

The meeting of the Board of Trustees of the Village of Avon was held in Conference Room B of the Village Hall, 74 Genesee Street, Avon, New York on Monday June 6th, 2016.

Present: Thomas Freeman, Mayor
Mark McKeown, Trustee
Bill Zhe, Trustee
Tim Batzel

Staff: Tony Cappello
John Barrett
Chris Quinlan
Chief Gary Benedict
Brian Glise
Dan Snyder

Visitors: Kurt Rappazzo- MRB
Ann Younger- Senior Bash
Kevin Keenan- Tobacco Free Glow

Neighborhood Meeting Attendees:
Joe Ricotta
O’Gorman
Jean Schoenthal
Robert O’Gorman
Elaine Neth
Mike Carroll
Dick and Marie Greer
Mike Freeman
Chuck Morgan
Ann Calabro
Richard Fench
Dennis McGraw
Jason Klemmer
Tony Longo
Janis McMIndes
Charles Stamp
Tami Snyder

Absent: Rob Hayes, Trustee

Mayor Freeman called the meeting to order at 6:00 P.M., and began the meeting with the Pledge of Allegiance.

NEIGHBORHOOD MEETING:

- Mayor Freeman began the Neighborhood Meeting, which included residents from River Street, West Main Street, Doer, Isham, Wadsworth Ave, Spring Street, and Sunset, at 6:30 pm. Guest speaker, Kevin Keenan of Tobacco Free Glow, gave a presentation on the marketing of tobacco in local businesses. The number one initiative of this organization is to protect children. According to Keenan, tobacco is the leading cause of preventable death. Tobacco companies spend approximately \$600,000 per day in advertising using bright colors, cartoon characters, celebrities, and even using different flavors to make tobacco appealing. These tactics are incredibly attractive to children. There are already policies put into place in certain areas regarding the marketing of tobacco products. Some areas must be located at least 500 feet from “protected use” areas, such as schools, libraries, government buildings, etc., and also other tobacco retailers. Retailers are prohibited in residential districts as well. Other places have instituted a minimum price for tobacco and prohibits the use of coupons, raised the legal age of purchasing to 21 years old, and has prohibited the sale of flavored tobaccos. Still others requires retailers to apply for state and local licenses to be allowed to sell tobacco. The top priority, as he stated before, is to protect our children.
- Mayor Freeman continued the meeting by discussing some of the projects that are planned for the upcoming year:
 - Sidewalks on River Street- The DPW crew is already working on the sidewalks on River Street. They are hoping to get to the curve on River by the end of summer this year, and complete the project by the end of summer next year.
 - Spring Street- The railroad bridge will be worked on. The bridge is going to be raised.
- Chief Benedict discussed the new speed sign. He explained that the sign collects data such as the average speed, the days, the time. Chief says that it will give the department a better handle on the traffic pattern and an idea as to when the police presence is necessary. One resident expressed concern with the speed on River Street in the mornings during the school year. It’s very dangerous with the children walking to the bus stops. The Chief said that a majority of the time, the speeders that are pulled over are from other areas. Chuck Morgan, of 224 River Street, described an incident where he was almost rear ended by a speeder. He said that there has been an increased police presence, and the residents are grateful, however the speeds are still very high. Mike Freeman of Wadsworth Avenue also brought up the speed between route 5 & 20 and Kraft. The truck drivers go through at a pretty good pace and they should be slower. Maybe the speed sign could be set up somewhere on that stretch to deter the truck drivers from speeding as well. The Mayor explained that right now there is only one sign, but it is portable and moves around the Village. However, the Village is interested in getting more signs in the future.
- The Mayor discussed the moratorium that was put into place in May. The moratorium has put a hold on zoning changes in the Village for an 18th month time period.
- The Mayor discussed the open alternate position that is on the Planning Board. He encouraged resident to get involved and if anyone was interested, to contact the Village Office.

Many of the residents had comments/questions for the Board.

- Mrs. McMIndes-450 Wadsworth Ave-expressed her hope that the Village take more pride in the area and make sure that when they do work, they complete the job and make it look nice. She was unhappy with the way her lawn looked after there was work done in front of her home.
- Mrs. Neth-Spring Street- has expressed her frustration with the state of her property. She feels that there has been no accountability to get her property back into shape. She discussed that there is erosion and water in her back yard and that the yard is overgrown. She is also concerned that there is contaminated water flowing to her yard from Kraft. She wants to have a specific plan put into place and a timeline as to when it will be done. The Mayor said that they would discuss some options with her and come up with a time frame. Superintendent Barrett explained that there will always be water as the property is located in a spring.
- Denny McGraw and Anthony Longo-both of Wadsworth Ave- had questions concerning their properties. Superintendent Barrett stated that as far as Mr. McGraw was concerned, he had a contact number for someone at the DOT that he could contact. Mr. Longo asked about the DOT culvert, to which Superintendent Barrett said that he needed to contact the DOT in regards to that culvert.
- Zombie houses on Doer/Isham- The Mayor and Treasurer Quinlan explained to the residents that the Village has been trying to locate the banks that actually own these properties. Once the banks are known, it is very difficult to get the banks to do anything about the condition of the home, etc. Technically, the Village is not allowed to go onto privately owned properties to board up the houses to keep people out. Chief Benedict requested that if residents notice people in/on the properties who more than likely don't belong to call the police department.
- Resident asked about the dump. Several stated that the gates have been closed and locked when they have taken clipping and brush down. Zoning Officer Tony Cappello explained that recently there has been things left in the dump that are not allowed. Superintendent Barrett stated that usually during the day, the gates are unlocked. However, if they are locked, contact the Village Office and usually they can get a hold of someone to unlock it.

SENIOR BASH, 2016:

Ann Younger was in attendance on behalf of the Senior Bash Committee. She came to request permission for the 2016 Senior Class to paint the wall on Spring Street as part of their Senior Bash Festivities. This has been a tradition for several years. Previously, they have used cones provided by the DPW and the APD usually helps with traffic. The anticipated time would be from 6:30 to 7:15pm on the 24th of June. Superintendent Barrett said that the wall would be cleaned up by July 8th as long as the weather cooperates.

Upon a motion made by Trustee Zhe and seconded by Trustee Batzel, the Board approved the 2016 Senior Class to paint the wall. The motion was passed by the following vote:

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

DPW UPDATE:

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

- Superintendent Barrett and Kurt Rappazzo have been discussing different options to help alleviate the ponding of water at the nursing home on Clinton Street. He feels that in order to help get the water to the pond on Hal Bar Road, the best idea would be to pipe across Clinton Street. The discussion is still in process.
- The old dump truck has been sold at auction. They received approximately \$2300.00 for the truck itself, and \$150.00 for the plow. Superintendent Barrett was pleased with the sale.

MRB UPDATE:

Kurt Rappazzo was in attendance to update the Board on the following:

- MRB presented the Village Board with a draft proposal for the Lake Road/ Oak Hill project starting at Anderson Meadows Pond at the previous meeting.

Upon a motion made by Trustee Batzel, and seconded by Trustee Zhe, the Board approved the proposal of the Oak Hill Diversion. The motion was carried by the following vote:

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

Treasurer Quinlan will set up a project for this.

FIRE DEPARTMENT UPDATE:

Chief Snyder gave an update on the following:

- Chief Snyder received a facilities request that he is supposed to sign off on from the Lion's Club. He is a bit concerned and wanted to make it clear before signing the request that the Board knew about an incident where apparently alcohol was being consumed. It was in front of the fire house and gave the impression that it was members of the fire department. He stated that he will approve the request, however if he sees alcohol, he will shut the event down.
- As of the meeting, Chief Snyder had not heard anything from PESH.

- Chief Snyder presented to the Board a wonderful article published by The Arc of Livingston/Wyoming spring 2016 newsletter called The Parchment. The article discussed one of Avon’s very own volunteer fire fighters, Bill Gee, and how he has persevered in his personal and professional life in spite of being diagnosed early on with a developmental disability. He has 15 years of fire service under his belt and can be found heading off to any emergency that comes over his fire pager. He is an essential part of the team, and is at every event that the fire department has. Chief expressed how proud he is to have him as part of his crew.

CODE ENFORCEMENT UPDATE:

Tony Cappello gave an update on the following:

- There were two requests made from fireworks companies wishing to sell sparkling devices for the 4th of July holiday. One will be in the Dollar General parking lot, and one in Peppermints Restaurant parking lot. The permit will cost \$250.00. In the future, we need to make a decision as to how many of these types of temporary businesses should be allowed in the Village, what safety precautions have been put into place, how the devices will be stored, and what kind of security will be used. Geneseo has several of these as well and it looks like this will be something that will start happening on a regular basis during the 4th of July holiday.

VOUCHERS AND MANUAL CHECKS:

Upon a motion by Trustee McKeown, the following vouchers and manual checks are approved for payment:

#1-GENERAL FUND	\$87435.86
#4-SCHEDULE C	\$31106.12
#5-WATER	\$8187.54
#6-SEWER	\$16462.27
#17-TA	\$2342.22
#57-CAPITAL	\$
#51-CAPITAL	\$
#72-CAPITAL	\$
#73-CAPITAL	\$
#76-CAPITAL	\$8555.00
#83-CAPITAL	\$
#87-CAPITAL	\$
#93-CAPITAL	\$1518.93
TOTAL	\$155607.94

Manual Checks:

CINTAS CORPORATION	CLEANUP KIT	\$60.30
CASSIDY & UNDERWOOD LLC	CDBG REHAB	\$2500.00
GRIFFIN CONST. & L. SINCLAIR	CDBG REHAB	\$3461.22
LIMA CARPET	CDBG REHAB	\$2561.98
LOWES & M. RUCINSKI	CDBG REHAB	\$16018.70
MARINDA RUCINSKI	CDBG REHAB	\$3504.44
THOMA DEVELOPMENT	ADMIN. EXP	\$2013.00
ZERODRAFT USA	CDBG REHAB	\$325.00
NATIONWIDE RETIREMENT	DEF. COMP	\$1350.00
NYS CHILD SUPPORT	CHILD SUPP.-T.FERRARA	\$660.00
TOTAL:		\$32454.42

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

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

TRUSTEE'S UPDATE:

The Board discussed the appointment of Marilyn Borkhuis to the Planning Board to complete the term of Laura Nobles. Ms. Nobles gave formal notice of resignation.

Upon a motion made by Trustee McKeown and seconded by Trustee Batzel, the Board accepted Laura Nobles' resignation from the Planning Board, and appointed Marilyn Borkhuis to complete the term expiring 4/2016. The motion was carried by the following vote:

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

The Board discussed the letter received from Livingston County Development regarding the signing of the renewal of the Downtown Partnership Program with the Village. The resolution can be seen attached to the end of these minutes.

Upon a motion made by Trustee Batzel, the Board authorized the Mayor to sign the renewal. The motion was seconded by Trustee McKeown and was carried by the following vote:

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

The Board discussed at a previous meeting, the possibility of looking for a new broker to assist the Village with health insurance. The Village currently works with Nancy Skelton. Trustee Zhe recommended at this time we stay working with Nancy. She knows us and with negotiations for a new contract for the DPW on the horizon, to change may cause more harm than good.

Mayor Freeman asked about the assessment of the Five Arch Bridge. Treasurer Quinlan stated that we were still waiting for current numbers.

The Board discussed the legislative bill that has been drafted by Senator Gallivan’s office to re-open the cases for Officer Matt McFadden and Officer Rick Gage to enroll them in the correct retirement program. This bill needs to be passed through legislation in order to move forward with the correction.

Upon a motion made by Trustee Zhe and seconded by Trustee Batzel, the draft of the bill was approved. The Board instructed Clerk Randall to ask Senator Gallivan’s office to continue moving forward with the legislation. The motion was carried by the following vote:

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

The Board discussed changing the Board meeting on the July 4th 2016 holiday to July 11th 2016 as the Village Hall will be closed.

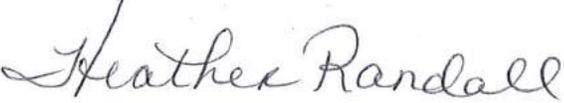
Upon a motion made by Trustee McKeown and seconded by Trustee Batzel, the Board decided to hold July 4th 2016 meeting on July 11th 2016. The motion was carried by the following vote:

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

Trustee Zhe reminded the Board that Pickleball was being held at the Driving Park on Saturday starting at 9am and going until 11am. He is hoping for a good turnout.

Upon a motion made by Trustee Zhe, the meeting adjourned at 9:19pm.

Respectfully submitted,

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

Heather R. Randall
Village Clerk

RESOLUTION: Livingston County Development

Motion By: Trustee Batzel

Seconded By: Trustee McKeown

Resolution by the Avon Village Board approving and endorsing The Livingston County Development Corporation in its application to NYS Homes and Community Renewal for funding under the New York Main Street Program for building renovation projects in the designated downtown district.

WHEREAS, The Livingston County Development Corporation desires to apply for \$500,000 in financial assistance through the 2016 Consolidated Funding Application under the New York Main Street Program; and

WHEREAS, the application proposes funding to assist mixed-use building renovation projects within the designated downtown districts of Avon and Leicester; and

WHEREAS, the proposed funding will contribute to ongoing community revitalization efforts; and

WHEREAS, the grant application requires that the applicant obtain the approval and endorsement of the governing body of the municipality in which the projects will be located.

NOW, THEREFORE, BE IT RESOLVED, that the Avon Village Board approves and endorses the 2016 Consolidated Funding Application under the New York Main Street Program prepared and to be submitted by The Livingston County Development Corporation.

Passed by the following vote of all Avon Village Board Members voting in favor thereof:

Affirmative Avon Village Board Members: Mayor Freeman, Trustee Batzel, Trustee McKeown, Trustee Zhe

Affirmative: All Negative: None Absent: Trustee Hayes

I, Heather Randall, do hereby certify that the above resolution was passed at a meeting of the Avon Village Board held on June 6, 2016, and is incorporated in the original minutes of said meeting and that said resolution has not been altered, amended or revoked and is in full force and effect.

Signature of Clerk

[Official Seal of Municipality]