

A regular meeting of the Town of Avon was held on Thursday, February 10, 2022 at 6:00 P.M. at the Avon Opera Block/Town Hall, 23 Genesee Street, Avon, New York 14414.

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

OTHERS: MRB Group Engineer David Willard, Code Enforcement Officer Brian Glise, Attorney James Campbell, Highway/Water Superintendent Thomas Crye, and Sharon M. Knight, MMC/RMC Town Clerk

GUEST: Shawn Petti, President Hurricane Technologies, Inc.

VISITORS: James Bedrin, Project Development Manager for Dimension Renewable Energy, Mr. Bedrin's associate Nick Walsh and Anthony Spade

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

DISCUSSION - PROPOSED STARKEY DRIVE SOLAR PROJECT

Supervisor LeFeber welcomed James Bedrin, Project Development Manager from Dimension Renewable Energy, to address the Board.

Mr. Bedrin provided an update of the project. He has been collaborating closely with our Attorney, Engineer and Planning Board. Changes have been made to include additional access gates and three rows of landscaping that including evergreen trees. These trees are projected to fully shield the project all along the southern & eastern boundaries and were chosen based on availability.

On the 21st of February, the Planning Board is expected to vote considering this additional use in the Pooler PDD as well as complete SEQR.

Attorney Campbell explained the Town Board's role is to consider approval within the Planned Development District. Further discussion is scheduled for the Joint Town/Planning/Zoning Board of Appeals meeting on the 21st of February.

The Board appears to continue to support the project and looks forward to learning more at the Joint meeting.

DISCUSSION – HURRICANE IT RECOMMENDATIONS

Supervisor LeFeber welcomed Shawn Petti, Owner of Hurricane Technologies, to address the Board with recommendations of IT needs. Shawn reviewed with the Board the prepared recommendations and discussion ensued including but not limited to the following:

A committee be developed to include a Town Board Member and Department Heads to meet quarterly to review IT needs. Councilman Drozdziel and Supervisor Secretary McDowell will serve along with Department Heads.

Replace the server at an estimated cost of \$4,734.72 for hardware and \$3,750.00 for labor.

Replace the primary network switch at an estimated cost of \$705.00 for hardware and \$125.00 for labor. Discussion included separating the Court from all others.

Proactive Service Recommendations including remote support access to our systems, enhanced endpoint detection and response, security awareness subscription and web protection at the device level, document only backup of all computers to add an added layer of protection for critical files on the local computers and laptops. Net change is \$29.00 per month. The Town purchases additional insurance to protect hacks at approximately \$2,000.00 annually.

Replace Historian's desktop computer. The Board approved this purchase at a previous meeting and had approved laptops in place of desktops that allows for use outside of the Town Hall/Opera Block. This led to additional discussion on the other laptops approved that did not include secure remote access. Approval was provided to purchase SSLVPN 5 User License at a one-time purchase of \$250.00.

Further investigation will take place to provide the Highway Barn improved bandwidth reliable connections. Will reach out to Spectrum, Empire and First Light. Service to the East Avon Flea Market and Mulligan Farms may provide a wireless bridge to the Highway Barns if the Board would like to coordinate with either of them. Once completed an upgrade to a SonicWall Security Appliance and Unifi Network is recommended to optimize performance and security. Also, they would be connected to the Town Hall/Opera Block network over a secure VPN and manage the computers from one Domain.

Moving users with computers to Microsoft 365 Business Standard instead of Basic. The monthly increase would be changed from \$131.00 to \$160.00 a net change of \$29.00.

In addition, moving some users to standard licensing adding Microsoft defender to Office 365 at a monthly cost of \$2.00 per user per month. Total new monthly cost is \$34.00.

SSLVPN Secure remote access approval was granted to purchase a 5 User License at a one-time purchase at \$250.00.

Continue with the sonic wall at a cost of \$315.00.

The Board would like to continue to provide a historical tracking of computer use at an annual cost of \$315.00. This provides tracking times of use and program uses for Town Hall/Opera Block employees.

Further investigation into the recommendation of the Highway Barn upgrade of two computers as the Highway Superintendent stated they have been updated; however, the old computers are still online. This will be reviewed for further discussion.

All current and future quoted items will be directed to the Supervisor's Secretary and copied to the Department affected.

DISCUSSION – PIRANHA

Attorney Campbell has been working with Mr. Spade to expand his business in the James Steele Commerce Park. Mr. Spade addressed the Board and answered questions relating to his proposed expanded building. A proposed resolution was provided and reviewed by the Board and the following action was taken.

RESOLUTION #41 JAMES STEELE COMMERCE PARK NEW USES

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

WHEREAS, the Code of the Town of Avon (hereafter “Code”) establishes the zoning classification of Planned Development District (hereafter “PDD”) as set forth in §130-18 thereof; and

WHEREAS, the intent of the PDD is to permit the development of land for commercial and industrial purposes where tracts of land suitable in location, area and character for the uses and structures proposed are to be planned and developed on a unified basis; and

WHEREAS, the Town Board has the authority and responsibility under §130-18 to approve of all uses contemplated in a PDD; and

WHEREAS, after initial approval, construction, and occupancy of a PDD, §130-18 H. provides that the Town Board shall approve any changes in use by way of a special permit; and

WHEREAS, Piranha Tec Drive, LLC and/or Piranha Milling and Paving Contractors, LLC (hereafter “Applicant”) is the owner of the property known as 5665 Tec Drive, Avon New York, also known as Tax Identifier Map Parcel No.: 35.-1-13.524 (hereafter “subject property” or “parcel”) located in the James Steele Commerce Park (formerly known as the “Crossroads Commerce Park Planned Development District (hereafter “PDD”)); and

WHEREAS, pursuant to §130-18 H. of the Code, Applicant is seeking approval from the Town Board to utilize an 18,000 +/- square foot building to be constructed on the subject property, said building having twelve (12) individual 1,500 +/- square foot self-contained bays or units for lease and being part of Phase 2 of Applicant’s development of said property; and

WHEREAS, it is the duty of the Town Board under §130-18 H. of the Code to determine what specific uses are appropriate for such self-contained bays or units that are for lease by Applicant, and to issue a special permit for the same; and

WHEREAS, the Town Board acknowledges that the Town of Avon Planning Board, as lead agency, conducted an appropriate environmental review under 6 NYCRR 617 (New York State Environmental Quality Review Act) and at the conclusion of such review, issued a Negative Declaration regarding Applicant’s proposed amendment to his Site Plan to allow the construction of the 18,000+/- square foot building that is proposed as part of Applicant’s Phase 2 and which is the subject of this Resolution; and

WHEREAS, the Town Board has determined that the SEQR review conducted by the Planning Board is sufficient and appropriate with regard to the proposed application and the same shall be relied upon by the Town Board in the place of the Town Board conducting its own SEQR review; and

WHEREAS, the Town Board wishes to memorialize and specify the parameters of its approval of Applicant's request for issuance of a Special Permit pursuant to §130-18 H. of the Code.

NOW, THEREFORE, upon motion by _____, seconded by _____, it is hereby

RESOLVED, the Town Board determines that the SEQR review conducted by the Planning Board is sufficient and appropriate with regard to the proposed application and the same is herein relied upon by the Town Board in the place of the Town Board conducting its own SEQR review; and

BE IT FURTHER RESOLVED that the Town Board of the Town of Avon, pursuant to §130-18 H. of the Code, hereby approves of Applicant's request for new uses of the subject property (to the limited degree specifically stated herein) and authorizes a Special Permit to be issued to Applicant by the Code Department to the following extent:

1. Applicant currently has prospective tenants that wish to utilize portions of the subject property (individual self-contained bays or units within an 18,000 square foot building to be constructed) for the following purposes:

Landscape and landscape paver business, various types of contracting (framers, painters, drywall, flooring, masonry, HVAC, etc.), car detailing, car, boat and RV interior storage, record storage, wood working that does not require a sprinkler system, art studio, fitness facility and batting cage

Subject to receiving Site Plan approval for the amendment to move forward with the Phase 2 improvements, Applicant, his successors and assigns shall be permitted to use one or more of the self-contained bays or units within the existing 18,000 square foot Phase 2 building that are for lease by Applicant and located on the property known as 5665 Tec Drive, Avon New York, also known as Tax Identifier Map Parcel No.: 35.-1-13.524 for the above specific uses, subject to any other restrictions in the Code or in the New York State Uniform Code (Building or Fire) and the Code Enforcement Officer is hereby directed to issue a Special Permit for the same pursuant to §130-18 H. of the Code;

2. Additionally and subject to provisions stated hereafter, Applicant, his successors and assigns shall be permitted to use one or more of the self-contained bays or units within the existing 18,000 square foot building that are for lease by Applicant and are located on the property known as 5665 Tec Drive, Avon New York, also known as Tax Identifier Map Parcel No.: 35.-1-13.524, for any purpose that is listed as a “Permitted principal use[s]” as defined in §130-16 B. of the Light Industrial District (L-1) zoning classification, excepting such uses as set forth in §§130-16 B. (5), (6) and (7) thereof;
2. Applicant, his successors, and assigns shall not use any portion of the self-contained bays or units within the existing 18,000 square foot building for any use that is listed as a “Prohibited use[s]” as defined in §130-16 E;
3. Any portion of the subject property and subsequent use thereof as authorized herein shall be subject to and comply with the off-street parking and loading requirements set forth in Article VII of Chapter 130 of the Code at §130-36 through §130-38;
4. Any use of a portion of the subject property as authorized herein shall be subject to and comply with the Exterior Lighting requirements set forth in Chapter 49 of the Code;
5. Any use of a portion of the subject property as authorized herein shall be subject to and comply with the Bulk and Area Requirements set forth in Schedule A of Chapter 130 of the Code;
6. All industrial processes shall take place within an enclosed building. Incidental storage of materials out-of-doors shall be permitted and shall be shielded from view from public streets or roads, adjacent off-street parking areas and neighboring properties by fencing, landscaping, earth berms or other appropriate measures;
7. Any noise impacts related to any use of the subject property as authorized herein shall be mitigated so as to not unreasonably create a negative impact on nearby or adjacent parcels;
8. The Town Board herein acknowledges that Applicant intends to use the proposed 18,000 square foot building that will be constructed on the subject property (said building having twelve (12) individual 1,500 square foot self-contained bays or units) for rental purposes which will likely result in multiple tenants with varied uses that will change from time to time. Subject to the above restrictions and with the intent of approving a variety of acceptable yet presently undetermined uses on the subject property, the Town Board hereby determines that the Applicant and his successors and/or assigns shall not be required to re-apply for a special permit pursuant to §130-18 H. each time Applicant leases to a new tenant for the subject building that is a part of Phase 2 of Applicants development of the subject parcel.

- A. Should Applicant or his successors and/or assigns wish to utilize any portion of the subject property or the improvements thereon for a use other than what is provided for above, or in any way inconsistent with the provisions made herein, Applicant or his successors and/or assigns shall be required to make application for approval and issuance of a special permit from the Town Board, which such approval and Special Permit may be granted or denied at the sole discretion of the Town Board, and the Town Board shall have the right to refer any such application to the Planning Board for its comments prior to making a determination on the special permit request;
9. As a condition of the limited approvals granted herein, Applicant, his successors and/or assigns shall append, affix, and maintain a copy of this Resolution to the abstract of title relating to 5665 Tec Drive, Avon New York, also known as Tax Identifier Map Parcel No.: 35.-1-13.524;
10. Any failure of Applicant or his successors and/or assigns to comply with the provisions of the Special Permit approved hereby shall subject the violator to enforcement proceedings set forth under Article XI of Chapter 130 of the Code and/or revocation of such special permit by the Town Board; and

BE IT FURTHER RESOLVED, that in reaching the above determinations, the Town Board makes the following findings pursuant to §130-18 H. of the Code:

- The request is in harmony with the general purpose and intent of the regulations set forth in §130-18 H. of the Code, taking into account the location and size of use, the nature and intensity of the operations involved, and the adequacy of public facilities needed to serve the project; and
- The granting of the special permit applied for will not, under the circumstances of the particular case, be detrimental to the health, safety or general welfare of persons residing or working in the vicinity, or be detrimental or injurious to the property and improvements in the vicinity or to the general welfare of the Town; and

BE IT FURTHER RESOLVED, that the above approvals of special permits and uses apply only to that portion of the subject property containing the 18,000 square foot building having the twelve (12) individual 1,500 square foot self-contained bays or units for lease being constructed pursuant to Phase 2 of Applicants Site Plan modification application and that any future buildings of a similar nature will require separate and additional action by the Town Board at its sole discretion, as well as approval of a Site Plan amendment from the Town of Avon Planning Board as applicable; and

BE IT FURTHER RESOLVED that the granting of this approval for issuance of a Special Permit pursuant to §130-18 H. of the Code is contingent and conditioned upon Applicant receiving approval of a Site Plan amendment by the Town of Avon Planning Board, authorizing, and approving construction of the proposed 18,000 square foot building anticipated hereby. Should Applicant be denied approval of the Site Plan amendment, or should applicant fail to advance his application to the Avon Planning Board within twelve (12) months of this resolution, this resolution and the Special Permit authorized hereby shall automatically terminate and be of no effect at law.

BE IT FURTHER RESOLVED that a copy of this Resolution be formally made a part of the files maintained by the Town of Avon relating to the James Steele Commerce Park (formerly known as the “Crossroads Commerce Park Planned Development).

Dated: February 10, 2022

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

DISCUSSION – PUBLIC COMMENTS

Supervisor LeFeber asked for public comments and there were none.

RESOLUTION #42 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 January 27, 2022 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 Drozdzziel - Aye, Councilman Harrington - Aye, Councilman Coyne - Aye, Deputy Supervisor Mairs - Aye, Supervisor LeFeber – Aye

DISCUSSION – ATTORNEY REPORT

Attorney Campbell reported on the solar projects and public hearing’s to be held at the next meeting.

DISCUSSION – HIGHWAY/WATER DEPARTMENT REPORT

Highway/Water Superintendent Crye reported on the following:

HIGHWAY: Snow removal, pushing back snow and shop and equipment upkeep.

WATER: Everyday maintenance & sampling, clear fire hydrants, meter changings, there was a water break in front of the legion that was repaired by Mr. Morsch as the employees were plowing snow, the electric for the mixer will be done by Dan Snyder.

DISCUSSION – CODE DEPARTMENT REPORT

Code Enforcement Officer Glise reported on the following:

A stove was red tagged.

Complements were received for having fire hydrants cleared of snow.

A meeting is scheduled for Wednesday night for discussion on the quarry on Oak Openings Road.

An education offer with Livingston County was extended regarding battery storage. The entire Battery Storage Committee was invited to attend, including Councilmen Harrington and Coyne.

Attorney Campbell received a call from Livingston County Planning Director Mary Underhill advising that the County is seeing installation for battery storage within solar projects that are not on the site plans. Continued awareness is needed as the landscaping is changing weekly. Code Enforcement Officers need to issue stop work order if things are being deviated from the site plan

DISCUSSION – ENGINEER DEPARTMENT REPORT

MRB Group Engineer David Willard reported on the following:

The water tank inspection and cleaning should take place in late February or early March.

Draft proposals for the water study update and preliminary engineering report were sent to the town for the Board's review.

The State Use plan deadline is June 15th. At the next meeting the Board will begin identifying project to include.

Comments were provided regarding Next Era. A concern will require modification of the permit from the State DOT.

We continue to wait for Paper Mill Park Grant.

DISCUSSION – TOWN CLERK DEPARTMENT REPORT

Town Clerk Knight confirmed receipt of her report dated January 11, 2022, as received by the Town Board.

RESOLUTION #43 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 January 2022 from the Town Supervisor and from the Town Clerk as shown below:

Town Clerk's January 2022 Report:

<u>Total Local Shares Remitted:</u>	<u>\$ 1,279.30</u>
<u>New York State Department of Health</u>	<u>\$ 67.50</u>
<u>NYS Ag. & Markets for spay/neuter program</u>	<u>\$ 39.00</u>
<u>NYS Environmental Conservation</u>	<u>\$ 77.47</u>
<u>TOTAL</u>	<u>\$ 1,385.80</u>

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

RESOLUTION #44 PRESENTATION OF THE 2021 ANNUAL SUPERVISOR'S REPORT

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

RESOLVE to accept the following 2021 Annual Report of the Supervisor:

TOWN OF AVON



2021 Budget End of Year Report

Submitted on February 10, 2022

By

David LeFeber, Supervisor

Town of Avon

RECEIVED

FEB 10 2022

SHARON M. KNIGHT
TOWN CLERK/TAX COLLECTOR

Town of Avon 2021 Budget Report

Individual Fund Performance

General Fund - A - Townwide

	<u>Budgeted</u>	<u>Revised</u>	<u>Actual</u>	<u>Variance</u>	<u>Performance</u>
Revenue:	\$1,210,016.00	\$1,210,016.00	\$1,229,652.89	\$19,636.89	1.62%
Expense:	\$1,210,016.00	\$1,210,016.00	\$760,005.74	-\$450,010.26	-37.19%

General Fund - A, composite performance impact on budget: \$469,647.15

General Fund - B - Outside Village

	<u>Budgeted</u>	<u>Revised</u>	<u>Actual</u>	<u>Variance</u>	<u>Performance</u>
Revenue:	\$201,327.00	\$201,327.00	\$226,004.58	\$24,677.58	12.26%
Expense:	\$201,327.00	\$201,327.00	\$186,147.34	-\$15,179.66	-7.54%

General Fund - B, composite performance impact on budget: \$39,857.24

Highway Fund - DA - Townwide

	<u>Budgeted</u>	<u>Revised</u>	<u>Actual</u>	<u>Variance</u>	<u>Performance</u>
Revenue:	\$896,223.00	\$896,223.00	\$620,397.07	-\$275,825.93	-30.78%
Expense:	\$896,223.00	\$896,223.00	\$663,003.89	-\$233,219.11	-26.02%

Highway Fund - DA, composite performance impact on budget: -\$42,606.82

Highway Fund - DB - Outside Village

	<u>Budgeted</u>	<u>Revised</u>	<u>Actual</u>	<u>Variance</u>	<u>Performance</u>
Revenue:	\$438,913.00	\$438,913.00	\$483,859.55	\$44,946.55	10.24%
Expense:	\$438,913.00	\$438,913.00	\$371,238.91	-\$67,674.09	-18.23%

Highway Fund - DB, composite performance impact on budget: \$112,620.64

Water Fund - SW - Town of Avon Water District

	<u>Budgeted</u>	<u>Revised</u>	<u>Actual</u>	<u>Variance</u>	<u>Performance</u>
Revenue:	\$569,417.00	\$569,417.00	\$600,764.54	\$31,347.54	5.51%
Expense:	\$569,417.00	\$569,417.00	\$497,255.66	-\$72,161.34	-12.67%

Water Fund - SW, composite performance impact on budget: \$103,508.88

Rt. 39 - Water Fund

	Budgeted	Revised	Actual	Variance	Performance
Revenue:	\$8,938.00	\$8,938.00	\$8,438.36	-\$499.64	-5.59%
Expense:	\$8,938.00	\$8,938.00	\$8,937.50	-\$0.50	-0.01%

Cap. Project - Water Fund - H, composite performance impact on budget: **-\$499.14**

Special District Fund - SF - Town of Avon Fire District

	<u>Budgeted</u>	<u>Revised</u>	<u>Actual</u>	<u>Variance</u>	<u>Performance</u>
Revenue:	\$608,299.17	\$608,299.17	\$608,281.00	-\$18.17	0.00%
Expense:	\$608,299.17	\$608,299.17	\$608,299.17	\$0.00	0.00%

Special District Fund - SF, composite performance impact on budget: **-\$18.17**

Cemetery Fund - C - East Avon Cemetery

	<u>Budgeted</u>	<u>Revised</u>	<u>Actual</u>	<u>Variance</u>	<u>Performance</u>
Revenue:	\$4,705.00	\$4,705.00	\$6,908.66	\$2,203.66	46.84%
Expense:	\$4,705.00	\$4,705.00	\$2,865.23	-\$1,839.77	-39.10%

Cemetery Fund - C, composite performance impact on budget: **\$4,043.43**

Crossroads Drainage District

	<u>Budgeted</u>	<u>Revised</u>	<u>Actual</u>	<u>Variance</u>	<u>Performance</u>
Revenue:	\$1,000.00	\$1,000.00	\$1,000.00	\$0.00	0.00%
Expense:	\$1,000.00	\$1,000.00	\$0.00	-\$1,000.00	-100.00%

Crossroads Drainage District Fund - CR, composite performance impact on budget: **\$1,000.00**

Bruckel Drainage District

	<u>Budgeted</u>	<u>Revised</u>	<u>Actual</u>	<u>Variance</u>	<u>Performance</u>
Revenue:	\$500.00	\$500.00	\$500.00	\$0.00	0.00%
Expense:	\$500.00	\$500.00	\$0.00	-\$500.00	-100.00%

Bruckel Drainage District Fund - BD, composite performance impact on budget: **\$500.00**

Royal Springs Drainage District

	<u>Budgeted</u>	<u>Revised</u>	<u>Actual</u>	<u>Variance</u>	<u>Performance</u>
Revenue:	\$3,000.00	\$3,000.00	\$3,000.00	\$0.00	0.00%
Expense:	\$3,000.00	\$3,000.00	\$0.00	-\$3,000.00	-100.00%

Royal Springs Drainage District Fund - RS, composite performance impact on budget: **\$3,000.00**

Royal Springs Lighting District

	<u>Budgeted</u>	<u>Revised</u>	<u>Actual</u>	<u>Variance</u>	<u>Performance</u>
Revenue:	\$13,078.00	\$13,078.00	\$12,000.00	-\$1,078.00	-8.24%
Expense:	\$13,078.00	\$13,078.00	\$13,077.23	-\$0.77	-0.01%

Royal Springs Lighting District Fund - RL, composite performance impact on budget: -\$1,077.23****

Total composite budget fund impact for 2021: \$689,975.98

2021 Receipts for the Year

	<i>General Fund A</i>	<i>General Fund B</i>	<i>Highway Fund DA</i>	<i>Highway Fund DB</i>	<i>Water Fund SW</i>	<i>Special Fund SF</i>	<i>Cemetery Fund</i>	<i>Crossroads Drainage Dist</i>	<i>Bruckel Drainage Dist</i>	<i>Royal Springs Drainage Dist</i>	<i>Royal Springs Lighting Dist</i>	<i>Water Capital</i>	<i>Rte 39 Water Capital</i>
<i>January</i>	\$556,055.70	\$79,278.23	\$446,542.09	\$264,798.13	\$27,943.70	\$608,281.00	\$646.96	\$1,000.00	\$500.00	\$3,000.00	\$12,000.00	\$0.00	\$0.02
<i>February</i>	\$5,918.43	\$38,088.43	\$28,525.13	\$54.26	\$82,155.25	\$0.00	\$21.91	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.01
<i>March</i>	\$3,199.54	\$349.23	\$20,391.70	\$56.05	\$39,146.69	\$0.00	\$19.89	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.02
<i>April</i>	\$11,458.15	\$1,280.27	\$19,708.71	\$56.21	\$3,598.77	\$0.00	\$21.94	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.02
<i>May</i>	\$63,599.13	\$25,905.78	\$3,878.66	\$21,130.99	\$108,913.52	\$0.00	\$21.27	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.02
<i>June</i>	\$17,492.08	\$2,143.07	\$42,944.65	\$41.64	\$39,764.82	\$0.00	\$521.95	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.01
<i>July</i>	\$181,468.46	\$4,563.98	\$6,648.59	\$32.61	\$42,811.41	\$0.00	\$1,846.27	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<i>August</i>	\$5,239.12	\$882.30	\$28,190.83	\$22.78	\$77,157.38	\$0.00	\$271.97	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$8,438.00
<i>September</i>	\$3,724.33	\$1,320.40	\$14,768.94	\$197,558.86	\$53,141.15	\$0.00	\$1,021.95	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.07
<i>October</i>	\$32,527.45	\$24,379.75	\$7,391.23	\$55.74	\$9,926.77	\$0.00	\$1,771.29	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.08
<i>November</i>	\$60,662.11	\$539.10	\$254.73	\$50.52	\$84,236.55	\$0.00	\$21.97	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.07
<i>December</i>	\$288,308.39	\$47,274.04	\$1,151.81	\$1.76	\$31,968.53	\$0.00	\$721.29	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.04
Totals:	\$1,229,652.89	\$226,004.58	\$620,397.07	\$483,859.55	\$600,764.54	\$608,281.00	\$6,908.66	\$1,000.00	\$500.00	\$3,000.00	\$12,000.00	\$0.00	\$8,438.36

\$3,800,806.65 Total Receipts for 2021

2021 Disbursements for the Year

	<i>General Fund A</i>	<i>General Fund B</i>	<i>Highway Fund DA</i>	<i>Highway Fund DB</i>	<i>Water Fund SW</i>	<i>Special Fund SF</i>	<i>Cemetery Fund</i>	<i>Crossroads Drainage Dist</i>	<i>Bruckel Drainage Dist</i>	<i>Royal Springs Drainage Dist</i>	<i>Royal Springs Lighting Dist</i>	<i>Water Capital</i>	<i>Rte 39 Water Capital</i>
<i>January</i>	\$92,560.65	\$91,182.01	\$45,064.60	\$10,267.41	\$29,861.73	\$608,299.17	\$518.08	\$0.00	\$0.00	\$0.00	\$1,138.39	\$0.00	\$0.00
<i>February</i>	\$47,445.28	\$3,650.48	\$31,162.08	\$5,630.56	\$56,875.03	\$0.00	\$168.08	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<i>March</i>	\$47,611.19	\$5,667.78	\$102,292.81	\$2,166.50	\$23,170.48	\$0.00	\$252.12	\$0.00	\$0.00	\$0.00	\$1,072.64	\$0.00	\$0.00
<i>April</i>	\$66,704.36	\$10,654.14	\$224,339.25	\$2,351.29	\$17,752.99	\$0.00	\$168.08	\$0.00	\$0.00	\$0.00	\$2,093.14	\$0.00	\$0.00
<i>May</i>	\$43,207.20	\$8,553.53	\$14,021.01	\$9,775.09	\$69,524.81	\$0.00	\$168.08	\$0.00	\$0.00	\$0.00	\$1,000.46	\$0.00	\$0.00
<i>June</i>	\$35,637.46	\$2,614.25	\$13,029.77	\$161,561.19	\$22,617.67	\$0.00	\$498.08	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,968.75
<i>July</i>	\$50,394.51	\$1,023.13	\$108,165.20	\$96,689.12	\$109,513.66	\$0.00	\$168.08	\$0.00	\$0.00	\$0.00	\$1,006.49	\$0.00	\$0.00
<i>August</i>	\$129,114.90	\$3,797.88	\$22,193.48	\$23,448.82	\$69,865.33	\$0.00	\$252.12	\$0.00	\$0.00	\$0.00	\$2,011.34	\$0.00	\$0.00
<i>September</i>	\$46,227.48	\$7,232.50	\$21,855.35	\$11,256.25	\$11,980.51	\$0.00	\$168.08	\$0.00	\$0.00	\$0.00	\$1,062.14	\$0.00	\$0.00
<i>October</i>	\$48,651.19	\$9,859.32	\$23,982.93	\$14,732.43	\$9,237.63	\$0.00	\$168.08	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<i>November</i>	\$49,576.82	\$4,931.24	\$26,353.35	\$31,199.23	\$63,411.99	\$0.00	\$168.08	\$0.00	\$0.00	\$0.00	\$2,544.48	\$0.00	\$0.00
<i>December</i>	\$102,874.70	\$36,981.08	\$30,544.06	\$2,161.02	\$13,443.83	\$0.00	\$168.27	\$0.00	\$0.00	\$0.00	\$1,148.15	\$0.00	\$6,968.75
Totals:	\$760,005.74	\$186,147.34	\$663,003.89	\$371,238.91	\$497,255.66	\$608,299.17	\$2,865.23	\$0.00	\$0.00	\$0.00	\$13,077.23	\$0.00	\$8,937.50

\$3,110,830.67 Total Disbursements for 2021

Revenue From Other Governments

Mortgage Tax	\$116,633.47
Sales Tax Receipts Balance	\$23,586.84
State Snow Rem. & Cty. Snow Removal & Road Maint.	\$114,487.06
Equipt. Rental - Other Govts.	\$20,799.33
Grants - State and Federal	\$185,865.54
NYS Per Capita Aid	\$38,854.00
Misc. Revenues Other Govts.	\$114,487.06
Consolidated Highway Aid (CHIPS)	\$218,590.40
NYS Real Property Tax Admin.	\$0.00
Equalization & Assessment	\$0.00
total:	\$833,303.70

Revenue by Fund

	<i>Budgeted</i>	<i>Revised</i>	<i>Actual</i>
General Fund - A - Townwide	\$1,210,016.00	\$1,210,016.00	\$1,229,652.89
General Fund - B - Outside Village	\$201,327.00	\$201,327.00	\$226,004.58
Highway Fund - DA - Townwide	\$896,223.00	\$896,223.00	\$620,397.07
Highway Fund - DB - Outside Village	\$438,913.00	\$438,913.00	\$483,859.55
Water Fund - SW - Town of Avon Water District	\$569,417.00	\$569,417.00	\$600,764.54
Special Fire District Fund - SF	\$608,299.17	\$608,299.17	\$608,281.00
Crossroads Drainage	\$1,000.00	\$1,000.00	\$1,000.00
Bruckel Drainage	\$500.00	\$500.00	\$500.00
Royal Springs Drainage	\$3,000.00	\$3,000.00	\$3,000.00
Royal Springs Light.	\$13,078.00	\$13,078.00	\$12,000.00
Cemetery	\$4,705.00	\$4,705.00	\$6,908.66
Route 39 Water	\$8,938.00	\$8,938.00	\$8,438.36
totals	\$3,955,416.17	\$3,955,416.17	\$3,800,806.65

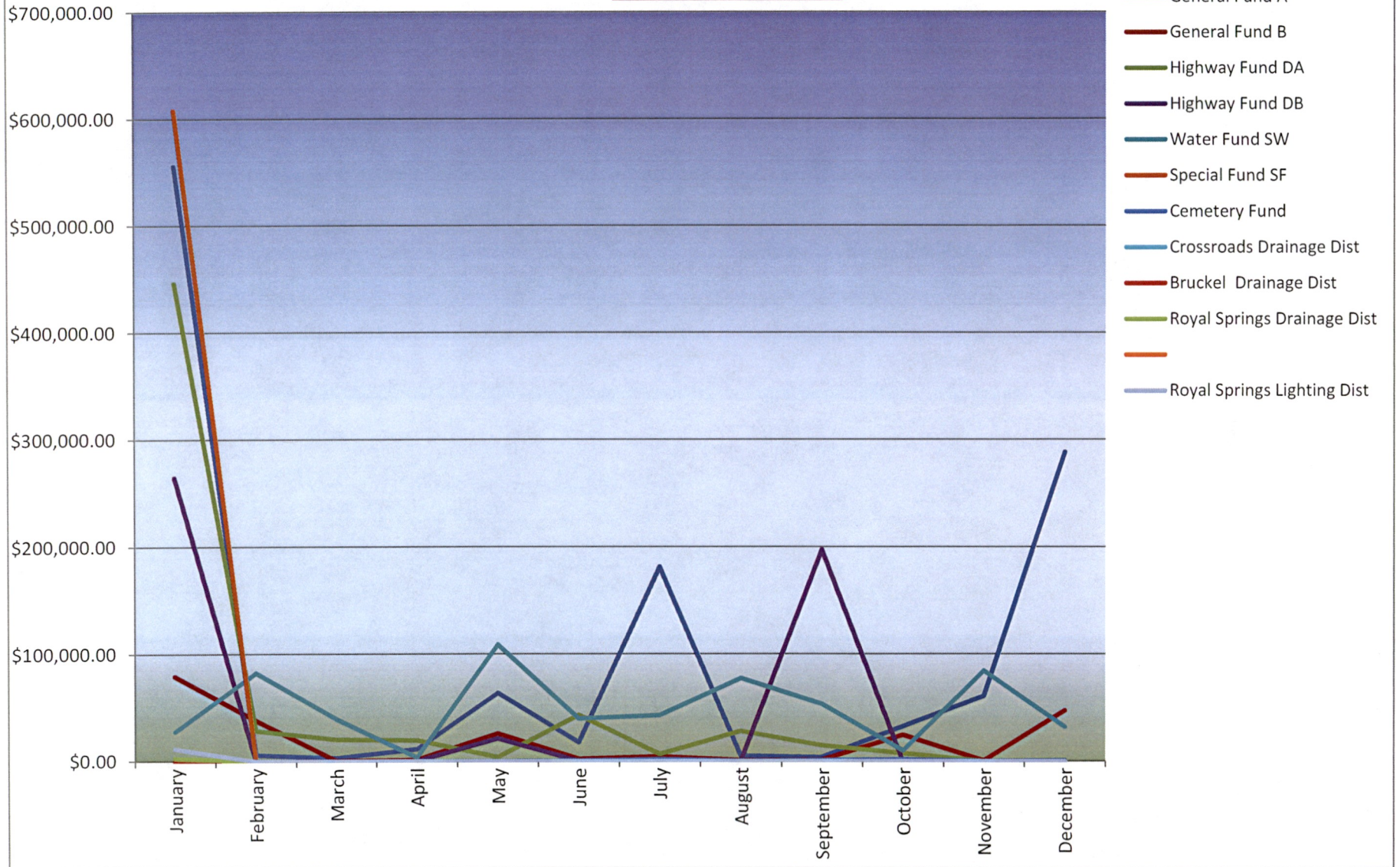
Expenses by Fund

	<i>Budgeted</i>	<i>Revised</i>	<i>Actual</i>
General Fund - A - Townwide	\$1,210,016.00	\$1,210,016.00	\$760,005.74
General Fund - B - Outside Village	\$201,327.00	\$201,327.00	\$186,147.34
Highway Fund - DA - Townwide	\$896,223.00	\$896,223.00	\$663,003.89
Highway Fund - DB - Outside Village	\$438,913.00	\$438,913.00	\$371,238.91
Water Fund - SW - Town of Avon Water District	\$569,417.00	\$569,417.00	\$497,255.66
Special Fire District Fund - SF	\$608,299.17	\$608,299.17	\$608,299.17
Crossroads Drainage	\$1,000.00	\$1,000.00	\$0.00
Bruckel Drainage	\$500.00	\$500.00	\$0.00
Royal Springs Drainage	\$3,000.00	\$3,000.00	\$0.00
Royal Springs Light.	\$13,078.00	\$13,078.00	\$13,077.23
Cemetery	\$4,705.00	\$4,705.00	\$2,865.23
Route 39 Water	\$8,938.00	\$8,938.00	\$8,937.50
totals	\$3,955,416.17	\$3,955,416.17	\$3,110,830.67

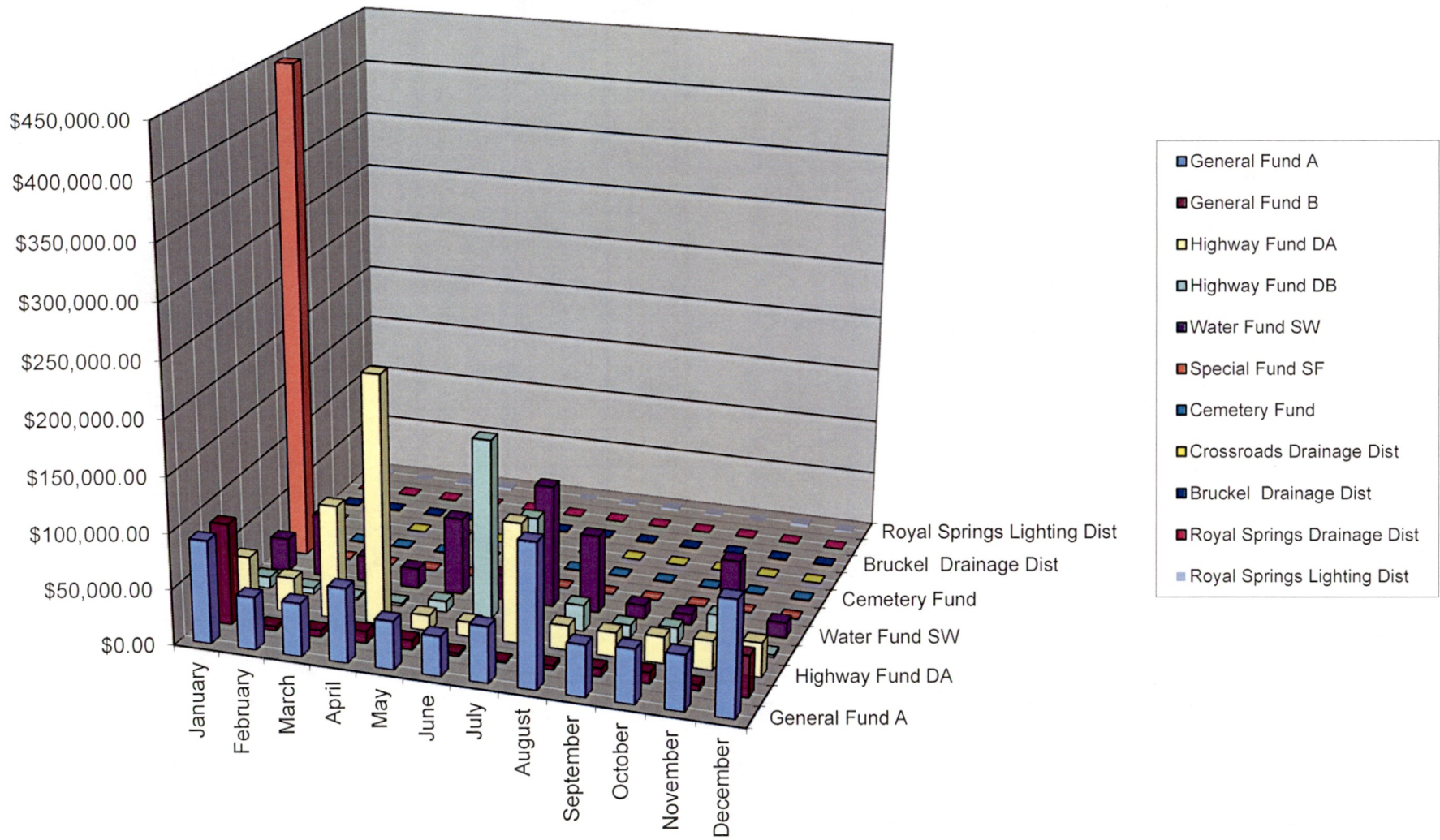
Revenue Sources

Property Taxes	\$1,925,315.00
Payment in Lieu of Taxes	\$334,132.11
Franchise Fees	\$38,020.29
Interest & Earnings	\$3,648.31
Penalties & Interest	\$6,005.18
Fees & Permits	\$58,261.01
Fines & Forfeitures	\$19,665.00
Water Rents	\$510,912.13
Revenue From Other Governments	\$532,951.11
Misc.	\$186,030.97
Grants	\$185,865.54
	\$3,800,806.65

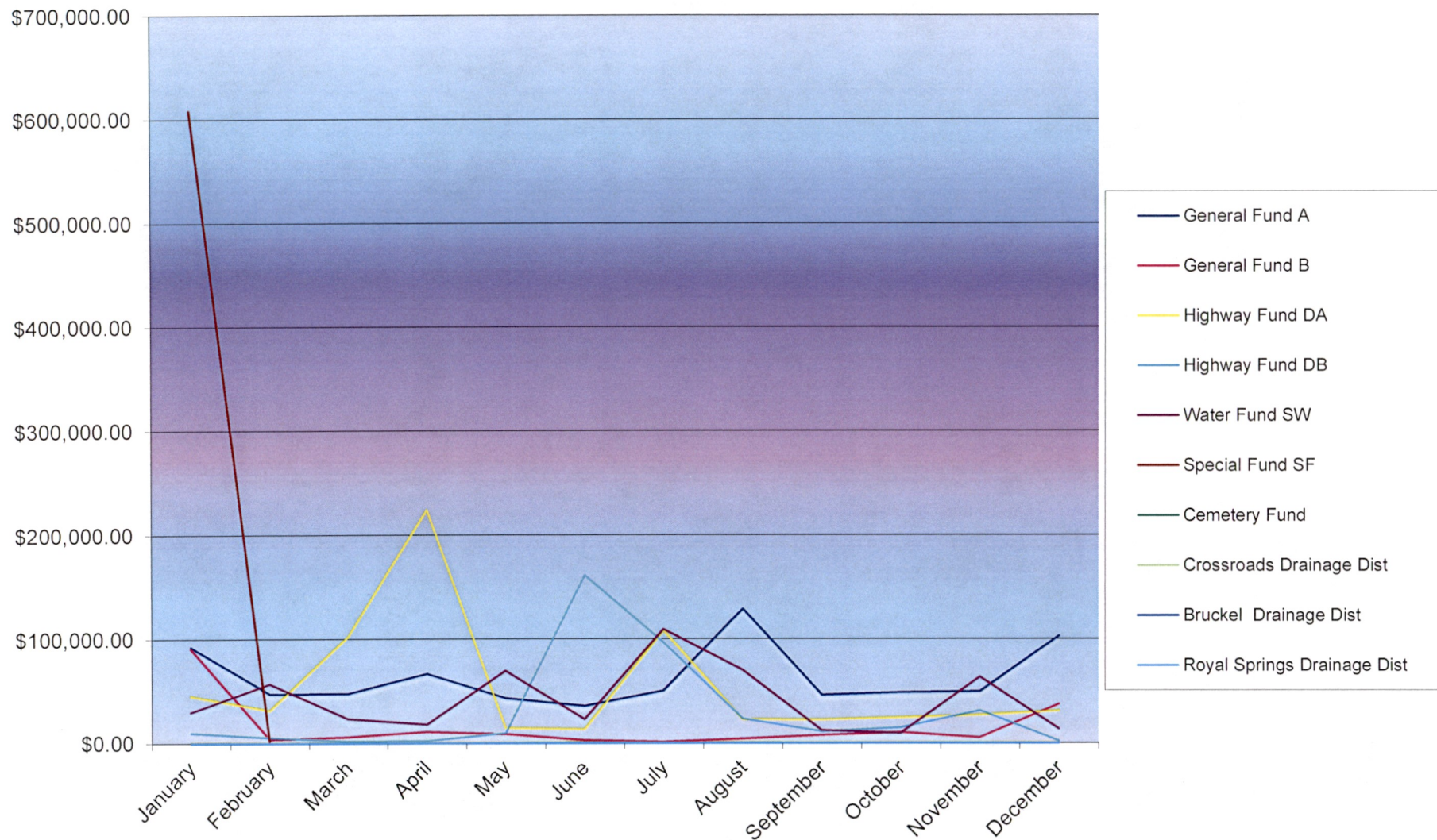
2021 Revenue



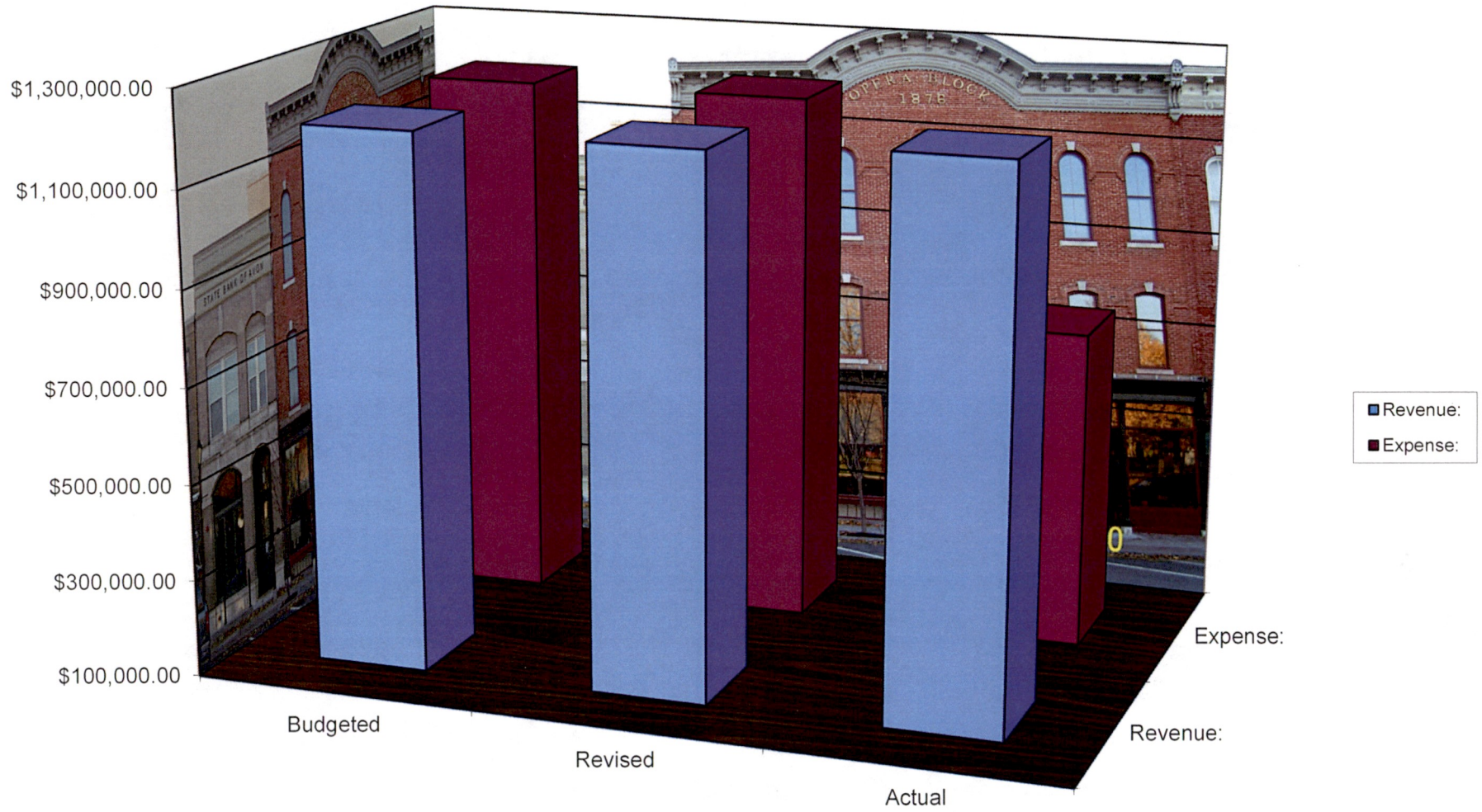
2021 Disbursements



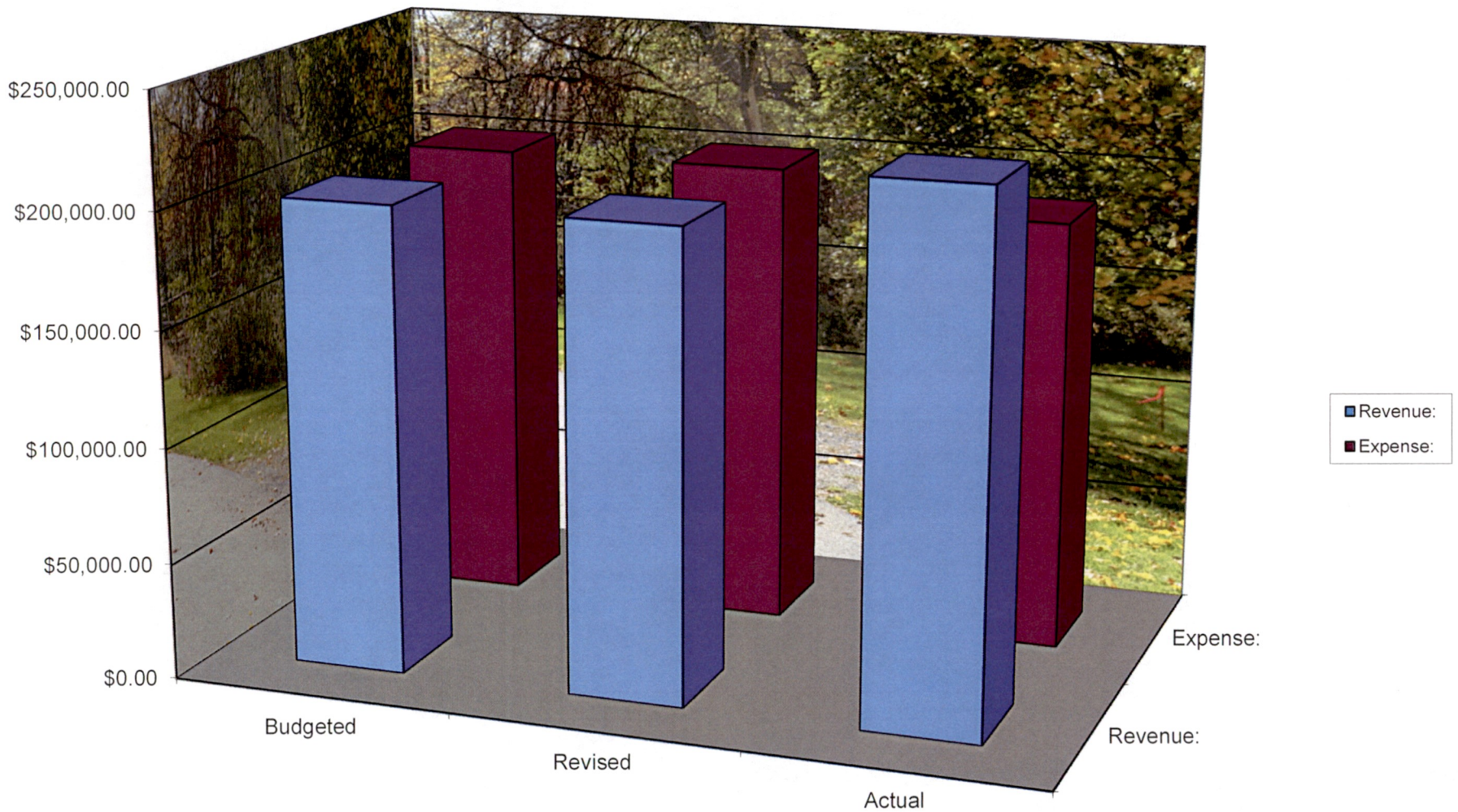
2021 Disbursements



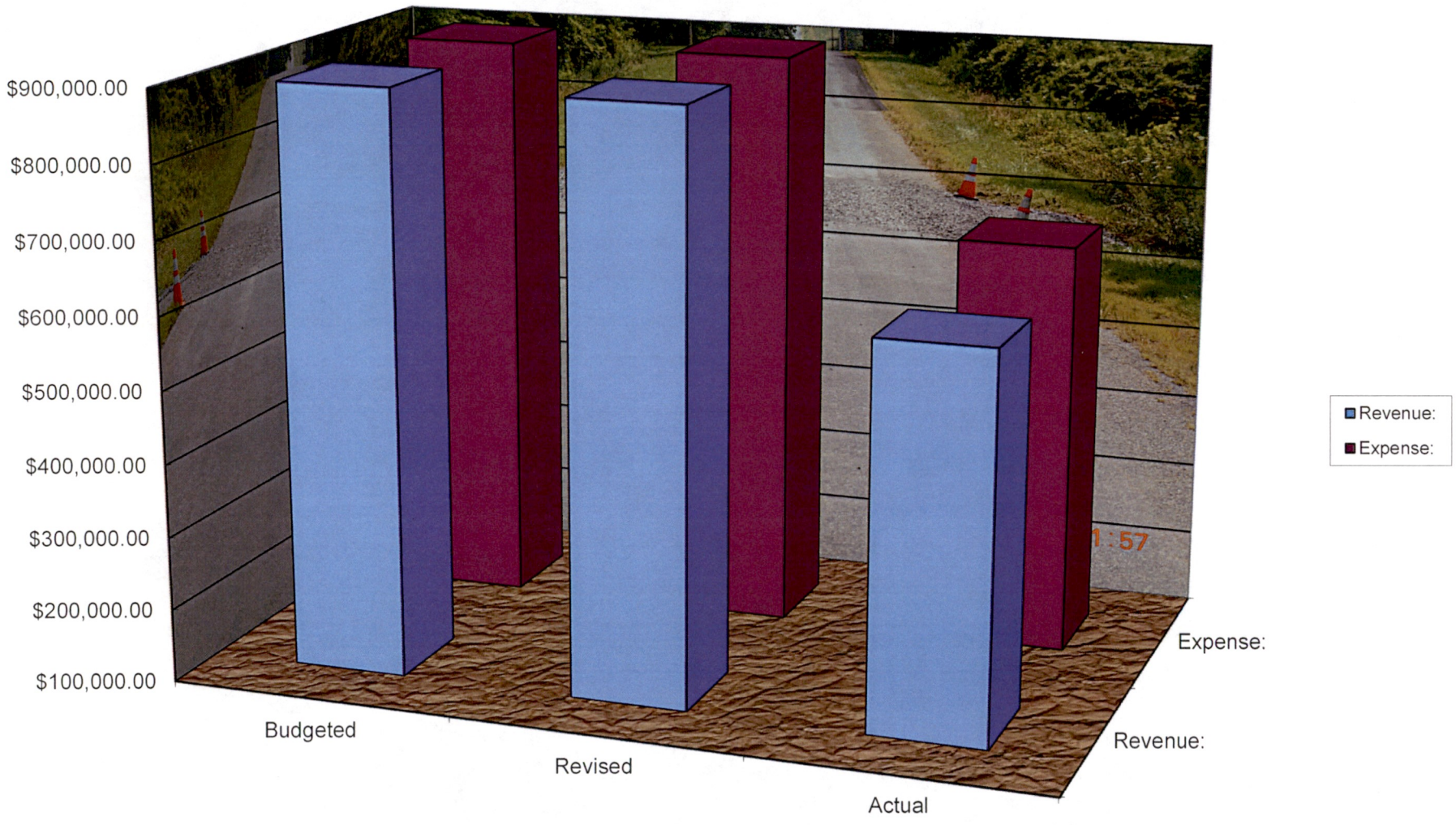
2021 General Fund A - Townwide



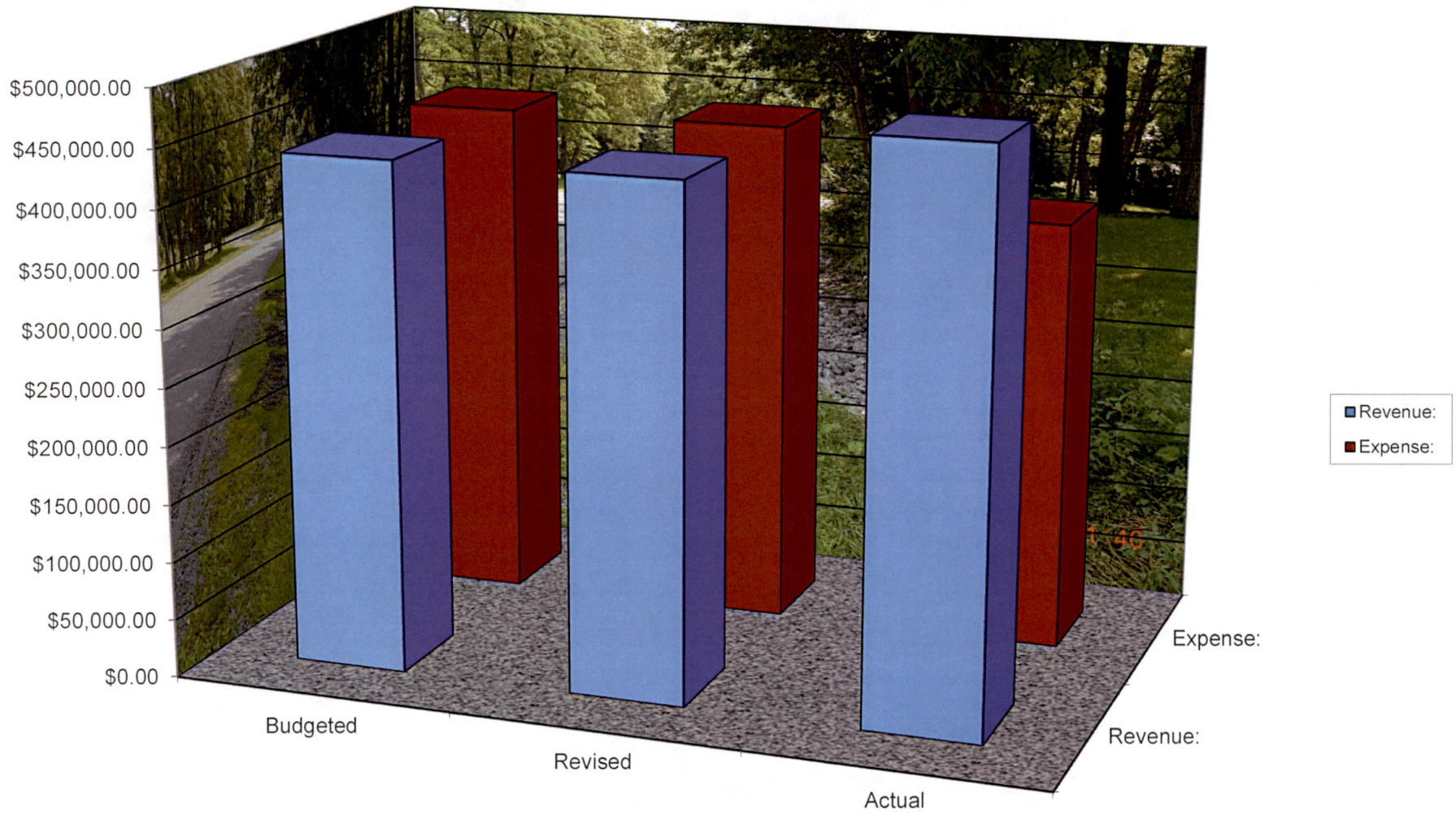
2021 General Fund B - Outside Village



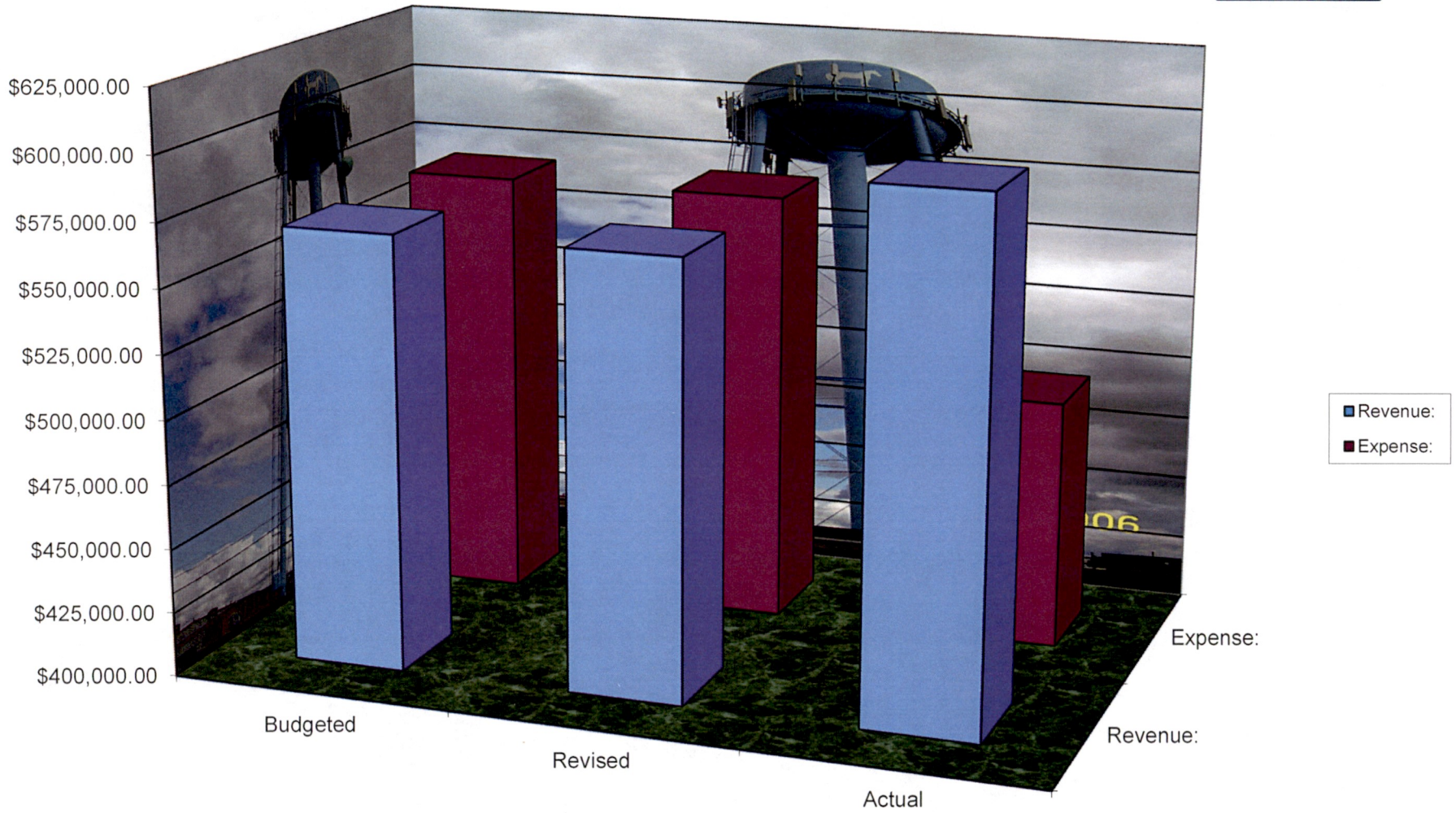
2021
Highway Fund DA - Townwide



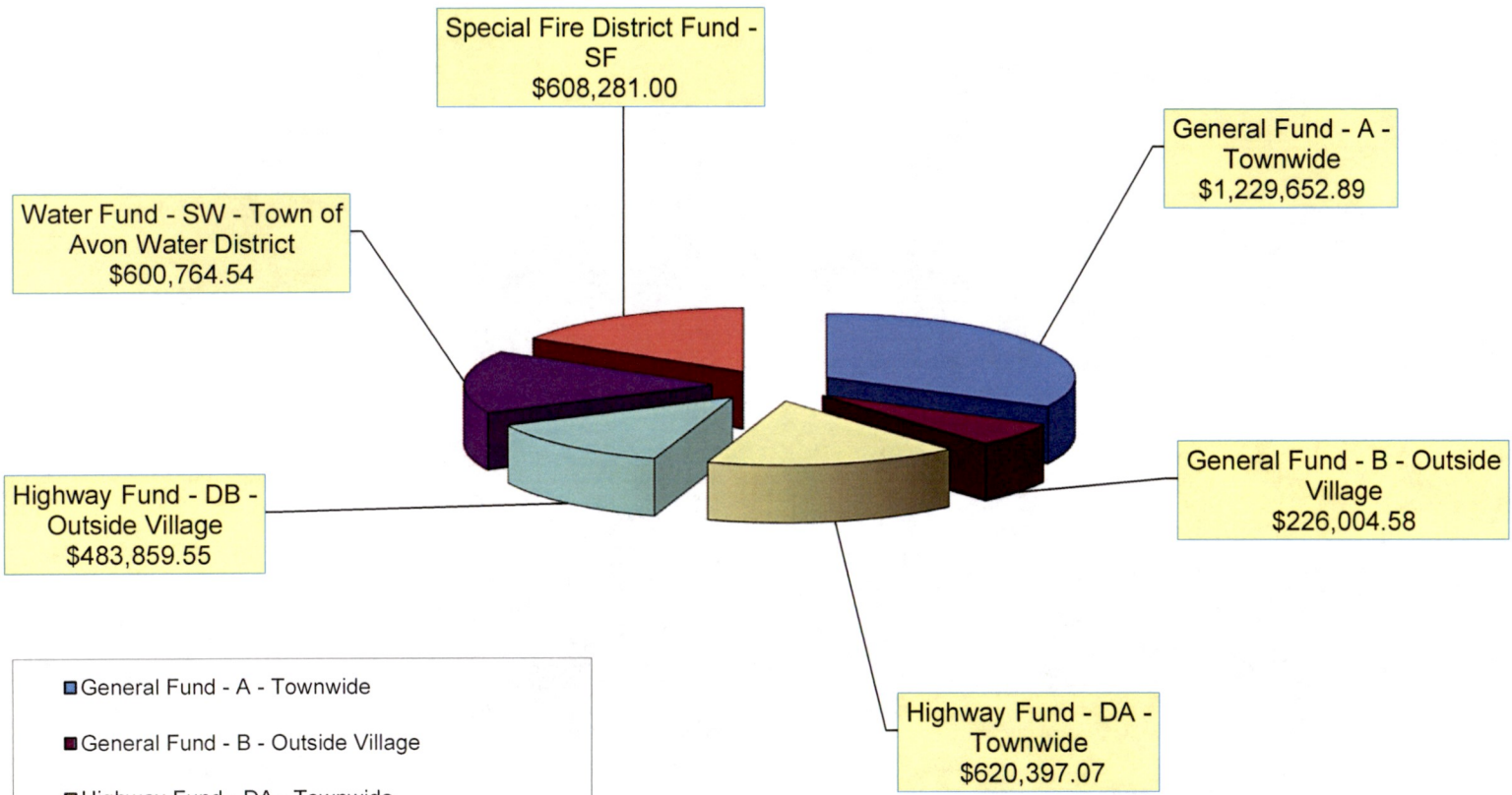
2021
Highway Fund DB - Outside Village



**2021
Water Fund**

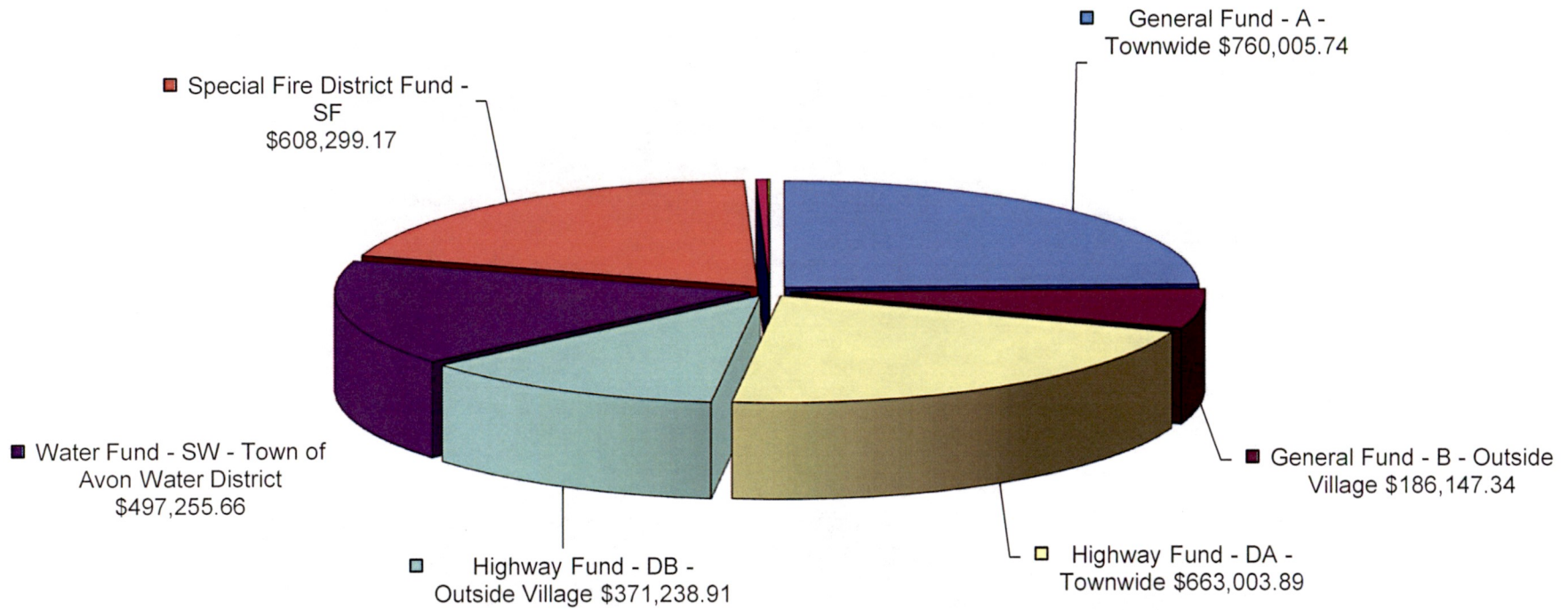


2021 Revenue



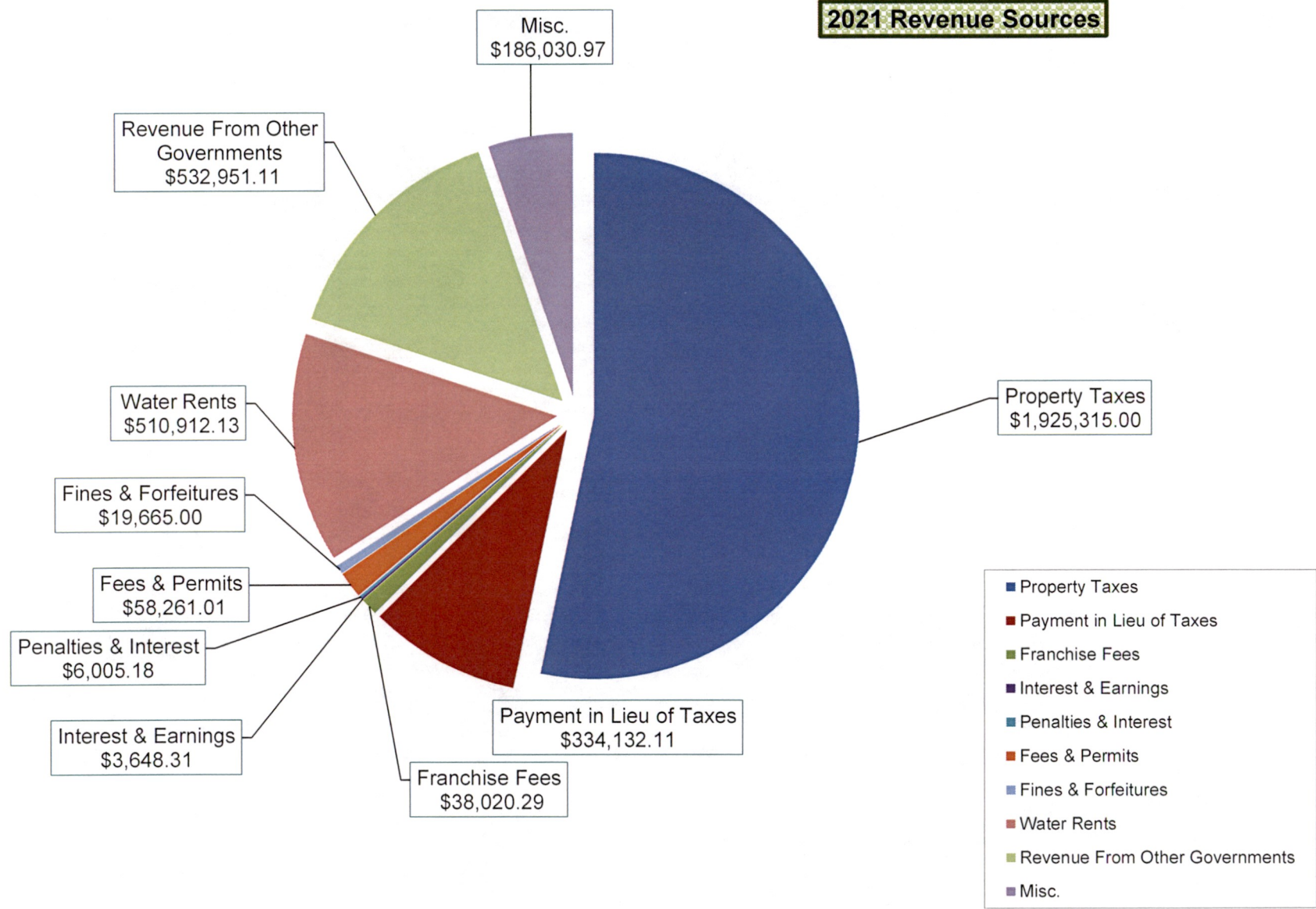
- General Fund - A - Townwide
- General Fund - B - Outside Village
- Highway Fund - DA - Townwide
- Highway Fund - DB - Outside Village
- Water Fund - SW - Town of Avon Water District
- Special Fire District Fund - SF

2021 Town Expenses



■ General Fund - A - Townwide	■ General Fund - B - Outside Village	■ Highway Fund - DA - Townwide
■ Highway Fund - DB - Outside Village	■ Water Fund - SW - Town of Avon Water District	■ Special Fire District Fund - SF

2021 Revenue Sources



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

RESOLUTION #45 AMEND 2022 COMPENSATION SCHEDULE

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

RESOLVE to amend the 2022 Compensation Schedule adopted by Board on January 3, 2022 and amended on the 13th of January as follows:

REMOVE:

2022 Town of Avon Employee Compensation Schedule

Name	Position/Duties	Status	2021 Rate	2022 Rate
Crye, Thomas W.	Highway Superintendent	Elected	\$70,351.00/yr.	\$72,462.00/yr.
	Cemetery Caretaker		\$2,030.00/yr.	\$2,091.00/yr.
	Water		\$11,934.00/yr.	\$12,173.00/yr.

ADD:

2022 Town of Avon Employee Compensation Schedule

Name	Position/Duties	Status	2021 Rate	2022 Rate
Crye, Thomas W.	Highway Superintendent	Elected	\$70,351.00/yr.	\$72,462.00/yr.
	Cemetery Caretaker		\$2,030.00/yr.	\$2,091.00/yr.
	Water		\$11,934.00/yr.	\$12,292.00/yr.

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

RESOLUTION #46 AMEND COUNTY APPROVED POSITIONS

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

RESOLVE to approve removal of the following positions as recommended by Supervisor LeFeber:

Position Title	Current Incumbent	Last Incumbent	Juris. Class.
Assessor, PT	Snyder, Tamara	Brede, Patricia	NC
Cemetery Caretaker	Crye, Thomas	Ayers, Robert	NC
Clerk, PT	Formella, Jill	Schwartz, Robert	NC
Clerk to Town Justice	Cullinan, Jeanette	Cole, Janis	E
Code Enforcement Officer PT	Glise, Brian	N/A	NC
Dep. Highway Superintendent	Cook, Thomas	Rumfola, Richard	E
Deputy Town Clerk	Zapf, Ellen	Dieter, Caroyn	E
Historian PT	Mulligan, Clara	Kingston, Maureen	E
Motor Equipment Operator	Cook, Thomas	Rumfola, Richard	NC
Motor Equipment Operator	Pierce, William	Clements, Wesley	NC
Motor Equipment Operator	Rogers III, William	Kime, James	NC
Motor Equipment Operator	Hendrick, Eric	Kelly Sloan	NC
Motor Equipment Operator	Vacant	McKeown, Joseph	NC
Registrar of Vital Statistics PT	Knight, Sharon	N/A	NC
Secretary to the Supervisor	McDowell, Kimberly	Blie, Mary	E
Typist, PT	McDowell, Kimberly	Isaacson-Sargeant, Jennifer	NC
Building Inspector PT	Vacant	Barrett, Norman	
Clerk, PT	Mulligan, Clara	Watson, Holly	NC
Clerk, PT	Zapf, Jordan	N/A	NC
Clerk/Typist	Vacant	Babbitt, Deborah	C
Clerk/Typist	Vacant	Snyder, Tamara	C
Clerk to Town Justice	Zapf, Jordan	Swafford, Holly	E
Code Enforcement Officer PT	Vacant	Capello, Anthony	NC
Code Enforcement Officer PT	Vacant	O'Keefe, Dean	NC
Construction Project Coor.	Vacant	Biondolillo, James	
Deputy Town Clerk	Vacant	N/A	C
Deputy Town Clerk	Vacant	N/A	C
Historian, PT	Watson, Holly	C	
Laborer	Vacant	Biondolillo, James	L
Meter Reader	Vacant	Farrell, Kenneth	
Records Inventory Clerk	Vacant	N/A	
Town Attorney	Vacant	Ingersoll, Timothy	E
Typist, PT	Vacant	Bishop, Kimberlyly	NC
Typist, PT	Vacant	Snyder, Tamara	NC
Water Maintenance worker	Vacant	Barrett, Norman	NC
Water Maintenance worker	Vacant	McKeown, Daniel	NC
Zoning Inspector, PT	Vacant	Williams, Carl	NC
All positions in Red need to be removed			

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

RESOLUTION #47 REFER TO THE COUNTY TRAFFIC & SAFETY BOARD

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

RESOLVE to request the Town Clerk refer the matter of requesting a turning lane at the entrance to the NYS DEC on Route #5/20 heading west bound to the County Traffic & Safety Board.

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

DISCUSSION – SUPERVISOR REPORT

Supervisor LeFeber reported on the following:

He received a complaint about employees parking on Genesee Street. On Sunday he came to the office and attempted to park in the Town's reserved parking spaces in the back of the Town Hall/Opera Block and there was not a parking space even though we were closed.

A request that meetings be posted on YouTube was received and the Board had discussion that included but was not limited to low to no attendance on zoom meetings as well as the need for someone to perform the task. There was no further Board action.

There was a person of interest for appointment to the Planning Board, but they are no longer interested. The position remains open.

DISCUSSION – THIRD FLOOR RENOVATIONS

Supervisor LeFeber stated a grant application will be re-submitted to the Landmark Society that is due on the 31st of March. The Board approved Megan Klemm, Project Coordinator to visit our Town Hall/Opera Block with Livingston County Grant Writer Julie Barry. A requirement will be to provide probable cost and they will be available after bids are received/accepted.

The Unified Court Grant was approved in the amount of \$54,000.00 for the improvements to the second floor. The \$10,000.00 of the grant specifically for technology including a microphone, monitors and a sound system was not approved.

Councilman Drozdziel stated that the bid date for the 3rd floor renovations was changed to the 24th of February. Also expanded the outreach to improve interest in the project to Builder's Exchange in Rochester and the Southern Tier. Currently there is a large amount of work out to bid so contractors are selective of what projects to bid. In the trades there is an overall concern with staffing, the ability to meet project deadlines and availability of materials.

RESOLUTION #48 AMEND ORIGINAL BIDDING DEADLINE

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

RESOLVE to amend the original bidding deadline with the following legal notice sent to the legal paper, our website, and Town Clerk's bulletin board:

NOTICE OF AMENDED BID REQUEST – TOWN OF AVON OPERA BLOCK RENOVATIONS (CHANGE OF BID DUE DATE)

NOTICE TO BIDDERS: Qualified bidders may submit bids for project as described in this Document. Submit bids in accordance with the Instructions to Bidders as well as all general requirements as described in Contract Documents.

PROJECT IDENTIFICATION: Town of Avon Opera Block Renovations at 23 Genesee Street, Avon, NY 14414. Town of Avon, herein known as "Owner". Owner's Representative: Paul Drozdziel.

PROJECT DESCRIPTION: Contractors shall include all necessary labor, material and equipment to complete renovations to an Historic Building including but not limited: restoration of the third floor of the Avon Opera Block (interior woodwork restoration, restoration of stage, modification repair and replacement of flooring, walls, ceilings, wood stairs); construction of new multi-floor stair tower & site work; ADA accessibility, HVAC, Plumbing, sprinklers, fire alarm, lighting and electrical infrastructure. Further renovations to the second, first and basement floors primarily to support new office and courtroom space reconfigurations is included as a bid alternate.

CONSTRUCTION CONTRACT: Bids will be received for the following Multiple Contract Project Work consisting of the following prime contracts: a) General Construction; b) Plumbing Construction (including fire protection); c) Mechanical Construction; d) Electrical Construction (including fire alarm).

REGULATORY REQUIREMENTS: New York State General Municipal law shall govern submittal, opening, and award of bids. This project is in part funded by a grant from the NYS Office of Parks, Recreation and Historic Preservation through Title 9 of the Environmental Protection Act of 1993. Experience with restoration of Historic Buildings is required. This property has been determined to possess historic and (e.g., architectural, engineering, artistic) significance and is listed in the National Register of Historic Places. The contractor shall recognize that all aspects of the property may potentially contribute to this significance, and the contractor shall not judge the relative significance of any features nor the impact of any or all proposed work. All work shall be consistent with The Secretary of the Interior's Standards for the Treatment of Historic Properties. Project is subject to New York State prevailing wage. All qualified Minority and Women-owned Business Enterprises (M/WBE) suppliers, contractors and / or businesses will be afforded equal opportunity without discrimination because of race, color, religion, national origin, sex, age, disability, sexual preference or Vietnam Era Veterans status. Project goals: MBE = 13% of total contract dollar value, WBE = 17% of total contract dollar value. Prior to the award of the contract, the successful bidder shall submit an (Affirmative Action Plan or Affirmative Action Policy Statement) and a Minority and Women-Owned Business Enterprise Utilization Plan. The consultant/contractor shall be responsible for submitting Affirmative Action/Equal Employment Opportunity and Minority and Women-Owned Business Enterprise Compliance Reports and making good faith efforts to meet Affirmative Action/Equal Employment Opportunity and Minority and Women-Owned Business Enterprise goals. Sanctions may be imposed for failure to comply with Affirmative Action/Equal Employment Opportunity and Minority and Women-Owned Business Enterprise contract requirements.

BID SUBMITTAL AND OPENING: By submitting a bid, the bidder represents and warrants that it is familiar with all federal, state and local laws and regulations and will conform to said laws and regulations.

AMENDED Bid Date: **February 24, 2022.** Sealed bids shall be delivered to the Town of Avon at 23 Genesee St, Avon, NY 14414, attention: Kim McDowell. All bids must be received on or before **2:00 p.m. (local time) on February 24, 2022.** Sealed bids will be thereafter publicly opened and read aloud at 23 Genesee St, Avon, NY 14414 (2nd Floor Conference Room). Proposals may be hand delivered or mailed to the above location and must be received by such time as indicated above.

PREBID MEETING: A Prebid meeting for all bidders will be held at 23 Genesee St, Avon, NY 14414 (2nd Floor Conference Room) on **January 25, 2022 at 10:00** a.m. local time. Prospective prime bidders are encouraged to attend.

PRINTED PROCUREMENT AND CONTRACTING DOCUMENTS: Obtain after **January 20, 2022**, by contacting City Blue Imaging Services, 585.454.1695, <https://cityblue.wetransfer.com>. All costs associated with obtaining bid documents are the responsibility of the Contractor.

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

RESOLUTION #49 ACCEPT THE CLAIMS

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

RESOLVE to accept for payment Abstract 2022-03 in the following amounts:

Concerning ABSTRACT of Claims Number 2022-03 including claims as follows:

General Fund	Amounts totaling \$22,128.99
Highway Fund	Amounts totaling \$6,434.56
Water Fund	Amounts totaling \$71,074.25
Royal Springs Lighting	Amounts totaling \$1,134.11

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

DISCUSSION – OPEN ITEMS

Deputy Supervisor Mairs has rescheduled audits of the Town Clerk/Tax Collector and Town Court. They will take place on Wednesday February 16, 2022.

On motion of Deputy Supervisor Mairs, seconded by Supervisor LeFeber the meeting was adjourned at 7:52 P.M.

Respectfully submitted by:

Sharon M. Knight, MMC/RMC Town Clerk