon was held in the Whitney Room, 74 Genesee Street, Avon, New York on Monday, July 6, 2015.

Present: Thomas Freeman, Mayor  
Mark McKeown, Trustee  
Timmy Batzel, Trustee  
Robert Hayes, Trustee

Absent: William Zhe, Trustee

Staff: Christine Quinlan  
Chief Gary Benedict, Jr.  
Tony Cappello

Bill Davis, MRB Group

Visitors: Chuck Kanty

The Board received a 30 day advanced notice for renewal of a liquor license for Duffy's. The Board reviewed and unanimously approved the application.

**BILL DAVIS, MRB:**

**PROPOSAL FOR PROFESSIONAL SERVICES FOR DRAINAGE IMPROVEMENTS AT AVON CENTRAL SCHOOL DISTRICT:**

The Avon Central School District and the Village are working together to construct a flood detention facility in the south east corner of school property to help mitigate flooding issues at the Genesee Street/Spring Street intersection.

MRB Group surveyed approximately 4.8 acres generally defined by the school's soccer fields to the north, the Five Lot Farm subdivision and pond to the east, the gully centerline to the south, and the school's future ball field to the west. MRB determined that this area could yield a facility with a flood storage volume of approximately 2.2 million gallons.

A proposal for professional services in the amount not to exceed \$9,240.00 was presented to the Board and a motion was made by Trustee McKeown to accept the proposal as submitted. The motion was seconded by Trustee Hayes and carried by the following vote:

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

John Barrett is currently working on the facility, MRB is working on the design and Kurt Rappazzo is working on the spillway.

The second storm water project is on the east side of Pole Bridge Road. A potential installation of a ditch along the rear of homes on the east side of Pole Bridge Road. The ditch would intercept drainage from the farm fields, and divert it northerly towards NYS Route 5 & 20 and Dream Valley. Another area to investigate is running a diversion ditch flowing southerly towards Pole Bridge Road and discharging into Little Conesus Creek. The topographical survey will determine the feasibility of that diversion.

With more information we'll be able to determine which way we will go. A rough layout was presented of the pond. Using 5 acres with a gated overflow and school pond will start detaining. So we will use both ponds.

Mayor Freeman– The storm water protection pond will be done in a week to 10 days. We have to grade and seed.

Bill Davis mentioned that an erosion control plan will be presented to Hunt Engineering.

THOMA is doing a study for storm water. Bill Davis indicated that this will be a joint effort with the Town.

We got the paperwork back from the supplier for the WWTP influent screen bid along with a shop drawing. We need a notice to proceed, and there is an issue with the insurance coverage. It's not quite what we asked for. We will be sending out a bidding schedule soon and send the specs to DEC for approval. We hope to have everything back within a month.

An update on phosphorous, we've tested another chemical and will be switching over to alum which will be more effective.

Bill Davis informed the Trustees that a meeting was held with the DEC along with Mayor Freeman, John Barrett, Tom D'Aprile and himself on June 24<sup>th</sup>. DEC met with us relative to the SPEDES permit where the maximum combined flow is 2.75 MGD which has not been changed since the Engineers Report that done in 1969. The SPEDES permit will not be modified until the permit expires in two years

Kraft is impacting us. There has been mechanical issues at Kraft with pumping and there was a change of personnel and there wasn't a system in place It's different than it was before.

Mayor Freeman - Tom D'Aprile is required to stop at a Kraft two to three times a week and monitor what they are sending to us. Bill Davis is scheduled to review Kraft's procedures. We have to get Kraft in line with their Industrial Users Permit.

Bill Davis – A grant thru EFC up to \$100,000 for I&I investigation is available. We will be applying for that. MRB currently working on it. It is due at the end of July. We should run it by Bernie Thoma. The I&I work itself and investigation proposal would include piping. We need to measure flow in certain manholes in dry weather times and wet weather times and smoke testing will be done. We hope to find things with the inflow.

Mayor Freeman – Possibly there is a storm line that is connected to the sanitary sewer.

Bill Davis – There is also another grant through EFC that could qualify the Village for the new Grant Program for (\$50M) because we closed on our short term financing early. This would fund municipal wastewater and drinking water projects for repair or replacement of infrastructure, as well as compliance with environmental and public health laws and regulations related to water quality. The deadline is September 4<sup>th</sup>. We need to find out if the Village is eligible.

Mayor Freeman– When can we look for a proposal on the I&I?

Bill Davis – Next meeting

**POLICE UPDATE:**

Chief Benedict distributed an agenda of the upcoming conference he will be attending in Syracuse. Chief Benedict was one of 34 rural law enforcement executives nationwide accepted to attend the upcoming Rural Executive Management Institute training session.

**CONFERENCE ATTENDANCE:**

A request was submitted for approval to attend a conference in Syracuse call Rural Law Enforcement Executive. The conference will be held on July 19 – 23, 2015.

A motion was made by Trustee McKeown and seconded by Trustee Hayes to approve the conference. The motion was carried by the following vote:

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

- Chief Benedict reported that their computer system is being audited this month by Division of Criminal Justice Services.
- This weekend had traffic control for the July 4<sup>th</sup> week-end.
- The 2005 patrol car sold and we got \$950 after fees.

Mark Bishop got a full time position so his availability with us will be limited.

Can we move Rick Gage from P/T to P/T Civil Service because he is working more hours? Looking for Board input.

Mayor Freeman – This would be a good system for us, it doesn’t guarantee an automatic nod but would make it easier to be Civil Service if a full time position were to open up.

A motion was made by Trustee Batzel and seconded by Trustee Hayes that Rick Gage be moved to P/T Civil Service. The motion was carried by the following vote:

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

Mayor Freeman mentioned the move has started. Superintendent Barrett is in the new office.

Mayor Freeman suggested having John Barrett get a quote for a climate control system for the server room.

Chief Benedict suggested getting a cage door for the server room that way you could leave the door open and it would be protected..

Chief Benedict reported that he knows the type of vehicle that struck the sign on Rochester Street. We have been contacting different collision shops.

**CHUCK KANTY:**

I’ve had standing water in my backyard since May. I cut my grass on May 13, and went to cut it again on the 18<sup>th</sup> and there was standing water in my yard. I called John Barrett on the 3<sup>rd</sup> of

June, he came over on the 15<sup>th</sup> of June. They lifted off the lid of the drain on the back of my property and said the water was running free. Mr. Kanty showed a diagram to the Board, and also presented pictures to the Board. The French drain is not working. I think the 8” pipe is cracked. I’ve never had water.

Mayor Freeman – Did you suggest cameraing the drain?

Chuck Kanty – Yes and haven’t heard back from John Barrett.

Mayor Freeman – We will camera the 8” pipe, but not the 4” pipe it is not the Village’s responsibility.

Chuck Kanty – What option do I have? I’ve said from the beginning it wasn’t right. Frank Csapo does not want to talk. The Village asked Frank to put it in.

Mayor Freeman – You should dig up the 4” pipe and see if it is plugged if there is grass or roots plugging it. You can see what the pipe is doing?

Chuck Kanty – I was told by Richard Burke, Janet Cushing, Frank Csapo and yourself that my yard will look the way it always has. I think the pipe Frank put in should have been a solid pipe not perforated. The pipe is not buried very deep you can see it coming out of the ground.

Mayor Freeman – I will drop off at your house tomorrow a yard drain for you to put around your 4” pipe.

Mr. Kanty offered to do anything that was needed.

**CODE ENFORCEMENT UPDATE:**

**EASEMENT FOR 68 GENESEE STREET:**

A motion was made by Trustee Batzel and seconded by Trustee McKeown to grant an easement agreement for Time Warner Cable an exclusive right-a-way to install a power booster underground which would allow them to reconstruct, operate, maintain, repair, replace, enlarge, relocate, inspect supplement and remove at any time communication systems within the boundaries of a strip of real property. The motion was carried by the following vote:

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

The Police were called by the railroad because of someone who was pumping across the tracks. Who is responsible for underground culvert pipes on a county road on to railroad property?

Trustee McKeown – I’m thinking the County.

Tony Cappello and Brian Glise were informed that they should be putting signs on zombie houses (unoccupied homes) and that way it would take the responsibility out of the code department and on to the Village. Code Officer Cappello thinks the Board should discuss further.

Mayor Freeman noted that he and Trustee McKeown walked up around the school where the detention pond is currently going in and walked behind homes at Five Lot. There is a berm that runs to the drainage structure and there is brush which has piled up behind the homes.

Tony Cappello reported that he thinks there is a buyer for the vacant parcel at 184 East Main Street.

Mayor Freeman – We need a yearly cost estimate for the street lights on Polebridge Road.

Treasurer Quinlan will check on that.

Mayor Freeman and Supervisor LeFeber discussed the speed on Polebridge Road and in order to get it reduced, Supervisor LeFeber needs to get permission from the State of New York.

**MINUTES:**

Upon a motion made by Trustee Hayes, the minutes from the June 15, 2015 Village Board meeting are hereby approved as submitted. Trustee McKeown seconded the motion and it is carried by the following vote:

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

**VOUCHERS AND MANUAL CHECKS:**

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

#1	\$ 13,040.77
#4	\$ 8,316.63
#5	\$ 3,644.72
#6	\$ 11,116.82
#11	\$
#17	\$ 7,227.55
#50	\$
#57	\$
#58	\$
#60	\$ 4,972.70
#76	\$ 83.48
#77	\$
#93	\$ 34.36
<b>TOTAL</b>	<b>\$ 48,437.03</b>

## Manual Checks:

NYS Child Support	Ferrara Child Support	\$ 660.00
Nationwide Retirement Sol.	Deferred Comp.	\$ 1,080.00
Philip Mangefrida	Emerg. Resp. Autism Training	\$ <u>100.00</u>
	<b>TOTAL:</b>	<b>\$ 1,840.00</b>

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

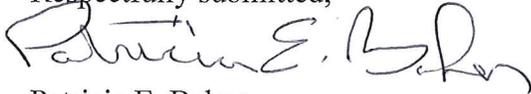
Mayor Thomas Freeman	Voting	Yes
Trustee Mark McKeown	Voting	Yes
Trustee William Zhe	Absent	
Trustee Robert Hayes	Voting	Yes
Trustee Timmy Batzel	Voting	Yes

**EXECUTIVE SESSION:**

Upon a motion by Trustee Hayes, the Board entered executive session at 8:10 p.m. to discuss contractual matters. The motion was seconded by Trustee McKeown to exit executive session at 8:30 p.m.

Upon a motion, the meeting was adjourned at 8:30 p.m.

Respectfully submitted,



Patricia E. Baker  
Village Clerk