

A regular meeting of the Town of Avon was held on Thursday, June 11, 2020 at 6:00 P.M. via Join.Me phone number 1-646-307-1990 and conference call number 152-725-660# of the Avon Town Board. The following members participated:

PRESENT: Supervisor David LeFeber, Deputy Supervisor Thomas Mairs, Councilmen James Harrington, Malachy Coyne, and Paul Drozdziel

OTHERS: MRB Group Engineers William Davis, Code Enforcement Officer Brian Glise, Zoning Board Member Cindy Kellen, Attorney James Campbell, and Town Clerk Sharon M. Knight, MMC/RMC

VISITORS: None

Roll call voice vote of the Board: Councilman Drozdziel - Here, Councilman Harrington - Here, Councilman Coyne - Here, Deputy Supervisor Mairs - Here, Supervisor LeFeber - Here. All others identified themselves as being a part of meeting.

Supervisor LeFeber called the meeting to order at 6:00 P.M. and read the following notice:

TOWN OF AVON
LEGAL NOTICE

Notice Regarding Future Town Board Meetings:

Pursuant to Executive Order No. 202.1, issued by Governor Cuomo on March 12, 2020, and advisories issued by Federal, State and Local officials related to the COVID-19 virus, the Avon Town Board will convene its future meetings remotely as follows:

The Town Board meetings will commence at 6:00 p.m. and shall be conducted through the use of Join.Me, a remote telephone conferencing tool that will allow the Town Board Members to participate remotely by telephone connection, while the public can listen in. To access the Town Board's meetings, please follow the below instruction:

1. Call 1-646-307-1990; and
2. Once connected, enter 152-725-660# as the "Join Meeting" invitation code.

PLEASE NOTE THAT THERE WILL BE NO PUBLIC COMMENT PERIOD FOR THIS MEETING.

Pursuant to Executive Order No. 202.1, this meeting will be recorded and transcribed.

By order of the Supervisor
Dated: May 21, 2020
Sharon M. Knight, MMC/RMC
Town of Avon Clerk

Supervisor LeFeber led those in attendance in the Pledge of Allegiance.

DISCUSSION – OPEN PUBLIC HEARING

Supervisor LeFeber stated that the public hearing that would amend the Code of the Town of Avon, Modifying and Adding Certain Provisions Relating to Chapter A138 Water remains open.

DISCUSSION – MONTHLY REPORTS

Supervisor LeFeber stated the April monthly report was not available as yet but would be provided at a later date. The Board took the following action on the Town Clerk’s Report.

RESOLUTION #69 ACCEPT THE MONTHLY REPORT

On motion of Deputy Supervisor Mairs, seconded by Councilman Harrington the following resolution was

ADOPTED WITH A ROLL CALL VOTE AYES 5 NAYS 0

RESOLVE to accept the monthly report for April 2020 from the Town Clerk as shown below:

Town Clerk’s April 2020 Report:

Total Local Shares Remitted:	\$1,013.41
New York State Department of Health	\$ 67.50
NYS Ag. & Markets for spay/neuter program	\$ 32.00
NYS Environmental Conservation	\$ 258.89
TOTAL	\$ 1,371.80

Roll call voice vote of the Board: Councilman Drozdzziel - Aye, Councilman Harrington - Aye, Councilman Coyne - Aye, Deputy Supervisor Mairs - Aye, Supervisor LeFeber – Aye

DISCUSSION – PIRANHA TEC DRIVE, LLC, PIRANHA MILLING AND PAVING CONTRACTORS, LLD D/B/A PIRANHA TRUCKING – DEFENSE AND INDEMNIFICATION AGREEMENT

Attorney Campbell addressed the Board regarding the need to protect our interest by having an indemnification agreement due to Covid 19.

RESOLUTION #70 PIRANHA TEC DRIVE, LLC, PIRANHA MILLING AND PAVING CONTRACTORS, LLD D/B/A PIRANHA TRUCKING - DEFENSE AND INDEMNIFICATION AGREEMENT

On motion of Deputy Supervisor Mairs, seconded by Councilman Harrington on the following resolution was

ADOPTED AYES 5 NAYS 0

RESOLVE to authorize Supervisor LeFeber to sign the agreement with Piranha Trucking.

Roll Call Vote of the Board: Councilman Drozdziel - Aye, Councilman Harrington - Aye, Councilman Coyne - Aye, Deputy Supervisor Mairs - Aye, Supervisor LeFeber - Aye

RESOLUTION #71 PAYMENT OF BILLS

On motion of Councilman Harrington, seconded by Deputy Supervisor Mairs the following resolution was

ADOPTED WITH A ROLL CALL VOTE AYES 5 NAYS 0

RESOLVE to accept for payment Abstract 2020-09 in the following amounts:

Concerning ABSTRACT of Audited Vouchers from 05/01/2020 to 05/14/2020 including claims as follows:

General Fund	Amounts totaling \$49,129.30
Highway Fund	Amounts totaling \$11,805.89
Water Fund	Amounts totaling \$3,253.86
Cemetery Fund	No Voucher
Opera Block Capital Improvement	No Voucher
Royal Springs Lighting	No Voucher
Cross Roads Drainage District	No Voucher
Bruckel Drainage District	No Voucher
Royal Springs Drainage	No Voucher
Town of Avon Fire Protection	No Voucher
Rte. 39 Water SW2	No Voucher

Roll call voice vote of the Board: Councilman Drozdziel - Aye, Councilman Harrington - Aye, Councilman Coyne - Aye, Deputy Supervisor Mairs - Aye, Supervisor LeFeber - Aye

DISCUSSION – DEPARTMENT REPORTS

Supervisor LeFeber stated that Department Heads were asked to provide department reports. Any questions could be directed to the Departments.

DISCUSSION – OPENING COURT/EMPLOYEE ISSUES

Supervisor LeFeber reported that he received a phone call from Judge Torregiano regarding New York State allowing the Clerks to come back into the office without seeing the public. Jeannette Cullinan has come into the office and caught up with the work that can be done within a short amount of time. There is no work for Jordan Zapf at this time and it is expected the court may be opening at the end of June. This is all subject to change. The question of the Board is how long we will continue to pay employees that are not working. There are financial and revenue concerns that need to be consider. We have one employee working from home and another that has returned. A request for something in writing from the Judge was encouraged. The length of time to continue to pay employees if there is no work to be done needs consideration. A sunset needs to be considered.

Attorney Campbell recommended a financial and political decision be made. The Board needs to consider friction and animosity among employees, budget – cutbacks, unfunded mandates, cut of financial support, and civil service implications. Contacting Trish Lynn at the Livingston County Employment Personnel Office might be beneficial. It will be a hard decision and we need to follow proper protocols.

Supervisor LeFeber will continue to gather more information such as what other Towns are doing and put the question to Robert Duffy along with questions that are asked at the County level.

Attorney Campbell suggested to the Board that a decision does not need to be made tonight and the Board talk off-line (not a quorum) to get a sense of where we are.

There was discussion on slowly opening things back up in the courts. Tickets are not getting issued at this time. Phase 1 opens tomorrow, and we may get direction.

DISCUSSION VILLAGE PROJECTS

Supervisor LeFeber will draft a letter to the Village for Board review regarding projects that expand funds. Any comments from the Board are welcomed. Any projects that require funding will need approval of the Town Board prior to commencing.

Councilman Coyne requested clarification as he serves on the Parking Lot Committee and needs clear direction if we are suspending work or delaying payments.

Road work and paving needs to be done but CHIPS may not be received as the Governor may hold money.

We have comments with the purchase of trucks for the Highway and Water Departments. Stick with essentials, and basic budget

Discussion on the home recently purchased on Genesee Street and future work was discussed.

The Board needs to be cautious as we are going to have a hit and we do not know what form that will be.

Dump days will be held in June with Deputy Supervisor Mairs assisting. Hand held sign in sheet will not be permitted. Tires and electronics are up in the air.

Engineer Davis confirmed with the Board the Town will continue to work with the Village on the Pebble Beach Pump Station and the Joint Water Study. We will still work on the projects that are essential.

On motion of Councilman Harrington, seconded by Councilman Coyne the meeting was adjourned at 6:38 P.M.

Roll call voice vote of the Board: Councilman Drozdzial - Aye, Councilman Harrington - Aye, Councilman Coyne - Aye, Deputy Supervisor Mairs - Aye, Supervisor LeFeber – Aye

Respectfully submitted by:

Sharon M. Knight, MMC/RMC
Town Clerk