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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, October 5, 2015.

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

Bill Davis, MRB  
Reid Whiting, Attorney

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

Visitors: William Montague  
John Cannioto  
Conrad Baker, Genesee Sun  
Courtney Weimar- Livingston County News

Mayor Freeman called the meeting to order at 6:00 p.m. and began the meeting with the Pledge of Allegiance.

**POLICE CHIEF UPDATE:**

Chief Benedict was in attendance to update The Board on the following matters:

The resignation of Mark Bishop effective October 1, 2015.

- The Chief is looking into a replacement but feels they will be ok with the coverage for now.

Invitation to attend the Criminal Intelligent Seminar held in Cooperstown.

- A request was submitted.

A motion was made by Trustee Hayes to approve the attendance of Chief Benedict to the Criminal Intelligence Summit held in Cooperstown on November 18-19, 2015. 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

The Board discussed the University of Alabama seminar that Chief Benedict previously attended. He was one of 32 people in the country nominated to attend by the Finger Lakes Chief Association.

The range should be completed by the end of the month.

The speed signs have not come in yet. We are approaching the six week mark.

Mayor Freeman asked Chief Benedict his opinion on some of the things happening throughout the nation, specifically the recent shooting on a college campus in Oregon. This brought up questions regarding the use of an SRO (School Resource Officer) at the school. Officer McFadden- the school's current SRO- has a great relationship with the students according to Chief Benedict. At the same time, he states that if someone is intent on doing harm, it's hard to stop them. With the exit of the current Avon superintendent Bruce Amey, the Board is interested in having conversations with the new superintendent, Aaron Johnson about the continuation of the use of an SRO for the safety of the students.

### **WILLIAM MONTAGUE:**

Mr. Montague, living at 159 High Street, presented questions to the Board regarding drainage and storm water on High Street- specifically his residence. He has always had water in his basement that comes in from the road, and is interested in the plan of action. Superintendent Barrett explained that the course of action will be similar to the repairs recently done on River Street. They will be putting in a shoulder drain that will be 18" wide by 2' deep, filled with gravel. A 6 inch pipe to catch the water off of the road will be installed. Then the whole thing will be paved. He also stated that they want to put a pipe on the west side of the townhomes that should alleviate some water as well.

Mayor Freeman stated that drainage is a top priority and that the Village is continuing to work with MRB to combat the problem. He also said that the sidewalks on High Street are still in the plans for next year.

### **JOHN CANNIOTO:**

John Cannioto, living at 93 Dooer Avenue attended the meeting asking for the Board to consider the use of "No Parking" signs along both sides of the street. He feels this would be a solution to ease the congestion of the parked cars and enable emergency vehicles, work trucks, and snow plows to gain better access to the residents of that area. Mayor Freeman stated that they would do some research to see what they can come up with. He will also go down himself to talk to the neighbors.

**ATTORNEY REID WHITING UPDATE:**

Attorney Reid Whiting was in attendance to update the Board on the following:

1. The North Avenue Easements- The easements are almost complete. Attorney James McCann provided a map showing Lot #23. It was proposed that a 20’ wide temporary easement for construction to be installed, followed by a 10’ wide permanent easement. Currently, Attorney Whiting is working with Attorney David Henehan on Lot #1. These should be done in the next few weeks. Once complete, the North Avenue properties should be protected.
2. The Inter-Municipal agreement with the school district- A map has been supplied by Kurt Rappazzo and a description has been drafted. The detention facility is south of the soccer fields and north of Lake Road. The description has been mapped out. This will give The Village space for maintenance of the facility.
3. Have yet to reach the owners at Alexander Crossings. Attorney Whiting will call Davis Morris.
4. The Annexation- Annexation is a 7 step process. Attorney Whiting has stated that it is almost complete. He has spoken with Phil Silver and will be speaking to him again.

**MINUTES:**

Upon a motion made by Trustee Hayes, the minutes from the September 21, 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

**DPW UPDATE:**

Superintendent Barrett was in attendance and updated the Board on the following:

1. Finishing the sidewalks on River Street.
2. Work is continuing on a handicap ramp at the school.
3. Fixing the storm drains at Barilla and the cemetery
4. The ditch line behind Wade Rockwood’s property has be cleaned.
5. Five Lot has been mowed.
6. The new GPS unit has been set up. It is running very accurately.

Trustee Hayes inquired as to the start of leaf pick-up in the Village. Superintendent Barrett stated that the crew is ready and that the anticipated start date is Monday October 19, 2015.

Superintendent Barrett also discussed:

1. Art Pearson, Bronson Ave- We have yet to set up a camera to check the pipes he asked about.
2. Joe Montesano, Commerce Dr.- We found a pipe out of the ground. We are going to fix it.
3. The foot bridge at the school is completely gone. However this is school property. The Board discussed the possibility of putting in a culvert and filling it with gravel. This could be a better solution than a new wooden structure. The Board agreed that this needs to be discussed with the school.

Mayor Freeman asked about Ross Lane. He expressed concern that the road always seems to wash out after a hard rain. He said the catch basins get clogged with debris and need to be cleaned out to keep the flow of water to those basins adequate.

### KEYLESS ENTRY QUOTES:

A revised proposed access control system infrastructure quotation for the Village Hall only, now excluding the Village of Avon Fire Department was submitted.

The quotation would include treating the following doors with electronic access control:

- Village Hall main entrance double door
- Police Department exterior entry door
- Back boiler room entry door

The total *revised* cost for the above access control system package furnished and installed utilizing an access control panel with capacity for up to four doors would be \$11,968.

The estimated time required to complete the installation of the above system would be one week.

In order for the keyless entry to be compatible, the front doors would need to be replaced. This cost is not included in the estimate mentioned above. Superintendent Barrett will look into quotes for replacing the doors.

## CODE ENFORCEMENT UPDATE:

Code Officers Tony Cappello and Brian Glise were in attendance to update the Board on the following:

- Brian is continuing with inspections. He is waiting to do an inspection for 249 Rochester Street as a courtesy. The owner is trying to get the tenant out of the residence. It is progressing slowly. There was a fire call and the code department got involved because the ceiling fell in. Attorney Whiting stated that AGL has someone who works on evictions and they are usually very diligent.
- A letter will be drafted and sent to Joseph Burkhart regarding the property maintenance on Lake Road.

## BILL DAVIS, MRB:

Bill Davis of MRB was in attendance and updated the Board on the following:

1. I&I Update- Mayor Freeman asked why the surveying has not started. Bill Davis explained that there are specific times that the surveying can be done. The mapping still needs to be finished and the surveying needs to be done late at night. Superintendent Barrett explained that at night, you are getting mostly all inflow of water, not the village usage. Mayor Freeman expressed that he would like to get this underway as soon as possible.
2. Waste Water Treatment Plant- Bill Davis stated that Jadestone gave an estimate of \$4000-\$5000 for a motor survey to be done. Superintendent Barrett stated that there is nothing wrong with the electrical, however, if something were to happen, it couldn't be fixed. It would then have to be upgraded to meet the standards. He will contact Bill Wall about doing a motor survey as well. Bill Davis submitted a preliminary schedule for Phase 1 of the Waste Water Treatment Plant Improvements to the Board. He also stated that he has drafted a letter to Don Cardinal, of the DEC, identifying what changes need to be considered for both Barilla and Kraft. After the process is complete, an update to the Sewer Usage Law will be required. A draft will be written in the next month or so. The requirements will be enforced by the DEC.
3. Detention Pond on Polebridge Road- The preliminary layout sizing for the detention pond shows a depth of 3'. We still need to get a price for the pipe crossing to take to the joint Village/Town meeting on October 22, 2015. Mayor Freeman asked Superintendent Barrett to get that quote. He also requested a picture showing the diversion and a clean description to take to Bruce Howlett.

**TREASURER’S UPDATE:**

The Annual Report was electronically filed to NYS Comptroller’s by Treasurer Quinlan on September 30, 2015.

**VOUCHERS AND MANUAL CHECKS:**

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

#1	\$ 14,099.88
#4	\$ 6,733.15
#5	\$ 2,719.45
#6	\$ 8,844.13
#11	\$
#17	\$ 1,751.11
#49	\$
#50	\$
#58	\$
#64	\$
#76	\$
#77	\$
#93	\$ 1,358.57
<b>TOTAL</b>	<b>\$ 35,506.29</b>

Manual Checks:

NYS Child Support	T. Ferrara	\$ 660.00
Nationwide Retirement	Deferred Comp.	\$ 1,130.00
Selective Insurance	2015-2016 Renewal	\$18,883.36
Selective Insurance	2015-2016 Renewal	\$ 3,237.15
Selective Insurance	2015-2016 Renewal	\$ 5,934.77
Selective Insurance	2015-2016 Renewal	\$25,897.17
AJC Interiors	CDBG Rehabilitation	\$ 3,210.00
AJC Interiors	CDBG Rehabilitation	\$ 2,475.00
El Painto & Village View	CDBG Rehabilitation	\$ 4,650.00
Embesi Contracting	CDBG Rehabilitation	\$ 2,400.00
Thoma Development	CDBG Prog. Delivery	\$ 4,000.00
Thoma Development	CDBG Prog. Delivery	\$ 59.28

**TOTAL: \$ 72,536.73**

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 PROGRAM:**

The following individuals have been prequalified for the Village’s 2013 Community Development Housing Rehabilitation Program.

- Matusak- 64 Rochester Street
- Cohen- 271 Rochester Street
- Schoenthal- 139 Wadsworth Ave-emergency heating
- Austen- 61 Oak Street

A motion was made by Trustee Hayes to approve the applications for the CDBG Grant Program. 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

**TRUSTEE’S UPDATE:**

**AVON DRIVING PARK (CONSUMPTION OF ALCOHOL):**

The Board briefly discussed the rules concerning the consumption of alcohol in the Avon Driving Park due to a special request for a future event. Deputy Village Clerk/Treasurer Randall will reach out to a neighboring municipality in regards to the rules and regulations they have in place for a similar event.

The request will be reviewed with Parks Commission next week.

**VILLAGE COURT GRANT:**

Court Clerk Cole submitted a request to the Village Board to file an application for a Justice Court Assistance Program grant in an amount not to exceed \$30,000. She is requesting to purchase security equipment along with new chairs and a walk through metal detector.

A motion was made by Trustee Zhe and seconded by Trustee Batzel that the following resolution be adopted.

**WHEREAS**, the State of New York has enacted a law establishing the Justice Court Assistance Program that will enable communities to apply to the Chief Administrative Judge for a grant of State funds, to assist in the operation of the Justice Courts: and

**WHEREAS**, the availability of grant funding would enhance the ability of the Village Justice Court to provide suitable and sufficient services to the Avon Community; and

**WHEREAS**, this joint application with the Town of Avon Court would allow for joint sharing of equipment and materials thereby providing efficiencies to the Avon Community.

**NOW THEREFORE IT BE RESOLVED** that the Village Board hereby authorizes the Mayor to file an application for a Justice Court Assistance Program grant in an amount not to exceed \$30,000.

The motion was carried by the following vote:

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

Trustee Zhe, along with Treasurer Quinlan, met with Brian Bond, of Lawley. He was previously a health insurance broker, working for Bond Financial, for the Village. It was decided that his services are not needed at this time.

Trustee Zhe has acquired Kevin Keenan, from Tobacco Free Glow, to be a guest speaker for the Association Dinner held in November.

A brief update was given on Springbrook.

Deputy Village Clerk/Treasurer Randall gave a brief update on the NYCOM conference she attended in Lake Placid.

Upon a motion made by Trustee McKeown, the meeting was adjourned at 8:55 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Heather R. Randall". The signature is written in black ink and is positioned below the text "Respectfully submitted,".

Heather R. Randall  
Deputy Village Clerk/Treasurer