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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 14, 2015.

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

Bill Davis, MRB
Kurt Rappazo, MRB

Staff: Patricia Baker, Clerk
Christine Quinlan, Treasurer
Superintendent John Barrett
Chief Gary Benedict
Sergeant Joe Geer
Tony Cappello
Brian Glise
Heather Randall

EXECUTIVE SESSION:

Upon a motion by Trustee McKeown, the Board entered executive session at 5:30 p.m. to discuss contractual and personnel matters. The motion was seconded by Trustee Batzel to exit executive session at 6:25 p.m.

CODE ENFORCEMENT UPDATE:

Tony Capello and Brian Glise were both in attendance and gave the Board an overall update on the happenings around the Village.

Brian Glise-The Town has two or three big projects possibly coming down the pipe. In the meantime, I am keeping up with inspections.

Tony Cappello- There are rats on Wadsworth Avenue. I will look into the situation further. I am still working with a resident on Collins Street as well. The Old Macaroni Factory needs to be cleaned up. The owner has been extremely resistant to any verbal communication. I will send a strongly worded letter to the owner as to what needs to be done to the property.

Mayor Freeman-Any update on the ISO? The ISO is an insurance rating system that helps The Village.

Tony Capello- They have yet to contact us.

Trustee McKeown-There are two components- one is for the fire department and one is for codes.

Mayor Freeman-It would be helpful to sit with Dan Snyder. He has worked with them directly.

POLICE CHIEF UPDATE:

A letter was received from Jan Cole regarding court security. She states that the Office of Court Administration protocol is to have someone there during Court, and is interested in knowing how it would be paid for. She also says that she has brought the question to the Board before and is therefore just checking on the progress of the request.

Mayor Freeman is interested in seeing the decree from the Court Administration. If it is a law, he has never seen it. The Mayor has spoken to the Judge, who has said that he feels no threat. Therefore, they feel that currently, security is unnecessary.

Chief Benedict discussed the increased hours worked by Rick Gage recently.

Chief Benedict- Rick has been working well over the 20 hours stipulated as a part time officer. He has been backfilling Mark Bishop’s hours. At this time, Mark Bishop has not officially resigned.

Presented to the Board was the Certification of Eligible Part-Time Police Officer list from Livingston County, which included Rick Gage.

A motion was made by Trustee Hayes and seconded by Trustee Zhe to appoint Richard Gage to Part-Time Civil Service. 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	Voting	Yes
Trustee Timmy Batzel	Voting	Yes

The Police Department has experienced complaints about parking on Fairlea Manor. Recently, there has been parking on both sides of the street. A resident complained and voiced concern that if there was an emergency, fire/ambulance/police vehicles would be unable to get through. The resident thought that there should be no parking on either side of the street. Sgt. Geer suggested that there be no parking on the west side of the street and that should take care of any issues concerning the accessibility emergency vehicles will have down the street. They will follow up on this matter.

The Police department is discussing the idea of having a department Facebook page. They feel it could be a great way to keep the public informed of many things, including special events in the Village, street closings, and video clips or updates to find suspects to name a few. They are currently looking into how other municipalities have them set up and how they are maintained.

The Race to Educate With Heart and Soul:

A letter was received from Heather Burke, the Chairperson for “The Race to Educate with Heart and Soul”. St Agnes School is planning to hold its 6TH annual race on Saturday, September 19, 2015. The event will run from 9:00am-12:00pm, starting at St. Agnes Church and completing on North Avenue at the Zion Church.

The new route for the event includes Cemetery Street, Rochester Street, Barilla Drive, Reed Street, and North Avenue- diverting away from Route 5&20. This is safer for the participants and the Police are aware of the event.

BILL DAVIS & KURT RAPPAZO, MRB:

Bill Davis and Kurt Rapazzo were in attendance to update the Board on several projects and proposals, including the following:

- The Drainage Improvements East of Pole Bridge Road

Kurt Rapazzo-The installation of a ditch along the rear of homes on the east side of Pole Bridge Road would intercept drainage and divert it to the north. We walked the site and found that diverting south to Little Conesus Creek is not a feasible option due to the grade rises in elevation.

Mayor Freeman-Any ideas as to the cost of installation?

Superintendent Barrett-Maybe \$35000.00 plus permit costs. The cost could go as high as \$50000.00.

Kurt Rapazzo-The water at the low point near the intersection of Lake Road and Pole Bridge can be diverted into a holding pond.

Kurt Rapazzo-We are putting together a layout and design to go to the homeowner. We need a comfort level from the homeowner and we would put together a schematic. The bulk is for design of 5&20 and the other portion is to help Gilmore (parts A & B), the rest is site visits (part C).

A motion was made by Trustee Batzel and seconded by Trustee Hayes to approve the proposal submitted by MRB for the drainage improvements east of Pole Bridge Road in the amount of \$22400.00. 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	Voting	Yes
Trustee Timmy Batzel	Voting	Yes

- The Sanitary Sewer Flow Monitoring Study

A proposal was presented to the Board that included a comprehensive program needed to obtain measurable I&I results at the WWTP. This includes:

1. Narrowing down sections of the sewer system that can contribute to I&I.
2. Develop target areas that should be tested more extensively.
3. Making recommendations for areas of repairs and prioritizing those repairs.

Monitoring would be performed at night using a method called Flow Poking. This will need to be done under dry conditions. They take a snapshot of the flow readings from 40-50 manholes to get the correct mapping. Then the information is compiled into a report used to put together further recommendations for other testing. Personnel from the Village needs to be on hand to locate the manholes and for traffic control. These studies would be done according to the weather- the dry flow testing to be done later this month and the wet flow testing in the spring.

A motion was made by Trustee Zhe and seconded by Trustee McKeown to approve the proposal for Sanitary Sewer Flow Monitoring Study in the amount of \$16800.00. 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	Voting	Yes
Trustee Timmy Batzel	Voting	Yes

The proposal from PathStone for the 12.2 acre parcel was briefly discussed between the Board and Kurt Rappazo. They will be attending the Planning Board meeting on the 15th.

Bill Davis had a conversation with Don Cardinal. He says to focus on SIU permits for Kraft.

Bill Davis- We switched to ferric chloride and it has been successful. It is more difficult to handle. To hit 1 ml, we have until November. After that time we can experiment.

Bill Davis-We wanted to have plans and specs submitted to the DEC by now. We are waiting on Jadestone for the electrical portions. There are concerns that the electrical service is outdated and in poor condition. The WWTP design objective is to look at the heat load. It's unique, 460 service or 208 volt service. The only load we are adding is membrane cover and increase in sludge production.

Superintendent Barrett-We currently have Delta Three Phase.

Trustee McKeown – Does it make sense to change it?

Mayor Freeman – How much does it cost to get it to where we want it to be?

Bill Davis-I can have Jadestone coordinate what the cost will be, along with the price to do an inventory of motors. If we want to change out the service, we can write it in as an alternate.

The Board will wait to hear the response from Jadestone.

DPW UPDATE:

Superintendent Barrett was in attendance to update The Board on the following:

- The School Pond-It is basically done. We still need to cut a spillway out and put in a rip rap. It is taking water in and out perfectly. We want to throttle it from the top down and perhaps use a slide gate.
- The Wesleyan Church is planning to bring in concrete blocks to fill in and channel any water away from the building.
- Work on River Street will begin Thursday. Notices will be sent out. The pipe will go from 36” to 42” and headwall blocks will be installed at each end.
- We want to run an 18” tile pipe and put in a catch basin at Cassada’s down to Kelly Driscoll’s.

Superintendent Barrett will have a conversation with Steve Morsch on piping for Spring Street and Linden Street, as well as route 5&20. Mayor Freeman sees these as “top priority projects”.

MINUTES:

Upon a motion made by Trustee Hayes, the minutes from the August17, 2015 Village Board meeting are hereby approved as submitted. Trustee Zhe seconded the motion and it is carried by the following vote:

Thomas Freeman, Mayor	Voting	Yes
Mark McKeown, Trustee	Voting	Yes
William Zhe, Trustee	Voting	Yes

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	\$ 18,969.22
#4	\$ 92,806.27
#5	\$ 5,427.33
#6	\$ 15,703.81
#11	\$
#17	\$ 5,533.64
#49	\$
#50	\$
#58	\$
#64	\$
#76	\$
#77	\$
#93	\$ 1,358.57
TOTAL	\$139,798.84

Manual Checks:

Holiday Inn Syracuse	Safety Inspection Conf.	\$ 324.00
NYS Assoc. Magistrates	Village Justice Conf.	\$ 40.00
Law Enforcement Officers	Police Union Dues	\$ 460.00
NYS Child Support Proc. Ctr.	Child Support-Ferrara	\$ 660.00
NYS Child Support Proc. Ctr.	Child Support-Ferrara	\$ 660.00
SEIU 200 United	DPW Union Dues	\$ 333.66
Nationwide Retirement	Deferred Comp.	\$1,080.00
Nationwide Retirement	Deferred Comp.	\$1,130.00
Captain Kelly's Kitchen	Employee Recog. Picnic	\$ 810.00
Alan Estabrook	CDBG Rehabilitation	\$2,250.00
El Painto& Village View	CDBG Rehabilitation	\$4,600.00
Greenauer Blacktop, Inc.	Pond Excavation	\$33,711.20
Embesi Contracting	CDBG Rehabilitation	\$3,000.00
	TOTAL:	\$49,058.86

Trustee Zhe 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	Voting	Yes
Trustee Timmy Batzel	Voting	Yes

CDBG GRANT:

Treasurer Quinlan gave an update on the CDBG Grant:

Treasurer Quinlan-Thoma would like to use “severe” AND “moderate” owner occupied properties together in order for them to reach the numbers needed to use the funding by the deadline.

Mayor Freeman- Owner occupied distressed homes should be a priority.

A motion was made to allow owner occupied homes on 53 Clinton and 189 Wadsworth to be allowed. Motion made by Trustee Zhe and seconded by Trustee Hayes and carried by the following vote:

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

TRUSTEE’S UPDATE:

Trustee McKeown questioned approval of plans for Avon Commons Apartments and why they didn’t need to go through site plan review. Kurt explained that the entire apartment complex was approved years ago and only need to have the mylar signed so it can be filed.

Trustee Batzel questioned whether someone from the Village or Town Board is supposed to be attending the Ambulance meetings. Clerk Baker will check the schedule with Mary Blye.

Trustee Zhe met with Kevin Keenan of Tobacco Free Glow. Kevin would like to attend a meeting to discuss things he would like to see happen concerning tobacco. Trustee Zhe will extend an invitation to Kevin to attend the Association Dinner Meeting, which will be held in November.

Trustee McKeown stated that the Fire Station in Union Hill is consolidating with Webster and has a 2013 Chevy Tahoe with 25000 miles on it that they are looking to sell. Dan Snyder is interested in it and thinks he can make this deal for about \$18000.00. Dan is currently using a 2008 Ford Explorer that is starting to have problems. What does the Board think?

The Board discussed it and would like to get a little more information. However, it does feel like a good solution to Dan's older vehicle.

Mayor Freeman, along with Paul Drozdziel- Chairperson for the Planning Board-spoke with Marilyn Borkhuis, who is interested in being on the Planning Board. She will be placed in a non-voting, alternate position for a one year appointment. During that time, she is willing to take classes and learn. Laura Noble, who wishes to resign from the Planning Board, has agreed to remain through the current project with PathStone. She has also stated that she would be willing to be Avon's representative for the Livingston County Planning Board.

OPEN PROJECTS:

Fire Chief Snyder requested that the Board resolves to open the following project:

(THERMAL IMAGING CAMERA):

Trustee Hayes offered the following RESOLUTION and moved for its adoption:

RESOLUTION

A RESOLUTION authorizing the expenditures of *\$11,000* 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 THERMAL IMAGING CAMERA. The maximum estimated costs of the aforesaid specific object or purpose is *\$11,000*.

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

This RESOLUTION is adopted subject to a permissive referendum.

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

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

Trustee Hayes offered the following RESOLUTION and moved for its adoption:

RESOLUTION

Resolved, that a capital project be established in the amount of \$11,000.

Resolved, that said capital project shall be number H and entitled *THERMAL IMAGING CAMERA*.

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

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

Upon a motion made by Trustee Zhe the following project is hereby established as follows and will be paid for out of grant money.

Security System – Building Project \$10,000

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

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

APPOINTMENT OF JUDGE PIAMPIANO:

A motion was made to appoint Acting Justice Peter Piampiano for a term of one year expiring April 1, 2016. The motion was made by Trustee Zhe and seconded by Trustee Batzel. 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	Voting	Yes
Trustee Timmy Batzel	Voting	Yes

CONFERENCE ATTENDANCE:

A request was submitted by Janis Cole to attend the NYSMCCA Annual Conference in Niagara Falls from 9/27/15 – 9/30/15.

Approval for the request is contingent upon further discussion Mayor Freeman will have with her.

AVON DRIVING PARK (CONSUMPTION OF ALCOHOL):

The Village received a request for next summer for St. Agnes School to use the Avon Driving Park for a fundraising event in 2016. There would be approximately 200 people with tournaments and a food truck rodeo. They questioned the rules of alcohol being permitted.

In response, Reid Whiting, Village Attorney, and Jan Rogers, Insurance Agent for the Village- via e-mail- had the following recommendations:

Jan Rogers says that one concern is that the form required by the Village for use of the Driving Park states that there should be NO alcohol consumption on Village Property. If exceptions are made for one and not all, there could be issues. However, if the Villages wishes to, the form can be changed to include additional insurance requirements from the entity holding the event.

Reid Whiting stated that this was an acceptable solution if The Village holds Dram Shop Liability Coverage. Otherwise he feels it is safest for The Village to maintain its current policy.

Jan Rogers says the Village has no Dram Shop Liability coverage at this time.

Mayor Freeman- The Town of Geneseo did a lot of work on the rules for Long Point Park. I will send them to Trustee Zhe for his review and he can share them with the Parks Commission.

COUNTY PLANNING BOARD REFERRAL EXEMPTION AGREEMENT UPDATE:

The County Planning Board referral Exemption Agreement Update was briefly discussed. The Board decided to put on the agenda for the next Board Meeting.

The Town Board and the Village Board will hold a joint meeting October 22, 2015 at 7:00pm, hosted by The Town.

Upon a motion made by Trustee Hayes, the meeting was adjourned at 9:15 p.m.

Respectfully submitted,

Heather R. Randall