

A regular meeting of the Town of Avon was held on Thursday, July 9, 2020 at 6:00 P.M. at the Avon Opera Block/Town Hall, 23 Genesee Street, Avon, New York 14414, and 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 & David Willard (via Join Me), Code Enforcement Officer Brian Glise, Attorney James Campbell, Historian Maureen Kingston, Deputy Historian Clara Mulligan, and Ellen M Zapf, Deputy Town Clerk

VISITORS: None

Engineer William Davis asked for names of those on the JoinMe meeting and Judy Falzoi stated she was on the line.

Supervisor LeFeber called the meeting to order at 6:00 P.M. and led those in attendance in the Pledge of Allegiance.

DISCUSSION – PUBLIC COMMENTS

Supervisor LeFeber asked for public comments and there were none.

HISTORIAN DEPARTMENT REPORT

Historian Maureen Kingston read the following written report:

Annual Report for 2019
Office of Town Historian
Avon, New York
December 31, 2019

As stated in last year's annual report, the **objectives for the year 2019** were:

- Advocate for deputy replacement
- Write
- Place another historic marker
- Continue to support the development of Papermill Park

An appeal was made to Supervisor LeFeber and the Avon Town Council to fill the position of Deputy Historian, vacated December, 2018, when Holly Watson moved to the Livingston County Historian's Office. Holly had been a most valued part of the Avon Town Historian's Office from the time as a college student she volunteered here, was appointed Deputy in January, 2012, and served through 2018. In summer 2019, the position was filled with the appointment of Clara Mulligan. She is an equally talented and hard-working addition to the Office. We thank you for your support in this matter and interest in our history department.

Many written responses were sent in answer to the inquiries submitted by those interested in aspects of Avon history, family research, and advocacy for various projects (grant seeking, etc.), and preparation for presentations made by our personnel.

In its proof format is a history of railroads and railroading in Avon, written by local authority John Liccini, as a volunteer in the office. This will be published and made available at the dedication of the latest historic marker.

An up-dated version of the *History of St. Agnes Church* was written and published

Papermill Park has been cleared of previous construction items and is used by the community, as further development is forthcoming. One local person noticed that the second mill stone was among the items left behind and feared that it would be stolen. We understand that it is now in temporary storage with the Highway Department awaiting placement in a memorial/tribute as part of the development process.

Research

A few of the many topics have included: Railroads, Chillmark/Tally Ho, Asa Nowlen, Peter Zifka, Pantry J. Moore, Aaron Burr, Genesee Valley Breeders' Association, local legends, A&B Equipment building, Kraft/Heinz building, business owners on West Main Street, Dunakin Family, movie theater on the east side of Genesee Street, World War I, Joseph Gallipeau, etc., etc.

Education of both staff and outreach:

Presentation about Livingston County by administrator, Ian Coyle
Demonstration of new equipment installed in the Board Room
Attendance at APHS presentations
Meetings with the county Historian and other historians in the County
Met informally with other Avon Town departments
Attended various Avon Chamber of Commerce meetings
Attended the 9/11 Commemoration in the Park
Visited the Waldo House
Participated in the VOA Tree Survey Committee and submitted a letter of support

Hosted with the APHS the 4th graders from St. Agnes School
Helped with a visit by Avon Elementary School 2nd graders as they visited the Museum
Participated in the ACS 6th grade field trip—our segment is History in the Park
Worked in the APHS tent at Corn Fest

Historic Preservation

Expressed concern for “The Little White House”, former home of early residents and business location of the Waldo Family
Attention to the large Horseshoe Solar Farm, its location and impact on Avon
Participated in the Historic Properties Survey preparation and results
Expressed concern and corrected information about the Kraft/Heinz building on the north side of Spring Street and the Laverty Preservation Kitchen
Expressed support for preservation/reuse of the King Cole property

Presentations

School presentations, please see above
Delivered the Memorial Day Address
Conducted a bus tour of Avon for the new Avon Central School staff
Addressed the Rush Historical Society—History of Avon
Delivered a talk, Women in Avon History for the Avon Lioness Club
Spa presentation for a group of women on a “mystery tour”

Objectives for 2020

The railroad historic marker will be dedicated.
Activities leading up to the Bicentennial of Livingston County will be supported.
Efforts in the development of Papermill Par will be continued.

Respectfully submitted,

Clara Mulligan, Maureen Kingston

There was discussion regarding opening the office. When the office will be open and how to do it safely.

There was also discussion about putting a historical marker at Papermill Falls Park as the grant is on hold due to the Covid 19 outbreak.

DISCUSSION – MAY 25, 2020 MINUTES

Supervisor LeFeber stated there were a few discrepancies in the minutes regarding road work being done on Sutton Road and what caused the fire alarm to go off at the Opera Block Building a few weeks ago. He asked that the minutes be changed to reflect the corrections.

RESOLUTION #90 APPROVAL OF MINUTES

On motion of Councilman Harrington, seconded by Deputy Supervisor Mairs the following resolution was
ADOPTED AYES 5 NAYS 0

RESOLVE to approve the minutes of June 25, 2020 with suggested corrections, as presented by e-mail and to request they be published on the Town of Avon website at townofavon-ny.org.

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

There was further discussion about the fire alarm that went off at the Opera Block Building and getting a lock box for use by the fire department which would include a master key and fob for the building and a map which indicates where all the sensors are located. We could possibly get a copy of the map by West Fire.

DISCUSSION – ATTORNEY DEPARTMENT REPORT

Working with Code Officer Glise and Code Clerk McDowell on tickets.

Court date scheduled for July 28th. Moving along on that.

Working on finalizing the PILOT agreement with the attorney for DG-Solar. The agreement is for a lump sum payment of \$150, 000.00. I made a few changes and had a conference call with their attorney who also has one or two other tweaks. The document should be ready for your consideration soon, but I would suggest not to adopt it right away as we are not sure what is happening yet.

There was a lengthy discussion regarding the ditch located on the property where DG-Solar would like to put their solar farm and if they should be responsible for cleaning it out to help with the flooding that happens in the area, which boards are responsible for what and if some of the PILOT money can be dedicated for certain projects?

DISCUSSION – HIGHWAY/WATER DEPARTMENT REPORT

HIGHWAY:

- Put shoulder on both new roads -North Littleville & Darby Roads – numerous roads around Town touched up
- Parks & Cemetery
- Mowing roadsides
- Shop

WATER:

- Everyday rounds & maintenance & sampling

DISCUSSION – ENGINEER DEPARTMENT REPORT

There was discussion regarding replacing the, 60-year old, water main on Route 15 and extending it to the corners of Barber & North Avon Roads.

Engineer Willard spoke with Highway/Water Superintendent Crye about the Highway Department doing the work. It would be a big commitment and he would have to go on to a state highway to make the tap. A decision would need to be made if the Highway Department should do the work or if it should be bid out. Our office can put together an estimate for the work to be done by the Highway Department or under contract. From the end of the water main to Barber Road the Highway Department could do.

Engineer Willard received revised drawings from DG-Solar. These are revisions the Planning and ZBA Boards are asking for.

DISCUSSION – CODE DEPARTMENT REPORT

Talked to Chris Batzel a couple of week ago about the lock boxes. I am receiving information and a representative will be in the area at the end of July if you would like him to stop by. We are looking for a basic lock box.

Attended a joint Planning & ZBA meeting on Tuesday and talked about solar and signs.

There are 4 or 5 new houses going up and a lot of pools, additions, and decks.

DISCUSSION – TOWN CLERK DEPARTMENT REPORT

Supervisor LeFeber asked if Jose was given the cleaning duties to be performed after court and what compensation he is asking. Deputy Town Clerk Zapf stated that he wanted to be paid \$70 per occurrence and stated some of the duties he would perform. The Board did not act because they wanted more information.

Supervisor LeFeber also inquired about the revisions to the resolution made in 2012 regarding the procedures for processing claims. As of tonight, the revisions had not been made.

RESOLUTION #91 ACCEPT THE MONTHLY REPORTS

On motion of Deputy Supervisor Mairs, seconded by Councilman Harrington the following resolution was
ADOPTED AYES 5 NAYS 0

RESOLVE to accept the monthly reports for June 2020 from the Town Supervisor and from the Town Clerk as shown below:

Town Clerk's June 2020 Report:

<u>Total Local Shares Remitted:</u>	<u>\$2,613.79</u>
<u>New York State Department of Health</u>	<u>\$ 90.00</u>
<u>NYS Ag. & Markets for spay/neuter program</u>	<u>\$ 53.00</u>
<u>NYS Environmental Conservation</u>	<u>\$ 232.46</u>
<u>TOTAL</u>	<u>\$2,989.25</u>

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

RESOLUTION #92 ADOPT BUDGET TRANSFERS

On motion of Councilman Harrington, seconded by Deputy Supervisor Mairs the following resolution was
ADOPTED AYES 5 NAYS 0

RESOLVE to accept the following budget transfers as follows:

TOWN OF AVON
PLEASE MAKE THE FOLLOWING TRANSFERS AT YOUR 7/9/20 MEETING:

GENERAL FUND - TOWNWIDE

<i>Transfer From:</i>	AA.1990.400	Contingency	\$ 4,000.00
	AA.1620.400	Buildings Contractual	\$ 1,545.00
			<u>\$ 5,545.00</u>
<i>Transfer To:</i>	AA.1220.400	Supervisor Contractual	\$ 5,000.00
	AA.1320.400	Auditor Contractual	\$ 295.00
	AA.9060.801	Hosp & Med Ins - H.S.A	\$ 250.00
			<u>\$ 5,545.00</u>

GENERAL FUND - OUTSIDE VILLAGE

<i>Transfer From:</i>	BB.2555.000	UNANTICIPATED REVENUE Building Permits	\$ 5,919.00
			<u>\$ 5,919.00</u>
<i>Transfer To:</i>	BB5650.400	Parking Contractual	\$ 5,900.00
	BB.9060.800	Hosp & Medical Insurance	\$ 19.00
			<u>\$ 5,919.00</u>

HIGHWAY FUND - OUTSIDE VILLAGE

<i>Transfer From:</i>	DB.9060.800	Hosp & Medical Insurance	\$ 260.00
			<u>\$ 260.00</u>
<i>Transfer To:</i>	DB.9060.801	Hosp & Med Ins - H.S.A	\$ 260.00
			<u>\$ 260.00</u>

WATER DISTRICT

<i>Transfer From:</i>	SW.8320.400	Source of Supply Contractual	\$ 5,569.00
			<u>\$ 5,569.00</u>
<i>Transfer To:</i>	SW.8340.200	Trans & Distr Equipment	\$ 5,232.00
	SW.9050.800	Unemployment Insurance	\$ 336.00
	SW.9710.700	Serial Bonds Interest	\$ 1.00
			<u>\$ 5,569.00</u>

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

DISCUSSION GRANT FOR OPERA BLOCK THIRD FLOOR

Supervisor LeFeber went to a meeting at the County level last week and spoke with the Finger Lakes Region Control Chief on how the towns and counties are to move forward with their approved grants. He seemed optimistic that the grants will be funded but not anytime soon. We have from 2019 to 2024 to complete the work on the 3rd floor.

RESOLUTION #93 PAYMENT OF BILLS

On motion of Councilman Harrington, seconded by Councilman Drozdziel the following resolution was

ADOPTED AYES 5 NAYS 0

RESOLVE to accept for payment Abstract 2020-13 in the following amounts:

Concerning ABSTRACT of Claims Number 2020-13 including claims as follows:

General Fund	Amounts totaling \$16,349.09
Highway Fund	Amounts totaling \$112,467.42
Water Fund	Amounts totaling \$4,099.82
Cemetery Fund	No Voucher
Opera Block Capital Improvement	No Voucher
Royal Springs Lighting	Amounts totaling \$975.42
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

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

Supervisor LeFeber stated that Planning Board Member Michael Miles will be moving, and we will need to find a replacement. He has not handed in his letter of resignation yet.

There is interest again from the prior applicant regarding the camp-ground proposal on Route 15. There was discussion on what the concerns were with the original proposal.

OPEN ITEMS

Councilman Drozdziel stated that he was approached with concerns regarding the possible continuation of construction in Royal Springs. Apparently, there was not a lot of oversight when the subdivision was originally built.

There was discussion about the work that was done and what would need to be addressed this time. There was also talk about the sidewalks in the subdivision.

VISITOR COMMENTS

Visitor Judy Falzoi spoke of our law and the State law regarding special use permits. The law allows the boards to require certain criteria and if the criteria is not met then a special use permit is not to be given.

RESOLUTION #94 EXECUTIVE SESSION

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

ADOPTED AYES 5 NAYS 0

RESOLVE to enter executive session for the purpose of discussions regarding proposed, pending, or threatening litigation. TIME 7:25 P.M. inviting Attorney Campbell.

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

RESOLUTION #95 CLOSE EXECUTIVE SESSION

On motion of Councilman Drozdziel, seconded by Councilman Coyne the following resolution was

ADOPTED AYES 5 NAYS 0

RESOLVE to close executive session with no action taken at 7.48 P.M.

Vote of the Board: Councilman Drozdziel – Aye, Councilman Harrington – Aye, Councilman Coyne – Aye, Deputy Supervisor Mairs – Aye, Supervisor LeFeber – Aye

On motion of Councilman Drozdziel, seconded by Councilman Coyne the meeting was adjourned at 7:49 P.M.

Respectfully submitted by:

Ellen M Zapf, RMC Deputy Town Clerk

&

Sharon M. Knight, MMC/RMC Town Clerk