

A regular meeting of the Town of Avon was held on Thursday, December 29, 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, Paul Drozdziel, and Malachy Coyne

OTHERS: Jennifer Shannon, Deputy Town Clerk

VISITORS: Bob Westfall, Clara Mulligan, Christine Quinlan, Craig LeFeber, and Chuck Morgan

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

**VISITOR COMMENTS:**

- Christine Quinlan: Brainstorming programing for the 3<sup>rd</sup> floor. Wants to make sure they are hitting on what was in the grant application. Some options to look more into are:
  - Skilled Employment
  - Child Care
  - Veterans
  - Work Force Development
  - AA
  - CASA
  - Boy Scouts and Girl Scouts
  - Preservation and Historical Society
  - Rotary and Lions
  - Library- If they needed a larger space for programming.
  - Lifespan
  - Avon Central and the Genesee Council on Arts for programming
  - English as a 2<sup>nd</sup> language
  - Livingston County Tourism
  - Avon Recreation Programing
  - Holiday Spectacular
- Having a Programing Coordinator was talked about. Will have to explore options for that in the future. Need to think about how to manage the responsibilities of the 3<sup>rd</sup> floor.
- The Town Board said they do not want to compete against the private sector.
- Councilman Drozdziel:
  - Does not want to allow alcohol.
  - He said it's going to take coordination for the types of events that take place. There will only be 8 tables and 16 chairs provided. If people need more amenities for their program, they will have to coordinate that.

- There is no sound system (example for a band), but there will be a voice system with microphones for meetings. Some of the necessities that a large venue may be looking for will not be provided.
- The Town has to heat and cool the space, clean the space, and the bathrooms will be on the second floor. How do you gage a price for a large event where there is more work involved? More details need to be looked into.
- Bob feels it is important that the 3<sup>rd</sup> floor stay available for the cultural enrichment of the public and not for bands, parties, etc. It should be used for things that benefit the citizens of Avon (community-based programs).
- There would need to be a contract drawn up for the use of the facility that each event would have to fill out.
- Right now, it is looking like renovations will be completed in April.

### **RESOLUTION #241 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 October 25, 2022, with the addition of the Memorandum of Understanding, 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 Coyne- Aye, Councilman Harrington - Aye, Deputy Supervisor Mairs - Aye, Supervisor LeFeber – Aye**

### **RESOLUTION #242 APPROVAL OF MINUTES**

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

RESOLVE to approve the minutes of December 08, 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 Drozdziel – Aye, Councilman Coyne- Aye, Councilman Harrington - Aye, Deputy Supervisor Mairs - Aye, Supervisor LeFeber – Aye**

### **DISCUSSION – AGENDA POSTING ON WEB-SITE**

- Supervisor LeFeber would like to see the agenda posted to the website Monday or Tuesday before the meeting. This will give the Avon Citizens more time to review for the upcoming meeting that week.

**DISCUSSION-ATTORNEY REPORT**

Attorney Campbell was not present for this meeting. Supervisor LeFeber provided the following report;

- Moratorium on solar
- There will be an upcoming meeting on the Local Law for the Moratorium.

**TOWN OF AVON LOCAL LAW NO. T-7B of 2022****A LOCAL LAW ESTABLISHING A TEMPORARY LAND USE  
MORATORIUM PROHIBITING LARGE SCALE SOLAR  
INSTALLATIONS (TYPE 2 SOLAR ENERGY SYSTEMS AS  
DEFINED IN THE TOWN OF AVON ZONING ORDINANCE)  
WITHIN THE TOWN OF AVON**

Be it enacted by the Town Board of the town of Avon as follows:

**SECTION 1. PURPOSE AND INTENT.**

This local law is intended to temporarily prohibit the creation or siting of Type 2 Solar Energy System (as defined in the Town of Avon Zoning Ordinance §130-79) within the Town of Avon for a period of up to twelve (12) months, pending the further development and adoption of local laws and/or ordinances prepared to supplement or modify the current regulations contained in Article XV of the Town of Avon Zoning Ordinance (hereafter “Zoning Code”) and which govern such installations.

The objective of this moratorium is to allow the Town of Avon to assess and update its current regulatory framework relating to the appropriateness of the use, siting and regulatory processes associated with Type 2 Solar Energy Systems, so as to better promote community planning and development values in the context of the rapidly changing technology and industry of large-scale solar installations. During the pendency of the moratorium, the Town Board will consider whether Type 2 Solar Energy Systems are still an appropriate use of land within the Town of Avon and if so, how best to permit such installations so as to harmoniously integrate such installations with the existing residential and agricultural community and landscape. Moratoria are useful in controlling or temporarily inhibiting development until satisfactory and updated regulations are adopted.

For these reasons, the Town Board finds that the temporary moratorium legislation is both advisable and necessary for a reasonable and defined period of time in order to further develop and adopt necessary zoning and land use changes to the Town of Avon Zoning Ordinance, thus protecting and furthering the public interest, health and safety.

**SECTION 2. TEMPORARY MORATORIUM.**

- A. There is hereby adopted in the Town of Avon a twelve (12) month moratorium on the consideration, receipt or granting of land use applications, Site Plan approval, Special Use Permits and zoning changes or amendments to permit the siting or creation of Type 2 Solar Energy Systems.

“Type 2 Solar Energy Systems” are as defined by §130-79 of the Zoning Code as  
“A Ground-Mounted Solar Energy System intended to produce energy for off-site

sale to and consumption by one or more customers.” Any installations by, or undertaken on behalf of individual landowners, householders, businesses or farmers, primarily for the purpose of off-setting their own electric energy use is not a Type 2 Solar Energy System and shall be specifically exempted from this moratorium. However, any such exempted solar energy systems or generating improvements shall not generate in excess of 110% of the one year average annual consumption of such individual landowner, householder, business or farmer.

Notwithstanding the above, this moratorium shall not apply to any Type 2 Solar Energy System project for which the Town Planning Board and Zoning Board of Appeals have made determinations that they have received a completed application and commenced the Site Plan and Special Use Permit review process or granted approval for the same.

- B. During the term of the moratorium the Town Board intends to develop, consider and adopt changes to its land use local laws and/or Zoning Code so as to more effectively regulate Type 2 Solar Energy Systems. Said moratorium shall be effective as of the date set forth hereinbelow.
- C. While the moratorium is in effect, no applications shall be accepted, and no permits issued or approvals given by any Board, agency or official of the Town of Avon for the siting or creation of a Type 2 Solar Energy System.

### **SECTION 3. APPLICABILITY.**

The provisions of this local law shall apply to all real property within the Town of Avon, and all land use applications for the siting or creation of Type 2 Solar Energy Systems within the Town of Avon.

### **SECTION 4. RELIEF FROM APPLICABILITY OF MORATORIUM.**

Applications for land use otherwise subject to this moratorium may be exempted from the provisions of this local law following a noticed public hearing before the Town Board, at which hearing the Town Board shall consider:

1. The proximity of applicant’s premises or the subject of applicant’s request for relief to natural resources, including but not limited to prime agricultural soils, wetland areas, conservation districts and other environmental concerns.
  2. The impact of the proposed application on the applicant’s premises and upon the surrounding area.
  3. Compatibility of the proposed application with the existing land use and character of the area in general proximity to the subject of the application, and its effect upon aesthetic resources of the community.
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Enforcement officer to accept, process, and approve land use applications within certain statutory time periods.

**SECTION 6. CONFLICTS.**

For and during the stated term of this legislation, unless the stated term thereof shall be modified or abridged by the Town Board, this moratorium shall take precedence over and shall control over any contradictory local law, ordinance, regulation or Code provision.

**SECTION 7. SEVERABILITY.**

The invalidity of any word, section, clause, sentence, paragraph, part or provision of this local law shall not affect the validity of any other part of the law which can be given effect without such invalid part or parts.

**SECTION 8. EFFECTIVE DATE.**

The effective date of this local law shall be immediate upon its filing with the Secretary of State, or upon actual submission of a copy of the adopted local law to any individual, person or applicant.

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4. Compatibility of the proposed application with the recommendations of any administrative body that would absent this Moratorium, be charged with such review by the Town of Avon.
5. The written opinion of the Town of Avon Planning Board, Zoning Board of Appeals and the Town of Avon Code Enforcement Officer that such application may be jeopardized or made impractical by waiting until the moratorium is expired.
6. Such other relevant considerations and issues as may be raised by the Town Board.

The Town Board shall have sixty (60) days after conducting the public hearing to make a determination on the requested relief. In making a determination concerning a proposed exemption or grant of relief from application of the moratorium, the Town Board may obtain and consider reports and information from any source it deems to be consistent with review of said application. A grant of relief from application of the moratorium shall include a determination of unreasonable hardship upon the property owner which is unique to the property owner, and a finding that the grant of an exemption will be in harmony with and will be consistent with the recommendations of the Comprehensive Plan.

An application for relief of application of the moratorium shall be accompanied by a fee of \$2,500.00, together with the applicant's written undertaking, in a form to be approved by the Town Attorney, to pay all of the expenses of the Town Board and any agent or consultant retained by the Town Board to assist the Town in evaluating and considering the merits of such application. In the alternative to an undertaking, the Town, at its sole discretion, may require the applicant to provide moneys (in addition to the \$2,500.00 fee above) to be held in a non-interest bearing escrow account for the purposes of paying for the expenses anticipated herein. Such initial amount to be paid into escrow shall be determined by the Town Board and the Town Board may require subsequent deposit of additional funds should the initial escrow amount not be adequate to pay for all such expenses.

#### **SECTION 5. STATUTORY AUTHORITY; SUPERCESSION.**

This local law is promulgated and adopted pursuant to Municipal Home Rule Law and the State Environmental Quality Review Act, and its implementing regulations. It expressly supersedes any provisions of the Town Code of the Town of Avon, and sections 267, 267-a, 267-b, 267-c, 274-a, 274-b and 276 of the Town Law of the State of New York. Furthermore, this chapter shall supersede the New York State Environmental Conservation Law section 3-0301(1)(b), 3-0301(2)(m) and 8-0113 and 6 NYCRR Part 617, also known as the State Environmental Quality Review Act, as it pertains to applications that are neither excluded nor exempt from this local law.

This local law shall supersede and suspend those provisions of the Code of the Town of Avon and New York state law which require the Planning Board and the Town Code

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**DISCUSSION CONTINUED-ATTORNEY REPORT**

- Exemption income limits have changed for both the Senior Citizens’ Exemption and the Persons with Disabilities and Limited Incomes (Section 459-c RPTL).
- The Town needs to do 2 public hearings and a Local Law will need to be made.
- This should be done as quickly as possible because anyone who qualifies needs to have their paperwork filled out and given to the Town Assessor Tami Snyder, by March 1<sup>st</sup>.
- There is a public hearing January 26<sup>th</sup> for Chapter 39 of the Code of the Town of Avon to provide for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code and the State Energy Conservation on Construction Code.



**LIVINGSTON COUNTY  
REAL PROPERTY TAX SERVICES**

Livingston County Government Center  
6 Court Street, Room 207  
Geneseo, New York 14454-1043

www.livingstoncounty.us

William E. Fuller, CCD

Phone: 585-243-7192

Fax: 585-243-7189

e-mail: wfuller@co.livingston.ny.us

TO: Taxing Jurisdiction Officials

FROM: William E. Fuller, Director *WEF*

DATE: December 21, 2022

SUBJECT: Exemption Income Limits

RECEIVED

DEC 23 2022

SEAL OF LIVINGSTON COUNTY  
TOWN OF AVON, NEW YORK

At the Livingston County Board of Supervisors meeting on December 21, 2022, the Board approved raising the exemption income limits for both the Senior Citizens’ Exemption (Section 467 RPTL) and the Persons with Disabilities and Limited Incomes (Section 459-c RPTL). The 50% level will increase from \$20,000 to \$28,000. With the sliding scale added, the upper limit will increase from \$28,399 to \$36,399.99 at the 5% level. Enclosed is a chart showing the income levels and corresponding percent of exemption. The current parameters used by jurisdictions (towns, schools and villages) are enclosed for informational purposes.

Taxing jurisdictions that maintain income levels at amounts that are different from the County are *not* being asked to change their levels. However, for Towns, Schools and Villages that choose to change their exemption income limits and maintain equivalent with the County, please add a discussion item to the next Board meeting agenda and begin proceedings for public hearings and filing of local laws. ***If your jurisdiction chooses to maintain limits as they currently are, no action is necessary.***

Property owners will be filing exemption paperwork soon. Therefore, having the up-to-date income limits for each jurisdiction as soon as possible will enable assessors to process exemption forms as they are received.

An Income Limit Questionnaire is also enclosed. The information on this form will assist this office as well as town assessors to efficiently and effectively maintain files. Regardless if your jurisdiction changes income limits for the 2023 assessment roll year or maintains 2022 limits, please complete and return the questionnaire by January 13, 2023.

Thanking you in advance for your prompt attention to this matter. Please contact my office with any questions.

WEF:sej

Enclosures

PC Shannon Hillier, County Attorney  
Ian M. Coyle, County Administrator  
Town Assessors  
Town Clerks

**2023 ASSESSMENT ROLL LIMITS**

**2023  
LIVINGSTON COUNTY**

**SENIOR CITIZENS' EXEMPTION (RPTL-467)  
AND  
PERSONS WITH DISABILITIES AND LIMITED INCOMES EXEMPTION (RPTL-459-c)**

**Exemption Income Limits and Percentage of Exemption**

<u>INCOME</u>		<u>RESIDENTIAL EXEMPTION</u>
\$0.00	- \$28,000	50%
\$28,000.01	- \$28,999.99	45%
\$29,000.00	- \$29,999.99	40%
\$30,000.00	- \$30,999.99	35%
\$31,000.00	- \$31,899.99	30%
\$31,900.00	- \$32,799.99	25%
\$32,800.00	- \$33,699.99	20%
\$33,700.00	- \$34,599.99	15%
\$34,600.00	- \$35,499.99	10%
\$35,500.00	- \$36,399.99	5%



**CURRENT 2022 ASSESSMENT ROLL LIMITS**

**LIVINGSTON COUNTY**

**SCHOOL -- Exemption Income Limits**

**Senior Citizens Exemption (RP-467)  
and**

**Persons with Disabilities and Limited Incomes Exemption (RP-459-c)**

	Senior Citizen	Disability
AVON CENTRAL	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
CALEDONIA-MUMFORD CENTRAL	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
CANASERAGA CENTRAL	\$6,500 (50%) - \$13,999.99 (10%)	NO
DANSVILLE CENTRAL	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
GENESECO CENTRAL	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
HONEOYE CENTRAL	\$12,500 (50%) - \$18,199.99 (20%)	\$12,500 (50%) - \$18,199.99 (20%)
HONEOYE FALLS-LIMA CENTRAL	\$24,000 (50%) - \$32,399.99 (5%)*	\$24,000 (50%) - \$32,399.99 (5%)*
KESHEQUA CENTRAL	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
LEROY CENTRAL	\$17,500 (50%) - \$25,899.99 (5%)	\$17,500 (50%) - \$25,899.99 (5%)
LIVONIA CENTRAL	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
MT. MORRIS CENTRAL	\$19,500 (50%) - \$27,899.99 (5%)	\$19,500 (50%) - \$27,899.99 (5%)
NAPLES CENTRAL	\$15,000 (50%) - \$20,699.99 (20%)	NO
PAVILION CENTRAL	\$16,500 (50%) - \$24,899.99 (5%)	NO
PERRY CENTRAL	\$12,000 (50%)	NO
WAYLAND-COHOCTON CENTRAL	\$20,000 (50%) - \$28,399.99 (5%)	NO
WHEATLAND-CHILI CENTRAL	\$29,000 (50%) - \$37,399.99 (5%)	\$29,000 (50%) - \$37,399.99 (5%)
YORK CENTRAL	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)

\* Permits applicants to subtract from their incomes all medical and prescription drug expenses that are not reimbursed or paid by insurance. Long term care premiums to be included in medical expenses.

**CURRENT 2022 ASSESSMENT ROLL LIMITS**

**LIVINGSTON COUNTY**

**VILLAGE -- Exemption Income Limits**

**Senior Citizens Exemption (RP-467)  
and  
Persons with Disabilities and Limited Incomes Exemption (RP-459-c)**

	<b>Senior Citizen</b>	<b>Disability</b>
AVON	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
CALEDONIA	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
DANSVILLE	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
GENESEO	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
LEICESTER	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
LIMA	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
LIVONIA	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
MT. MORRIS	\$19,500 (50%) - \$27,899.99 (5%)	\$19,500 (50%) - \$27,899.99 (5%)
NUNDA	\$19,500 (50%) - \$27,899.99 (5%)	NO

**CURRENT 2022 ASSESSMENT ROLL LIMITS**

**LIVINGSTON COUNTY**

**TOWN -- Exemption Income Limits**

**Senior Citizens Exemption (RP-467)**

and

**Persons with Disabilities and Limited Incomes Exemption (RP-459-c)**

	<b>Senior Citizen</b>	<b>Disability</b>
AVON	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
CALEDONIA	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
CONESUS	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
GENESE0	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
GROVELAND	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
LEICESTER	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
LIMA	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
LIVONIA	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
MT. MORRIS	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
NORTH DANSVILLE	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
NUNDA	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
OSSIAN	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
PORTAGE	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
SPARTA	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
SPRINGWATER	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
WEST SPARTA	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
YORK	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)
LIVINGSTON COUNTY	\$20,000 (50%) - \$28,399.99 (5%)	\$20,000 (50%) - \$28,399.99 (5%)

**Livingston County Sliding Scale**

	<b>Income Level</b>	<b>Residential Exemption</b>
	\$0.00 - \$20,000	50%
	\$20,000.01 - \$20,999.99	45%
	\$21,000.00 - \$21,999.99	40%
	\$22,000.00 - \$22,999.99	35%
	\$23,000.00 - \$23,899.99	30%
	\$23,900.00 - \$24,799.99	25%
	\$24,800.00 - \$25,699.99	20%
	\$25,700.00 - \$26,599.99	15%
	\$26,600.00 - \$27,499.99	10%
	\$27,500.00 - \$28,399.99	5%

**INCOME LIMIT QUESTIONNAIRE**

TO: Livingston County Real Property Tax Services  
 FROM: \_\_\_\_\_  
 TAXING JURISDICTION: \_\_\_\_\_  
 DATE: \_\_\_\_\_  
 SUBJECT: 2023 Property Tax Exemption Income Limits

PLEASE CAREFULLY READ EACH SELECTION AND "✓" THOSE THAT APPLY.

For both the **Senior Citizens'** exemption and **Persons with Disabilities and Limited Income** exemptions:  
 ( ) This jurisdiction has reviewed exemption income levels, and will maintain exemption income levels consistent with Livingston County for the 2023 Assessment Roll year. \$28,000 (50%) - \$36,399.99 (5%)

For the **Senior Citizens'** exemption only:  
 ( ) This jurisdiction has reviewed exemption income levels, and will maintain exemption income levels consistent with Livingston County for the 2023 Assessment Roll year. \$28,000 (50%) - \$36,399.99 (5%)

For the **Persons with Disabilities and Limited Incomes** exemption only:  
 ( ) This jurisdiction has reviewed exemption income levels, and will maintain exemption income levels consistent with Livingston County for the 2023 Assessment Roll year. \$28,000 (50%) - \$36,399.99 (5%)

( ) This jurisdiction has scheduled a meeting with the appropriate board to review exemption income levels to be used for the 2023 Assessment Rolls.

Complete this section only if your jurisdiction currently maintains exemption income levels *different* from the 2023 scale used by Livingston County. (please specify)

( ) ► This jurisdiction would like the exemption income limit indicated below used for the **Senior Citizens'** exemption for the 2023 Assessment Roll. (If on a sliding scale, please indicate the sliding scale range.)

\_\_\_\_\_

( ) ► This jurisdiction would like the exemption income limit indicated below used for the **Persons with Disabilities and Limited Income** exemption for the 2023 Assessment Roll. (If on a sliding scale, please indicate the sliding scale range.)

\_\_\_\_\_

Additional comments:

**\*\*\* PLEASE RETURN THIS FORM BY January 13, 2023 \*\*\***

Real Property Tax Services, 6 Court Street, Room 207, Geneseo, NY 14454  
 Or Fax: 585-243-7189

**DISCUSSION- HIGHWAY/WATER REPORT**

Highway/Water Superintendent Crye was not present for the meeting due to a water leak. Supervisor LeFeber provided the following report:

- Water leak on 5 and 20. There was a leak there previously and they had trouble fixing it. They are going to replace a valve.
- They have been working in the shop, brush, tree and snow removal.
- There is a shared roller with the Town of Lima. The roller needed to be repaired. It will cost about \$8,000-\$9,000 and the Town of Lima will pay half.
- There was a loss power for a day last weekend with the storm due to a power line on Pole Bridge Road. They do have a couple of smaller generators.
- Casella is taking over Shanks. We have to decide if the Town wants to go with Casella.
- May 13<sup>th</sup>, June 10<sup>th</sup> and September 9<sup>th</sup> are the dump days scheduled for the Town 2023.
- Manpower provided by Casella if the Town decides to use them will be \$23 per hour for the dump days. Shanks used to charge \$17.00 per hour.
- Councilman Harrington suggested to look into having the citizens of Avon dump their own trash. This way there wouldn't need to be as many additional people hired for dump days, in which will save the Town money.
- New heating and cooling unit at the pump house.
- Everyday maintenance and sampling of water.

**DISCUSSION – ENGINEER REPORT**

MRB Group Engineer Dave Willard was not present for the meeting. Supervisor LeFeber provided the following report:

- Agreement with the Village at the joint meeting previously held for the tank study and THM removal.
- Working on the application forms for planning and zoning

**DISUSSION- CODE ENFORCEMENT REPORT**

Code Enforcement Brian Glise was not present at the meeting. Supervisor LeFeber provided the following report:

- Not much to report. If there are any questions they can be given to Brian.
- There is still steer on Gilbert Mills and the property owner was supposed to rehome them. She is not supposed to have any animals and they are living in bad conditions. The Town may have to take her back to court depending on the date that the Court gave her. There is a process the Town must follow but she can be cited again and taken back to court. An update will be request from Brian.

**DISCUSSION- TOWN CLERK REPORT**

Town Clerk Sharon Knight provided a written report and confirmed that the Town Board received prior to meeting.

Description	Information/Update
<b>Department/Committee:</b>	Town Clerk/Collector, Registrar, Records Management Officer, Marriage Officer, Notary
<b>Department Head:</b>	Sharon M. Knight, MMC/RMC
<b>Date of Report:</b>	December 23, 2022
<b>Requests for Town Board Decisions:</b>	<ol style="list-style-type: none"> <li>1. Approval of minutes not yet considered: October 25, 2022 &amp; December 8, 2022</li> <li>2. Abstract 2022-24</li> <li>3. Destroy Records Request</li> </ol>
<b>Key Points/Updates:</b>	<ol style="list-style-type: none"> <li>1. Working to keep up.</li> </ol>
<b>Routine Updates:</b>	<ol style="list-style-type: none"> <li>1. Scanning daily records into Laserfiche.</li> <li>2. Dog Licenses, Conservation Sales, Marriage Licenses, Marriage Ceremony, Faxing, Coping, Notary Service, Local Laws, Legal Notices and Budget</li> <li>3. Preparing for taxes</li> </ol>

**RESOLUTION #243 APPROVAL OF DISTRUCTION OF RECORDS**

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

Resolve that the Town Clerk destroy the following records:

**Town of Avon**  
Index of Destroyed Records

In accordance with the current SARA LGS-01 Records Retention & Disposition Schedule, the following records have been determined to be obsolete and are to be destroyed:

Record Series Name or Description	LGS-1 Section Number	Inclusive Dates	Cubic Feet Destroyed	Date Record Obsolete
Tax files	Taxation & Assessment 1047a	2015-2016	1 Box	2021-2022
	Licenses & Permits, 610a, Fiscal-Banking & Investments 475, Reports			
Town Clerk Records	555	2016	1 Box	2022
Correspondence	General 53c	2021	1 inch	2022

Confidential? Yes  No  Department Approval: \_\_\_\_\_ Date: \_\_\_\_\_  
 RMO Approval: \_\_\_\_\_ Date: \_\_\_\_\_  
 Date of Destruction \_\_\_\_\_ Board Approval: \_\_\_\_\_ Date: \_\_\_\_\_  
 Attorney Approval: \_\_\_\_\_ Date: \_\_\_\_\_

Z, documents, records management destroyed records, 2022

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

**RESOLUTION #244 APPOINTMENT TO THE POSITION OF TOWN OF AVON PLANNING BOARD**

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

RESOLVE to appoint Christopher Sterner to the position of Planning Member, term to expire December 31, 2029.

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

**DISCUSSION- PLANNING/ZBA BOARDS**

- Jeff Passarell is on the Zoning Board of Appeals and does not wish to continue. There will be an opening.
- There was some discussion about the possibilities of making the Planning and Zoning Board of Appeals one board. A final decision has not been made.

**DISCUSSION- WATER COMPUTER QUOTE**

- Hardware and software need to be updated for the Town's water system.

**RESOLUTION #245 APPROVE THE PURCHASE OF SCADA UPGRADE**

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

RESOLVE to purchase the upgrades from AquaLogics for the Town's water system as follows:



5 Dwight Park Drive  
Syracuse, NY 13209  
Phone: (315) 413-0400  
Fax: (315) 413-0404

Proposal # Q7-22-006A  
December 28<sup>th</sup>, 2022

To: Whom It May Concern

Reference: SCADA Computer Upgrade

AquaLogics Systems, Inc. is pleased to offer the following proposal for your consideration.

Equipment:

The below pricing includes a Dell computer to replace the existing SCADA computer. This quote only includes the Dell computer tower. It does not include a monitor, keyboard, or mouse. The computer comes with a four core Xeon processor 4.6 GHz, 64 GB memory, dual 1 TB SSD's, and Microsoft Windows 10 Pro 64 bit. This quote does not include Microsoft Office.

The pricing includes the following:

Qty. 1 – Dell Precision T5820, Four Core Xeon Processor 4.6 GHz.

Pricing:

**Total Price..... \$3,750.00**

Taxes

Sales or Use Taxes are not included



Warranty:

All proposed equipment is warranted against system failure due to defects in workmanship and/or materials for a period of twelve (12) months from equipment start-up, not to exceed eighteen (18) months from date of shipment from our factory. This warranty does not cover failures due to human negligence and/or acts of nature. Parts with longer warranty periods will be covered for the duration of the warranty offered by the manufacturer.

Freight:

FOB, Factory prepaid and included.

Delivery:

4-6 wks, after receipt of order.

Terms:

Net 30 days

Thank you for the opportunity to provide you with our quotation, should you have any questions or desire additional information please don't hesitate to contact our office.

Best regards,  
AquaLogics Systems, Inc.

Andrew Hughes

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

**DISCUSSION- BAN**

- Community Bank gave a rate of 4.39%. Supervisor LeFeber will move forward with this.

**RESOLUTION #246 ACCEPT THE CLAIMS**

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

RESOLVE to accept for payment Abstract 2022-24 in the following amounts:

Concerning ABSTRACT of Claims Number 2022-24 including claims as follows:

General Fund	Amounts totaling \$230,933.90
Highway Fund	Amounts totaling \$15,481.69
Water Fund	Amounts totaling \$8,541.18
Royal Springs Lighting	Amounts totaling \$1,300.50

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

**DISCUSSION- OPERA BLOCK/TOWN HALL RENOVATION**

- Councilman Drozdziel gave an update on the renovations as follows:
  - All trades are progressing, concentration on completing 1st floor holdup on material delivery anticipated completion February
  - 3rd floor deliver of Heat pumps continue to be delayed, moving forward with walls mechanical installations, converting dry sprinkler system to wet
  - Provided furniture proposal based on state contract pricing
  - Stage curtain to be provided as per proposal from Drapery Industries and color selection by NKB

Below is pricing for the stage curtains and track for the Town of Avon:

Prism 14 oz.	\$6,300.00
Encore 16 oz.	\$7,300.00
Prism 22 oz.	\$7,000.00
Encore 22 oz.	\$8,150.00

Pricing includes installation at applicable NYS Prevailing Wage rates and excludes tax.

For the curtains, I assumed 60% fullness, with a 2' center overlap (each side, so 4 foot total) and a full width turnback on the leading edges of both panels. These are generally considered industry standards. That said, you could save some money if you opted to go 50% fullness, 1' overlap each side and a half width turnback.

For the track, I quoted [ADC BeSteel Model 170](#). If you are fine with minimal overlap in the center (8" total), you could save some money by using the [ADC Specifine Model 113](#).

Once you've selected a fabric, I will put the pricing into a formal quote and send over.

Please let me know if you have any questions or comments and thank you for the opportunity.

Thank you,

*Eric*

Eric Kosinski  
Vice President  
Drapery Industries, Inc.

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### **RESOLUTION #247 CURTAIN PURCHASE**

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

RESOLVE to approve the curtain purchase for the stage on the 3<sup>rd</sup> floor of the Opera Block/Town Hall from Drapery Industries, encore 22 oz. at a cost of \$8,150.00.

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

### **DISCUSSION- OPERA BLOCK/TOWN HALL RENOVATION-continued**

- The board took a straw vote for the approval of proceeding to get bids for technology for the 3<sup>rd</sup> floor.

Discussion for furniture for the 3<sup>rd</sup> floor with the following action:

### **RESOLUTION #248 FURNITURE PURCHASE**

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

RESOLVE to approve the purchase of furniture through state contract for the renovations of the Opera Block/Town Hall.



106 Despatch Drive, Suite 2, East Rochester, NY 14445  
 P: 585.673.2719 F: 585.387.9222 www.intivity.com

ALL COVID19 PRODUCTS ARE NON-REFUNDABLE ALL SALES ON THESE PRODUCTS ARE FINAL AND NON-CANCELLABLE

NYS Vendor# 1000008256

Remit to:  
 Intivity  
 106 Despatch Drive  
 Suite 2  
 East Rochester, NY 14445

**Quotation 111087**  
 Page 14 / 18 (cont'd)

Description	Quantity	Unit Price	Extended Price
40 INTIVITY Tag For Z			
<b>Sub Total</b>			6,199.00
<b>Total</b>			<b>6,199.00</b>
<b>Quotation Totals</b>			
<b>Sub Total</b>			39,134.12
<b>Grand Total</b>			<b>39,134.12</b>

Accepted by \_\_\_\_\_ Title \_\_\_\_\_ Date \_\_\_\_\_

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

**DISCUSSION- OPERA BLOCK/TOWN HALL RENOVATION-continued**

- Pad has been poured for the generator
- The generator should be in place by the end of January. There will be a Saturday shutdown of power to install it.

**VISITOR COMMENTS**

- Visitor Chuck Moran discussed with the board that he would like to reach out to Mary Underhill and Assemblywoman Marjorie Byrnes regarding the future of our energy.

On motion of Deputy Supervisor Mairs, seconded by Councilman Harrington the meeting was adjourned at 7:54 P.M.

Respectfully submitted by:

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Jennifer Shannon, Deputy Town Clerk

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Sharon M. Knight, MMC/RMC Town Clerk