

A Joint meeting of the Town of Avon/Planning Boards was held on Thursday, April 11, 2019 at 5:00 P.M. at the Avon Opera Block/Town Hall, 23 Genesee Street, Avon, New York 14414, with the following members present:

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

GUESTS: Planning Board Chairperson Kathy Cole, Members Kathy Mannix, Clara Mulligan, Michael Miles, Randy Kozlowski, and Thomas McGovern, and William Bacon, Economic and Industrial Development Director

OTHERS: Attorney James Campbell, MRB Group Engineer Lance Brabant, Code Enforcement Officer Brian Glise, and Town Clerk Sharon Knight MMC/RMC

VISITORS: Bruce Howlett, Dave Rasmussen, Dan Holtje, Tom Mattice, Owen Hunter, Chuck Morgan, Judy Falzoi, and Janet Manko

Supervisor LeFeber called the meeting to order at 5:00 P.M. and led those in attendance in the Pledge of Allegiance.

DISCUSSION – VISITORS COMMENTS

Supervisor LeFeber asked for Visitor Comments and there were none.

RESOLUTION #60 APPROVAL OF MINUTES

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

ADOPTED AYES 4 NAYS 0 ABSTAIN 1 Deputy Supervisor Mairs

RESOLVE to approve the minutes of March 28, 2019, 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 – Abstain, Supervisor LeFeber – Aye

DISCUSSION - ATTORNEY REPORT

Attorney Campbell reported on his work on the solar PILOT. A meeting was held with Assessor Snyder, Supervisor LeFeber the Howlett's and their attorney Dave Rasmussen. The following recommendation was made.

RESOLUTION #61 AUTHORIZE ATTORNEY TO PREPARE LOCAL LAW

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

ADOPTED AYES 5 NAYS 0

RESOLVE to authorize Attorney Campbell to prepare a local law adding a second use to property owned by Richland Resources to add light industrial to the agricultural zoning at 1112 East River Road, tax parcel #24.-2.-4.122.

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

RESOLUTION #62 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 5:20 P.M. inviting Attorney James Campbell and Assessor Tami Snyder

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

RESOLUTION #63 CLOSE EXECUTIVE SESSION

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

ADOPTED AYES 5 NAYS 0

RESOLVE to close executive session with no action taken at 5:35 P.M.

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

DISCUSSION – PAPERMILL PARK IMPROVEMENT PROJECT

MRB Group Engineer Lance Brabant, shared documentation on the project. The Board took the following action.

RESOLUTION #64 PAPERMILL PARK IMPROVEMENTS PROJECT – 4701 PAPERMILL ROAD TM#53.00-1-28.000 SEQR –DETERMINATION OF NON-SIGNIFICANCE RESOLUTION

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

ADOPTED AYES 5 NAYS 0

WHEREAS, the Town of Avon Town Board (hereinafter referred to as Town Board) has reviewed and accepted the Short Environmental Assessment Form (EAF) Parts 1, 2, and 3, prepared by MRB Group (hereinafter referred to as Town Engineer) on the above referenced Papermill Park Improvements Project (hereinafter referred to as Action); and

WHEREAS, the Town Board determines that said Action is classified as an Unlisted Action under Part 617 of the State Environmental Quality Review (SEQR) Regulations; and

WHEREAS, the Town Board has determined that the proposed development is subject to a single agency review pursuant to Part 617.6(b) (4) of the SEQR Regulations; and

WHEREAS, the Town Board determines that it is the most appropriate agency for making the determination of significance thereon under the SEQR Regulations; and

WHEREAS, the Town Board has given consideration to the criteria for determining significance as set forth in Section 617.7(c) (1) of the SEQR Regulations and the information contained in the Short EAF Parts 1, 2, and 3; and

NOW, THEREFORE BE IT RESOLVED that the Town Board does hereby designate itself as lead agency for the proposed development above herein; and

BE IT FURTHER RESOLVED that the Town Board has reasonably concluded the following impacts are expected to result from the proposed Action, when compared against the criteria in Section 617.7 (c):

- (i) there will not be a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic noise levels; a substantial increase in solid waste production; a substantial increase in potential for erosion, flooding, leaching or drainage problems;
- (ii) there will not be large quantities of vegetation or fauna removed from the site or destroyed as the result of the proposed Action; there will not be substantial interference with the movement of any resident or migratory fish or wildlife species as the result of the proposed Action; there will not be a significant impact upon habitat areas on the site; there are no known threatened or endangered species of animal or plant, or the habitat of such species; or, are there any other significant adverse impacts to natural resources on the site;
- (iii) there are no known Critical Environmental Area(s) on the site which will be impaired as the result of the proposed Action;
- (iv) the overall density of the site is consistent with the Town's Comprehensive Plan land use recommendations;
- (v) there will not be an increase in the use of either the quantity or type of energy resulting from the proposed Action;
- (vi) there will not be any hazard created to human health;

- (vii) there will not be a change in the use of active agricultural lands that receive an agricultural use tax exemption or that will ultimately result in the loss of ten acres of such productive farmland;
- (viii) there will not be a larger number of persons attracted to the site for more than a few days when compared to the number of persons who would come to the site absent the Action;
- (ix) there will not be created a material demand for other Actions that would result in one of the above consequences;
- (x) there will not be changes in two or more of the elements of the environment that when considered together result in a substantial adverse impact; and
- (xi) there are not two or more related Actions which would have a significant impact on the environment.

BE IT FURTHER RESOLVED, based upon the information and analysis above and the supporting documentation referenced above, the proposed Action **WILL NOT** result in any significant adverse environmental impacts.

BE IT FINALLY RESOLVED, that the Town Board does hereby make a Determination of Non-Significance on the proposed development, and the Town Supervisor is hereby directed to sign the Short Environmental Assessment Form Part 3 and issue the Negative Declaration as evidence of the Town Board's determination.

The above resolution was offered by *Supervisor LeFeber* and seconded by *Councilman Harrington* at a meeting of the Town Board held on Thursday, April 11, 2019. Following discussion thereon, the following roll call vote was taken and recorded:

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

RESOLUTION #65 DASNY GRANT – PAPERMILL PARK IMPROVEMENTS

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

ADOPTED AYES 5 NAYS 0

WHEREAS, the Town of Avon has undertaken a project to make various improvements to Papermill Park in the Town of Avon, including rehabilitation of the existing pedestrian bridge, installation of new retaining walls, installation of a picnic shelter and pavilion as well as general improvements to landscaping, lighting, the entrance road and parking area (hereafter “Project”); and

WHEREAS, the estimated cost of the Project is projected to be \$591,300.00; and

WHEREAS, the Town has secured a DASNY grant in the amount of \$500,000.00 to partially offset the cost of the Project; and

RESOLUTION #65 DASNY GRANT – PAPERMILL PARK IMPROVEMENTS-continued

WHEREAS, the Town wishes to confirm its intention to commit all necessary funds in excess of the above DASNY grant monies in order to complete the Project.

NOW, THEREFORE RESOLVED, that the Town Board of the Town of Avon, hereby commits that it has fund balance available to pay for any costs of the Project in excess of the \$500,000.00 DASNY grant that the Town has received;

AND BE IT FURTHER RESOLVED, that the Town of Avon hereby commits to use such fund balance as is required to complete the Project, specifically, such amount that is in excess of the above-referenced DASNY grant, which such excess amount is anticipated to be approximately \$91,300.00.

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

DISCUSSION – CODE DEPARTMENT

Code Enforcement Officer Glise reported on the following as well as providing a written report

We have received complaints from a resident on Oak Opening Road regarding the gates being left open at the gravel pit. Many visits have taken place and the gates have been found closed.

It's time to replace the Code lap top and Hurricane is working on providing recommendations.

The following written report was provided.

**DEPARTMENTAL REPORT
BUILDING & ZONING
JANUARY 24, 2019 - April 10, 2019**

The following Building Permits were issued during the time period January 24, 2019 - April 10, 2019:

2019-0001	O'Donovan	egress, finish basement	1/30/2019	\$52.80
2019-0002	Jordan	interior renovations	2/4/2019	\$50.00
2019-0003	Dziekonski	addition - kitchen, deck	2/11/2019	\$75.00
2019-0004	Cole	furnace replacement	2/14/2019	\$40.00
2019-0005	Matthews Buses Co	demo - interior walls, ceiling	2/14/2019	\$50.00
2019-0006	Cruz	furnace replacement	2/20/2019	\$40.00
2019-0007	Howlett Farms	dust filtration system	2/22/2019	\$65.00
2019-0008	Howlett Farms	demolition	2/28/2019	\$50.00
2019-0009	Mulligan	sign	3/15/2019	\$25.00
2019-0010	Posner/Christian	Roof mounted solar array	3/19/2019	\$50.00
2019-0011	Masi	ramp	3/22/2019	\$25.00
2019-0012	Farr	garage addition	4/4/2019	\$50.00
TOTAL PERMIT FEES FOR TIME PERIOD				\$572.80
FEES OUTSTANDING FOR TIME PERIOD				\$0.00
TOTAL FEES COLLECTED				\$572.80

The following are permits currently renewed for one year:

The following are projects/permits currently working on:

- Stroud variance for side set back on addition - going to ZBA 4/22/19
- Farr variance for side set back on garage addition - going to ZBA 4/22/19
- Helios (Howlett Farms) solar farm hoping to wrap up this month
- Papermill Road - house renovations without a permit
 - Brian speaking with owner to get a permit - still no permit
- Tom Mattice, Upstate Electrical Technologies Corp -
 - hoping to wrap this up and get permit for building in next couple of months

The following actions occur on a daily basis in the code office:

- processing all paperwork through the correct channels on a timely basis
- cleanup of outstanding permits, violations and Laserfiche filing system

RESOLUTION #66 DECLARE SURPLUS

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

RESOLVE to declare the 1994 CAT wheel excavator surplus to be sold.

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

DISCUSSION – HIGHWAY/WATER REPORT

Highway Superintendent Thomas Crye was not in attendance. Supervisor LeFeber reported on the following:

Highway- picked up salt from American Rock Salt and worked on picking up roadsides

Water- regular maintenance

DISCUSSION – MRB GROUP FORMAL AGREEMENT

There was discussion regarding the recent audit and that the town should have a formal agreement with MRB Group for professional services as the town engineer.

The Town Board took the following action:

RESOLUTION #67 AUTHORIZE THE SUPERVISOR TO SIGN THE MRB CONTRACT

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

ADOPTED AYES 5 NAYS 0

RESOLVE to authorize the Supervisor to sign the following MRB Group contact:

This document has important legal consequences; consultation with an attorney is encouraged with respect to its use or modification. This document should be adapted to the particular circumstances of the contemplated Project and the controlling Laws and Regulations.

**SHORT FORM OF AGREEMENT
BETWEEN OWNER AND ENGINEER
FOR PROFESSIONAL SERVICES**

Prepared by



Issued and Published Jointly by



SPECIAL NOTE ON USE OF THIS FORM

This abbreviated Agreement form ("Short Form") is intended for use only for professional services of limited scope and complexity. It does not address the full range of issues of potential importance to the parties. Depending on the scope and complexity of the services and the project, the Owner and Engineer may be better served by using the Agreement Between Owner and Engineer for Professional Services (EJCDC® E-500, 2014 Edition), or one of the several special-purpose EJCDC professional services agreement forms.

If the Owner intends to enter into a construction contract for implementation of a design prepared under the Short Form, or otherwise associated with professional services provided under the Short Form, Owner may wish to consider using EJCDC® C-700, Standard General Conditions of the Construction Contract, 2013 Edition, and other 2013 EJCDC Construction Series documents. The terms and provisions used in EJCDC® C-700 and the other EJCDC Construction Series documents are consistent with those used in the Short Form.

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www.acec.org

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1801 Alexander Bell Drive, Reston, VA 20191-4400
(800) 548-2723
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**SHORT FORM OF AGREEMENT
BETWEEN OWNER AND ENGINEER
FOR PROFESSIONAL SERVICES**

THIS IS AN AGREEMENT effective as of April 15, 2019 ("Effective Date") between the Town of Avon ("Owner") and MRB Group Engineering, Architecture and Surveying, D.P.C. ("Engineer").

Owner's Project, of which Engineer's services under this Agreement are a part, is generally identified as follows: General Engineering Services ("Project").

Engineer's services under this Agreement are generally identified as follows: Engineering consultation for various general "Town Engineering" matters, as necessary and requested by Owner including, but not limited to review of subdivision plans and preparation of written recommendations thereon for the Town Planning Board, general consulting services to Owner including attendance at meetings of the Town Board, Town Planning Board and other agencies of the Owner, and field observations as necessary in connection with submitted subdivision plans and construction. Further description and related matters are included in Exhibit A, which form a part of the Agreement. ("Services").

Owner and Engineer further agree as follows:

1.01 *Basic Agreement and Period of Service*

- A. Engineer shall provide or furnish the Services set forth in this Agreement. If authorized by Owner, or if required because of changes in the Project, Engineer shall furnish services in addition to those set forth above ("Additional Services").
- B. ~~Engineer shall complete its Services within the following specific time period: If no specific time period is indicated,~~ Engineer shall complete its Services within a reasonable period of time.
- C. If, through no fault of Engineer, such periods of time or dates are changed, or the orderly and continuous progress of Engineer's Services is impaired, or Engineer's Services are delayed or suspended, then the time for completion of Engineer's Services, and the rates and amounts of Engineer's compensation, shall be adjusted equitably.

2.01 *Payment Procedures*

- A. *Invoices:* Engineer shall prepare invoices in accordance with its standard invoicing practices and submit the invoices to Owner on a monthly basis. Invoices are due and payable within 30 days of receipt. If Owner fails to make any payment due Engineer for Services, Additional Services, and expenses within 30 days after receipt of Engineer's invoice, then (1) the amounts due Engineer will be increased at the rate of 1.0% per month (or the maximum rate of interest permitted by law, if less) from said thirtieth day, and (2) in addition Engineer may, after giving seven days written notice to Owner, suspend Services under this Agreement until Engineer has been paid in full all amounts due for Services, Additional Services, expenses, and other related charges. Owner waives any and all claims against Engineer for any such suspension.

- B. *Payment:* As compensation for Engineer providing or furnishing Services and Additional Services, Owner shall pay Engineer as set forth in Paragraphs 2.01, 2.02 (Services), and 2.03 (Additional Services). If Owner disputes an invoice, either as to amount or entitlement, then Owner shall promptly advise Engineer in writing of the specific basis for doing so, may withhold only that portion so disputed, and must pay the undisputed portion.

2.02 *Basis of Payment—Hourly Rates Plus Reimbursable Expenses*

- A. Owner shall pay Engineer for Services as follows:
 - 1. An amount equal to the cumulative hours charged to the Project by each class of Engineer's employees times standard hourly rates for each applicable billing class, plus reimbursement of expenses incurred in connection with providing the Services and Engineer's consultants' charges, if any.
 - 2. Engineer's Standard Hourly Rates are attached as Appendix 1.
 - ~~3. The total compensation for Services and reimbursable expenses is estimated to be \$[REDACTED].~~

2.03 *Additional Services:* For Additional Services, Owner shall pay Engineer an amount equal to the cumulative hours charged in providing the Additional Services by each class of Engineer's employees, times standard hourly rates for each applicable billing class; plus reimbursement of expenses incurred in connection with providing the Additional Services and Engineer's consultants' charges, if any. Engineer's standard hourly rates are attached as Appendix 1.

3.01 *Termination*

- A. The obligation to continue performance under this Agreement may be terminated:
 - 1. For cause,
 - a. By either party upon 30 days written notice in the event of substantial failure by the other party to perform in accordance with the Agreement's terms through no fault of the terminating party. Failure to pay Engineer for its services is a substantial failure to perform and a basis for termination.
 - b. By Engineer:
 - 1) upon seven days written notice if Owner demands that Engineer furnish or perform services contrary to Engineer's responsibilities as a licensed professional; or
 - 2) upon seven days written notice if the Engineer's Services are delayed for more than 90 days for reasons beyond Engineer's control, or as the result of the presence at the Site of undisclosed Constituents of Concern, as set forth in Paragraph 5.01.1.
 - c. Engineer shall have no liability to Owner on account of a termination for cause by Engineer.
 - d. Notwithstanding the foregoing, this Agreement will not terminate as a result of a substantial failure under Paragraph 3.01.A.1.a if the party receiving such notice begins, within seven days of

receipt of such notice, to correct its substantial failure to perform and proceeds diligently to cure such failure within no more than 30 days of receipt of notice; provided, however, that if and to the extent such substantial failure cannot be reasonably cured within such 30 day period, and if such party has diligently attempted to cure the same and thereafter continues diligently to cure the same, then the cure period provided for herein shall extend up to, but in no case more than, 60 days after the date of receipt of the notice.

2. For convenience, by Owner effective upon Engineer's receipt of written notice from Owner.

- B. In the event of any termination under Paragraph 3.01, Engineer will be entitled to invoice Owner and to receive full payment for all Services and Additional Services performed or furnished in accordance with this Agreement, plus reimbursement of expenses incurred through the effective date of termination in connection with providing the Services and Additional Services, and Engineer's consultants' charges, if any.

4.01 *Successors, Assigns, and Beneficiaries*

- A. Owner and Engineer are hereby bound and the successors, executors, administrators, and legal representatives of Owner and Engineer (and to the extent permitted by Paragraph 4.01.B the assigns of Owner and Engineer) are hereby bound to the other party to this Agreement and to the successors, executors, administrators, and legal representatives (and said assigns) of such other party, in respect of all covenants, agreements, and obligations of this Agreement.
- B. Neither Owner nor Engineer may assign, sublet, or transfer any rights under or interest (including, but without limitation, money that is due or may become due) in this Agreement without the written consent of the other party, except to the extent that any assignment, subletting, or transfer is mandated by law. Unless specifically stated to the contrary in any written consent to an assignment, no assignment will release or discharge the assignor from any duty or responsibility under this Agreement.
- C. Unless expressly provided otherwise, nothing in this Agreement shall be construed to create, impose, or give rise to any duty owed by Owner or Engineer to any Constructor, other third-party individual or entity, or to any surety for or employee of any of them. All duties and responsibilities undertaken pursuant to this Agreement will be for the sole and exclusive benefit of Owner and Engineer and not for the benefit of any other party.

5.01 *General Considerations*

- A. The standard of care for all professional engineering and related services performed or furnished by Engineer under this Agreement will be the care and skill ordinarily used by members of the subject profession practicing under similar circumstances at the same time and in the same locality. Engineer makes no warranties, express or implied, under this Agreement or otherwise, in connection with any services performed or furnished by Engineer. Subject to the foregoing standard of care, Engineer and its consultants may use or rely upon design elements and information ordinarily or customarily furnished by others, including, but not limited to, specialty contractors, manufacturers, suppliers, and the publishers of technical standards.
- B. Engineer shall not at any time supervise, direct, control, or have authority over any Constructor's work, nor shall Engineer have authority over or be responsible for the means, methods, techniques, sequences, or procedures of construction selected or used by any Constructor, or the safety precautions and programs

incident thereto, for security or safety at the Project site, nor for any failure of a Constructor to comply with laws and regulations applicable to such Constructor's furnishing and performing of its work. Engineer shall not be responsible for the acts or omissions of any Constructor.

- C. Engineer neither guarantees the performance of any Constructor nor assumes responsibility for any Constructor's failure to furnish and perform its work.
- D. Engineer's opinions (if any) of probable construction cost are to be made on the basis of Engineer's experience, qualifications, and general familiarity with the construction industry. However, because Engineer has no control over the cost of labor, materials, equipment, or services furnished by others, or over contractors' methods of determining prices, or over competitive bidding or market conditions, Engineer cannot and does not guarantee that proposals, bids, or actual construction cost will not vary from opinions of probable construction cost prepared by Engineer. If Owner requires greater assurance as to probable construction cost, then Owner agrees to obtain an independent cost estimate.
- E. Engineer shall not be responsible for any decision made regarding the construction contract requirements, or any application, interpretation, clarification, or modification of the construction contract documents other than those made by Engineer or its consultants.
- F. All documents prepared or furnished by Engineer are instruments of service, and Engineer retains an ownership and property interest (including the copyright and the right of reuse) in such documents, whether or not the Project is completed. Owner shall have a limited license to use the documents on the Project, extensions of the Project, and for related uses of the Owner, subject to receipt by Engineer of full payment due and owing for all Services and Additional Services relating to preparation of the documents and subject to the following limitations:
 - 1. Owner acknowledges that such documents are not intended or represented to be suitable for use on the Project unless completed by Engineer, or for use or reuse by Owner or others on extensions of the Project, on any other project, or for any other use or purpose, without written verification or adaptation by Engineer;
 - 2. any such use or reuse, or any modification of the documents, without written verification, completion, or adaptation by Engineer, as appropriate for the specific purpose intended, will be at Owner's sole risk and without liability or legal exposure to Engineer or to its officers, directors, members, partners, agents, employees, and consultants;
 - 3. Owner shall indemnify and hold harmless Engineer and its officers, directors, members, partners, agents, employees, and consultants from all claims, damages, losses, and expenses, including attorneys' fees, arising out of or resulting from any use, reuse, or modification of the documents without written verification, completion, or adaptation by Engineer; and
 - 4. such limited license to Owner shall not create any rights in third parties.
- G. Owner and Engineer may transmit, and shall accept, Project-related correspondence, documents, text, data, drawings, information, and graphics, in electronic media or digital format, either directly, or through access to a secure Project website, in accordance with a mutually agreeable protocol.
- H. To the fullest extent permitted by law, Owner and Engineer (1) waive against each other, and the other's employees, officers, directors, members, agents, insurers, partners, and consultants, any and all claims for

or entitlement to special, incidental, indirect, or consequential damages arising out of, resulting from, or in any way related to this Agreement or the Project, and (2) agree that Engineer's total liability to Owner under this Agreement shall be limited to \$100,000 or the total amount of compensation received by Engineer, whichever is greater.

- I. The parties acknowledge that Engineer's Services do not include any services related to unknown or undisclosed Constituents of Concern. If Engineer or any other party encounters, uncovers, or reveals an unknown or undisclosed Constituent of Concern, then Engineer may, at its option and without liability for consequential or any other damages, suspend performance of Services on the portion of the Project affected thereby until such portion of the Project is no longer affected, or terminate this Agreement for cause if it is not practical to continue providing Services.
- J. Owner and Engineer agree to negotiate each dispute between them in good faith during the 30 days after notice of dispute. If negotiations are unsuccessful in resolving the dispute, then the dispute shall be mediated. If mediation is unsuccessful, then the parties may exercise their rights at law.
- K. This Agreement is to be governed by the law of the state in which the Project is located.
- L. Engineer's Services and Additional Services do not include: (1) serving as a "municipal advisor" for purposes of the registration requirements of Section 975 of the Dodd-Frank Wall Street Reform and Consumer Protection Act (2010) or the municipal advisor registration rules issued by the Securities and Exchange Commission; (2) advising Owner, or any municipal entity or other person or entity, regarding municipal financial products or the issuance of municipal securities, including advice with respect to the structure, timing, terms, or other similar matters concerning such products or issuances; (3) providing surety bonding or insurance-related advice, recommendations, counseling, or research, or enforcement of construction insurance or surety bonding requirements; or (4) providing legal advice or representation.

6.01 *Total Agreement*

- A. This Agreement (including any expressly incorporated attachments), constitutes the entire agreement between Owner and Engineer and supersedes all prior written or oral understandings. This Agreement may only be amended, supplemented, modified, or canceled by a duly executed written instrument.

7.01 *Definitions*

- A. *Constructor*—Any person or entity (not including the Engineer, its employees, agents, representatives, and consultants), performing or supporting construction activities relating to the Project, including but not limited to contractors, subcontractors, suppliers, Owner's work forces, utility companies, construction managers, testing firms, shippers, and truckers, and the employees, agents, and representatives of any or all of them.
- B. *Constituent of Concern*—Asbestos, petroleum, radioactive material, polychlorinated biphenyls (PCBs), hazardous waste, and any substance, product, waste, or other material of any nature whatsoever that is or becomes listed, regulated, or addressed pursuant to (a) the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. §§9601 et seq. ("CERCLA"); (b) the Hazardous Materials Transportation Act, 49 U.S.C. §§5101 et seq.; (c) the Resource Conservation and Recovery Act, 42 U.S.C. §§6901 et seq. ("RCRA"); (d) the Toxic Substances Control Act, 15 U.S.C. §§2601 et seq.; (e) the Clean Water Act, 33 U.S.C. §§1251 et seq.; (f) the Clean Air Act, 42 U.S.C. §§7401 et seq.; or (g) any other federal,

State, or local statute, law, rule, regulation, ordinance, resolution, code, order, or decree regulating, relating to, or imposing liability or standards of conduct concerning, any hazardous, toxic, or dangerous waste, substance, or material.

8.01 *Attachments:*

Exhibit A, Further Description of Services, Responsibilities, Time, and Related Matters
Appendix 1, Engineer's Standard Hourly Rates

IN WITNESS WHEREOF, the parties hereto have executed this Agreement, the Effective Date of which is indicated on page 1.

Owner:

By: David LeFebvre
Print name: DAVID LEFEBVRE
Title: TOWN SUPERVISOR
Date Signed: 4/11/19

Engineer:

By: David M. Doyle
Print name: David M. Doyle, P.E.
Title: Vice President
Date Signed: 4/15/19

Engineer License or Firm's Certificate No.:

0014548
State of: New York

Address for Owner's receipt of notices:

Address for Engineer's receipt of notices:

145 Colver Road, Suite 160
Rochester, NY 14620

SUGGESTED FORMAT
(for use with E-525, 2004 Edition)

This is **EXHIBIT A**, consisting of 2 pages, referred to in and part of the Agreement between Owner and Engineer for Study and Report Phase Professional Services dated April 15, 2019.

Further Description of Services, Responsibilities, Time, and Related Matters

Specific articles of the Agreement are amended and supplemented to include the following agreement of the parties:

A.1.01 Engineer's Services

A. Engineer shall:

1. Consult with Owner to define and clarify Owner's requirements for the Assignment and available data.
2. Advise Owner as to the necessity of Owner providing data or services which are not part of Engineer's services, and assist Owner in obtaining such data and services.
3. Identify, consult with, and analyze requirements of governmental authorities having jurisdiction relevant to the Assignment.

A.2.01 Owner's Responsibilities

A. Owner shall do the following in a timely manner, so as not to delay the services of Engineer:

1. Provide all criteria and full information as to Owner's requirements for the Assignment, including anticipated funding sources and any project budgetary requirements.
2. Furnish to Engineer all existing studies, reports, and other available data pertinent to the Assignment, obtain or authorize Engineer to obtain or provide additional reports and data as required, and furnish to Engineer services of others as required for the performance of Engineer's services.

B. Engineer shall be entitled to use and rely upon all such information and services provided by Owner or others in performing Engineer's services under this Agreement.

C. Access. Owner shall arrange for safe access to and make all provisions for Engineer and its Consultants to enter upon public and private property as required for Engineer to perform services under this Agreement.

D. Owner shall bear all costs incident to compliance with its responsibilities pursuant to this paragraph A.2.01.

A.3.01 Times for Rendering Services

- A. The time period for the performance of Engineer's services shall be 12 months.

This is **Appendix 1, Engineer's Standard Hourly Rates**, referred to in and part of the Short Form of Agreement between Owner and Engineer for Professional Services dated April 15, 2019.

Engineer's Standard Hourly Rates

A. *Standard Hourly Rates:*

1. Standard Hourly Rates are set forth in this Appendix 1 and include salaries and wages paid to personnel in each billing class plus the cost of customary and statutory benefits, general and administrative overhead, non-project operating costs, and operating margin or profit.
2. The Standard Hourly Rates apply only as specified in Paragraphs 2.01, 2.02, and 2.03, and are subject to annual review and adjustment.

B. *Schedule of Hourly Rates:*

Hourly rates for services performed on or after the Effective Date in effect through December 31, 2019 are:

<u>CATEGORY</u>	<u>RATE</u>
Principal Engineer	\$195.00
Senior Project Manager	\$168.00
Project Manager	\$160.00
Sr. Civil Engineer	\$155.00
Civil Engineer III	\$130.00
Civil Engineer II	\$120.00
Civil Engineer I	\$110.00
Senior Process Manager	\$105.00
Process Manager	\$95.00
Sr. GIS Analyst	\$105.00
Sr. Design Technician	\$105.00
Design Technician	\$70.00
Senior Architect	\$168.00
Associate Architect	\$115.00
Junior Architect	\$105.00
Senior Planning Associate	\$115.00
Planning Associate	\$100.00
Construction Administrator	\$80.00
Construction Facility Observation	\$90.00
Construction Utility Observation	\$85.00
Administrative Assistant	\$65.00
Reproduction Coordinator	\$65.00
Specialty Rate	\$180.00
Litigation	\$275.00

Appendix 1, Standard Hourly Rates Schedule.
EJCDC® E-520, Short Form of Agreement Between Owner and Engineer for Professional Services.
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Page 1

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

DISCUSSION – TOWN CLERK REPORT

Town Clerk Knight reported on the following:

- Communications were received and forwarded to the Town Board via email:
Town of Geneseo Legal Notice and proposed local law – Solar
Renewal On-Premises Alcoholic Beverage License Fratellis Restaurant
NYS DEC Annual Well Report
Horseshoe Solar Open Houses – April 20, 2019
Water Works Recommendation – Water Rate/Term Appointment
MRB Group proposed contract
Association of Towns State Comptroller’s Office Finance School &
Request for Board consideration to adopt a policy for aesthetic for small
cell 5g facilities along with information published in the 2019 Talk of the
Towns and Topics Magazine.
Link to the 2019 New York Municipal Guide

The Town of Avon Town & County 2019 Collection Summary was provided as follows:

Taxes Collected: \$5,112,106.36
Penalty: \$4,495.20
Mail Fees: \$114.00
Remaining Uncollected: \$292,044.27
There were approximately 33 on-line payments, 1500 mail payments and 965
counter payments. We had our first wire-transfer from a bank.

A thank you was extended for the support of the Board to appoint Jordon Zapf as a
Deputy Town Clerk to assist during my surgery. Miss Zapf is scheduled to work on May
6, 7 and 8 while Ellen and I attend the New York State Conference in Syracuse.

A US Flag and a New York State flag were purchased for the front of our building.

RESOLUTION #68 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 March 2019 from the Town
Supervisor and from the Town Clerk as shown below:

RESOLUTION #68 ACCEPT THE MONTHLY REPORTS-continued

Town Clerk's March 2019 Report:

<u>Total Local Shares Remitted:</u>	<u>\$ 708.50</u>
<u>New York State Department of Health</u>	<u>\$ 45.00</u>
<u>NYS Ag. & Markets for spay/neuter program</u>	<u>\$ 73.00</u>
<u>NYS Environmental Conservation</u>	<u>\$ 0.00</u>
<u>TOTAL</u>	<u>\$ 826.50</u>

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

DISCUSSION – SUPERVISOR REPORT

The joint meeting with the village is postponed and will not take place at the beginning of May.

Councilman Coyne and Supervisor LeFeber attended the Water Works Committee meeting on Monday night. The water rate will remain the same for the up-coming year and Louis Lee was recommended to be reappointed as a committee member. The board took the following action:

RESOLUTION #69 ADOPT 2019 WATER RATE

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

ADOPTED AYES 5 NAYS 0

RESOLVE to adopt a whole sale water rate of \$2.27 per 1000 gallons for the next four quarters.

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

RESOLUTION #70 WATER WORKS COMMITTEE MEMBER APPOINTMENT

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

ADOPTED AYES 5 NAYS 0

RESOLVE to make the following appointment to the Water Works Committee:

Louis Lee, term to expire April 26, 2024.

**RESOLUTION #70 WATER WORKS COMMITTEE MEMBER
APPOINTMENT-continued**

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

**RESOLUTION #71 2018 ANNUAL FINANCIAL REPORT UPDATE
DOCUMENT (AUD)**

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

ADOPTED AYES 5 NAYS 0

RESOLVE to accept the Annual Financial Report Update Document for the Town
of Avon County of Livingston For the Fiscal Year Ended 12/31/2018 as presented to the
Town Clerk

APR 11 2019

SHARON M. KNIGHT
TOWN CLERK/TAX COLLECTOR

All Numbers in This Report
Have Been Rounded To
The Nearest Dollar

ANNUAL FINANCIAL REPORT

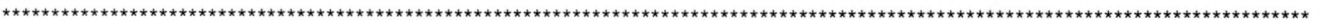
UPDATE DOCUMENT

For The

TOWN of Avon

County of Livingston

For the Fiscal Year Ended 12/31/2018



AUTHORIZATION

ARTICLE 3, SECTION 30 of the GENERAL MUNICIPAL LAW:

1. ***Every Municipal Corporation *** shall annually make a report of its financial condition to the Comptroller. Such report shall be made by the Chief Fiscal Officer of such Municipal Corporation ***

5. All reports shall be certified by the officer making the same and shall be filed with the Comptroller *** It shall be the duty of the incumbent officer at the time such reports are required to be filed with the Comptroller to file such report ***

State of NEW YORK
Office of The State Comptroller
Division of Local Government and School Accountability
Albany, New York 12236

*** FINANCIAL SECTION ***

Financial Information for the following funds and account groups are included in the Annual Financial Report filed by your government for the fiscal year ended 2017 and has been used by the OSC as the basis for preparing this update document for the fiscal year ended 2018:

- (A) GENERAL
- (B) GENERAL TOWN-OUTSIDE VG
- (DA) HIGHWAY-TOWN-WIDE
- (DB) HIGHWAY-PART-TOWN
- (K) GENERAL FIXED ASSETS
- (SD) DRAINAGE
- (SL) LIGHTING
- (SW) WATER
- (TA) AGENCY
- (W) GENERAL LONG-TERM DEBT

All amounts included in this update document for 2017 represent data filed by your government with OSC as reviewed and adjusted where necessary.

*** SUPPLEMENTAL SECTION ***

The Supplemental Section includes the following sections:

- 1) Statement of Indebtedness
- 2) Schedule of Time Deposits and Investments
- 3) Bank Reconciliation
- 4) Local Government Questionnaire
- 5) Schedule of Employee and Retiree Benefits
- 6) Schedule of Energy Costs and Consumption

All numbers in this report will be rounded to the nearest dollar.

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(A) GENERAL

Balance Sheet

Code Description	2017	EdpCode	2018
Assets			
Cash	393,212	A200	89,343
Cash In Time Deposits	431,482	A201	641,300
Petty Cash	280	A210	280
TOTAL Cash	824,974		730,923
Accounts Receivable	24,530	A380	49,984
TOTAL Other Receivables (net)	24,530		49,984
Due From Other Funds	25,620	A391	17,258
TOTAL Due From Other Funds	25,620		17,258
TOTAL Assets and Deferred Outflows of Resources	875,124		798,165

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(A) GENERAL

Balance Sheet

Code Description	2017	EdpCode	2018
Accounts Payable	30,888	A600	16,027
TOTAL Accounts Payable	30,888		16,027
Accrued Liabilities	1,162	A601	1,059
TOTAL Accrued Liabilities	1,162		1,059
Due To Other Governments	13,568	A631	9,131
Due To Employees' Retirement System	25,895	A637	23,063
TOTAL Due To Other Governments	39,463		32,194
TOTAL Liabilities	71,513		49,280
Fund Balance			
Assigned Appropriated Fund Balance	349,200	A914	425,208
TOTAL Assigned Fund Balance	349,200		425,208
Unassigned Fund Balance	454,411	A917	323,677
TOTAL Unassigned Fund Balance	454,411		323,677
TOTAL Fund Balance	803,611		748,885
TOTAL Liabilities, Deferred Inflows And Fund Balance	875,124		798,165

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(A) GENERAL

Results of Operation

Code Description	2017	EdpCode	2018
Revenues			
Real Property Taxes	689,836	A1001	589,836
TOTAL Real Property Taxes	689,836		589,836
Other Payments In Lieu of Taxes	13,779	A1081	60,680
Interest & Penalties On Real Prop Taxes	6,933	A1090	5,434
TOTAL Real Property Tax Items	20,712		66,114
Clerk Fees	1,778	A1255	1,856
Vital Statistics Fees	570	A1603	346
Park And Recreational Charges	10,425	A2001	6,240
Charges For Cemetery Services	7,322	A2192	3,425
TOTAL Departmental Income	20,095		11,867
Interest And Earnings	1,890	A2401	4,060
TOTAL Use of Money And Property	1,890		4,060
Dog Licenses	5,167	A2544	4,966
TOTAL Licenses And Permits	5,167		4,966
Fines And Forfeited Bail	80,270	A2610	82,572
Forfeitures of Deposits		A2620	700
TOTAL Fines And Forfeitures	80,270		83,272
Sales, Other	212	A2655	537
Insurance Recoveries		A2680	9,670
TOTAL Sale of Property And Compensation For Loss	212		10,207
Refunds of Prior Year's Expenditures	5,376	A2701	366
Grants From Local Governments	5,000	A2706	
TOTAL Miscellaneous Local Sources	10,376		366
St Aid, Mortgage Tax	129,315	A3005	71,070
St Aid - Other (specify)		A3089	49,108
TOTAL State Aid	129,315		120,178
TOTAL Revenues	957,873		890,866
TOTAL Detail Revenues And Other Sources	957,873		890,866

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(A) GENERAL

Results of Operation

Code Description	2017	EdpCode	2018
Expenditures			
Legislative Board, Pers Serv	24,000	A10101	23,500
Legislative Board, Contr Expend	9,138	A10104	984
TOTAL Legislative Board	33,138		24,484
Municipal Court, Pers Serv	57,739	A11101	53,886
Municipal Court, Equip & Cap Outlay		A11102	
Municipal Court, Contr Expend	7,370	A11104	11,409
TOTAL Municipal Court	65,109		65,295
Supervisor,pers Serv	25,273	A12201	23,218
Supervisor,contr Expend	5,133	A12204	31,956
TOTAL Supervisor	30,406		55,174
Comptroller, Contr Expend	11,600	A13154	11,600
TOTAL Comptroller	11,600		11,600
Auditor, Contr Expend	59,850	A13204	
TOTAL Auditor	59,850		0
Tax Collection,contr Expend	4,765	A13304	2,930
TOTAL Tax Collection	4,765		2,930
Budget, Pers Serv	2,200	A13401	2,400
Budget, Contr Expend	1,000	A13404	1,000
TOTAL Budget	3,200		3,400
Assessment, Pers Serv	51,685	A13551	52,456
Assessment, Equip & Cap Outlay	420	A13552	
Assessment, Contr Expend	5,126	A13554	3,649
TOTAL Assessment	57,231		56,105
Clerk,pers Serv	61,838	A14101	64,775
Clerk,equip & Cap Outlay	460	A14102	326
Clerk,contr Expend	2,988	A14104	4,847
TOTAL Clerk	65,286		69,948
Law, Contr Expend	21,348	A14204	19,440
TOTAL Law	21,348		19,440
Personnel, Pers Serv	986	A14301	850
Personnel, Contr Expend	26	A14304	
TOTAL Personnel	1,012		850
Elections, Contr Expend	2,880	A14504	5,130
TOTAL Elections	2,880		5,130
Records Mgmt, Contr Expend	1,130	A14604	1,390
TOTAL Records Mgmt	1,130		1,390
Buildings, Contr Expend	49,552	A16204	93,667
TOTAL Buildings	49,552		93,667
Central Data Process, Contr Expend	12,726	A16804	9,026
TOTAL Central Data Process	12,726		9,026
Unallocated Insurance, Contr Expend	51,744	A19104	56,249
TOTAL Unallocated Insurance	51,744		56,249
TOTAL General Government Support	470,977		474,688
Traffic Control, Contr Expen	2,953	A33104	855
TOTAL Traffic Control	2,953		855

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(A) GENERAL

Results of Operation

Code Description	2017	EdpCode	2018
Expenditures			
Control of Animals, Contr Expend	3,201	A35104	3,101
TOTAL Control of Animals	3,201		3,101
TOTAL Public Safety	6,154		3,956
Laboratory, Contr Expend	610	A40254	661
TOTAL Laboratory	610		661
TOTAL Health	610		661
Street Admin, Pers Serv	65,313	A50101	66,620
Street Admin, Equip & Cap Outlay		A50102	352
Street Admin, Contr Expend	1,263	A50104	2,314
TOTAL Street Admin	66,576		69,286
Garage, Contr Expend	13,414	A51324	114,305
TOTAL Garage	13,414		114,305
Street Lighting, Contr Expend	14,459	A51824	7,386
TOTAL Street Lighting	14,459		7,386
TOTAL Transportation	94,449		190,977
Youth Prog, Pers Serv	45,863	A73101	49,310
Youth Prog, Contr Expend	9,490	A73104	4,631
TOTAL Youth Prog	55,353		53,941
Historian, Pers Serv	2,956	A75101	3,268
Historian, Contr Expend	2,675	A75104	509
TOTAL Historian	5,631		3,777
Celebrations, Contr Expend	1,100	A75504	2,000
TOTAL Celebrations	1,100		2,000
TOTAL Culture And Recreation	62,084		59,718
Refuse & Garbage, Pers Serv	1,197	A81601	1,180
Refuse & Garbage, Contr Expend	10,751	A81604	11,148
TOTAL Refuse & Garbage	11,948		12,328
Cemetery, Pers Serv	1,876	A88101	1,914
Cemetery, Contr Expend	3,185	A88104	10,580
TOTAL Cemetery	5,061		12,494
TOTAL Home And Community Services	17,009		24,822
State Retirement System	34,012	A90108	31,694
Social Security, Employer Cont	25,907	A90308	25,932
Unemployment Insurance, Empl Bnfts	73	A90508	7
Disability Insurance, Empl Bnfts	181	A90558	212
Hospital & Medical (dental) Ins, Empl Bnft	14,250	A90608	19,925
TOTAL Employee Benefits	74,423		77,770
Debt Principal, Serial Bonds	100,000	A97106	100,000
TOTAL Debt Principal	100,000		100,000

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(A) GENERAL

Results of Operation

Code Description	2017	EdpCode	2018
Expenditures			
Debt Interest, Serial Bonds	16,000	A97107	13,000
TOTAL Debt Interest	16,000		13,000
TOTAL Expenditures	841,706		945,592
TOTAL Detail Expenditures And Other Uses	841,706		945,592

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(A) GENERAL

Analysis of Changes in Fund Balance

Code Description	2017	EdpCode	2018
Analysis of Changes in Fund Balance			
Fund Balance - Beginning of Year	687,444	A8021	803,611
Restated Fund Balance - Beg of Year	687,444	A8022	803,611
ADD - REVENUES AND OTHER SOURCES	957,873		890,866
DEDUCT - EXPENDITURES AND OTHER USES	841,706		945,592
Fund Balance - End of Year	803,611	A8029	748,885

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(A) GENERAL

Budget Summary

Code Description	2018	EdpCode	2019
Estimated Revenues			
Est Rev - Real Property Taxes	589,836	A1049N	669,836
Est Rev - Real Property Tax Items	57,000	A1099N	41,000
Est Rev - Departmental Income	1,800	A1299N	4,413
Est Rev - Use of Money And Property	13,000	A2499N	5,800
Est Rev - Licenses And Permits	3,350	A2599N	4,550
Est Rev - Sale of Prop And Comp For Loss	75,000	A2699N	76,067
Est Rev - Miscellaneous Local Sources	1,000	A2799N	1,000
Est Rev - State Aid	65,000	A3099N	65,000
TOTAL Estimated Revenues	805,986		867,666
Appropriated Fund Balance	349,200	A599N	425,208
TOTAL Estimated Other Sources	349,200		425,208
TOTAL Estimated Revenues And Other Sources	1,155,186		1,292,874

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(A) GENERAL

Budget Summary

Code Description	2018	EdpCode	2019
Appropriations			
App - General Government Support	723,784	A1999N	834,798
App - Public Safety	5,100	A3999N	7,000
App - Health	650	A4999N	750
App - Transportation	107,370	A5999N	125,702
App - Culture And Recreation	94,795	A7999N	103,279
App - Home And Community Services	27,860	A8999N	32,320
App - Employee Benefits	82,627	A9199N	79,025
App - Debt Service	113,000	A9899N	110,000
TOTAL Appropriations	1,155,186		1,292,874
TOTAL Appropriations And Other Uses	1,155,186		1,292,874

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(B) GENERAL TOWN-OUTSIDE VG

Balance Sheet

Code Description	2017	EdpCode	2018
Assets			
Cash	100,353	B200	27,902
Cash In Time Deposits	77,261	B201	173,941
TOTAL Cash	177,614		201,843
Accounts Receivable	515	B380	3,172
TOTAL Other Receivables (net)	515		3,172
TOTAL Assets and Deferred Outflows of Resources	178,129		205,015

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(B) GENERAL TOWN-OUTSIDE VG

Balance Sheet

Code Description	2017	EdpCode	2018
Accounts Payable	651	B600	1,516
TOTAL Accounts Payable	651		1,516
Accrued Liabilities	175	B601	311
TOTAL Accrued Liabilities	175		311
Due To Employees' Retirement System	2,973	B637	3,389
TOTAL Due To Other Governments	2,973		3,389
TOTAL Liabilities	3,799		5,216
Fund Balance			
Assigned Appropriated Fund Balance	27,547	B914	43,795
Assigned Unappropriated Fund Balance	146,783	B915	156,004
TOTAL Assigned Fund Balance	174,330		199,799
TOTAL Fund Balance	174,330		199,799
TOTAL Liabilities, Deferred Inflows And Fund Balance	178,129		205,015

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(B) GENERAL TOWN-OUTSIDE VG

Results of Operation

Code Description	2017	EdpCode	2018
Revenues			
Real Property Taxes	53,475	B1001	78,475
TOTAL Real Property Taxes	53,475		78,475
Sales Tax (from County)	6,554	B1120	14,524
Franchises	34,271	B1170	35,704
TOTAL Non Property Tax Items	40,825		50,228
Zoning Fees	510	B2110	225
Planning Board Fees	355	B2115	345
TOTAL Departmental Income	865		570
Interest And Earnings	749	B2401	783
TOTAL Use of Money And Property	749		783
Building And Alteration Permits	9,467	B2555	7,145
TOTAL Licenses And Permits	9,467		7,145
Refunds of Prior Year's Expenditures	303	B2701	461
TOTAL Miscellaneous Local Sources	303		461
St Aid, State Revenue Sharing	38,854	B3001	38,854
TOTAL State Aid	38,854		38,854
TOTAL Revenues	144,538		176,516
TOTAL Detail Revenues And Other Sources	144,538		176,516

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(B) GENERAL TOWN-OUTSIDE VG

Results of Operation

Code Description	2017	EdpCode	2018
Expenditures			
Dir of Finance, Contr Expend		B13104	
TOTAL Dir of Finance	0		0
Law, Contr Expend	3,693	B14204	7,039
TOTAL Law	3,693		7,039
Engineer, Contr Expend	23,675	B14404	11,287
TOTAL Engineer	23,675		11,287
TOTAL General Government Support	27,368		18,326
Police, Contr Expend	9,999	B31204	20,000
TOTAL Police	9,999		20,000
Safety Inspection, Pers Serv	28,685	B36201	31,782
Safety Inspection, Contr Expend	1,678	B36204	1,697
TOTAL Safety Inspection	30,363		33,479
TOTAL Public Safety	40,362		53,479
Registrar of Vital Statistics, Pers Serv	790	B40201	806
TOTAL Registrar of Vital Statistics	790		806
TOTAL Health	790		806
Publicity, Contr Expend	2,177	B64104	2,093
TOTAL Publicity	2,177		2,093
TOTAL Economic Assistance And Opportunity	2,177		2,093
Parks, Contr Expend	12,000	B71104	12,000
TOTAL Parks	12,000		12,000
Library, Contr Expend	47,000	B74104	48,000
TOTAL Library	47,000		48,000
TOTAL Culture And Recreation	59,000		60,000
Zoning, Pers Serv	3,084	B80101	2,667
Zoning, Contr Expend	2,152	B80104	1,530
TOTAL Zoning	5,236		4,197
Planning, Pers Serv	4,952	B80201	4,042
Planning, Contr Expend	334	B80204	417
TOTAL Planning	5,286		4,459
TOTAL Home And Community Services	10,522		8,656
State Retirement, Empl Bnfts	3,759	B90108	4,380
Social Security , Empl Bnfts	2,425	B90308	3,205
Unemployment Insurance, Empl Bnfts		B90508	9
Disability Insurance, Empl Bnfts	47	B90558	72
Hospital & Medical (dental) Ins, Empl Bnft	21	B90608	21
TOTAL Employee Benefits	6,252		7,687
TOTAL Expenditures	146,471		151,047
TOTAL Detail Expenditures And Other Uses	146,471		151,047

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(B) GENERAL TOWN-OUTSIDE VG

Analysis of Changes in Fund Balance

Code Description	2017	EdpCode	2018
Analysis of Changes in Fund Balance			
Fund Balance - Beginning of Year	176,263	B8021	174,330
Restated Fund Balance - Beg of Year	176,263	B8022	174,330
ADD - REVENUES AND OTHER SOURCES	144,538		176,516
DEDUCT - EXPENDITURES AND OTHER USES	146,471		151,047
Fund Balance - End of Year	174,330	B8029	199,799

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(B) GENERAL TOWN-OUTSIDE VG

Budget Summary

Code Description	2018	EdpCode	2019
Estimated Revenues			
Est Rev - Real Property Taxes	78,475	B1049N	78,475
Est Rev - Non Property Tax Items	38,737	B1199N	38,737
Est Rev - Intergovernmental Charges	350	B2399N	350
Est Rev - Licenses And Permits	10,000	B2599N	10,000
Est Rev - State Aid	35,000	B3099N	35,000
TOTAL Estimated Revenues	162,562		162,562
Appropriated Fund Balance	27,547	B599N	43,795
TOTAL Estimated Other Sources	27,547		43,795
TOTAL Estimated Revenues And Other Sources	190,109		206,357

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(B) GENERAL TOWN-OUTSIDE VG

Budget Summary

Code Description	2018	EdpCode	2019
Appropriations			
App - General Government Support	29,000	B1999N	33,000
App - Public Safety	62,319	B3999N	62,730
App - Health	774	B4999N	789
App - Transportation	10,000	B5999N	20,000
App - Economic Assistance And Opportunity	2,400	B6999N	2,400
App - Culture And Recreation	60,000	B7999N	61,000
App - Home And Community Services	17,922	B8999N	18,190
App - Employee Benefits	7,694	B9199N	8,248
TOTAL Appropriations	190,109		206,357
TOTAL Appropriations And Other Uses	190,109		206,357

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(DA) HIGHWAY-TOWN-WIDE

Balance Sheet

Code Description	2017	EdpCode	2018
Assets			
Cash	319,952	DA200	231,420
Cash In Time Deposits	159,029	DA201	180,939
TOTAL Cash	478,981		412,359
Accounts Receivable	188	DA380	144
TOTAL Other Receivables (net)	188		144
Due From Other Funds	372	DA391	100
TOTAL Due From Other Funds	372		100
Cash Special Reserves	159,000	DA230	249,000
TOTAL Restricted Assets	159,000		249,000
TOTAL Assets and Deferred Outflows of Resources	638,541		661,603

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(DA) HIGHWAY-TOWN-WIDE

Balance Sheet

Code Description	2017	EdpCode	2018
Accounts Payable	4,337	DA600	2,121
TOTAL Accounts Payable	4,337		2,121
Accrued Liabilities	7,376	DA601	5,575
TOTAL Accrued Liabilities	7,376		5,575
Due To Other Funds		DA630	
TOTAL Due To Other Funds	0		0
Due To Employees' Retirement System	12,006	DA637	11,610
TOTAL Due To Other Governments	12,006		11,610
TOTAL Liabilities	23,719		19,306
Fund Balance			
Capital Reserve	159,000	DA878	249,000
TOTAL Restricted Fund Balance	159,000		249,000
Assigned Appropriated Fund Balance	209,161	DA914	208,143
Assigned Unappropriated Fund Balance	246,661	DA915	185,154
TOTAL Assigned Fund Balance	455,822		393,297
TOTAL Fund Balance	614,822		642,297
TOTAL Liabilities, Deferred Inflows And Fund Balance	638,541		661,603

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(DA) HIGHWAY-TOWN-WIDE

Results of Operation

Code Description	2017	EdpCode	2018
Revenues			
Real Property Taxes	235,797	DA1001	285,797
TOTAL Real Property Taxes	235,797		285,797
Transportation Services, Other Govts	4,139	DA2300	2,551
Snow Removal Services-Other Govts	116,594	DA2302	116,529
TOTAL Intergovernmental Charges	120,733		119,080
Interest And Earnings	2,406	DA2401	705
Rental of Real Property, Individuals		DA2410	12,375
Rental of Equipment	26,906	DA2414	55,566
TOTAL Use of Money And Property	29,312		68,646
Sales, Other	41,364	DA2655	
TOTAL Sale of Property And Compensation For Loss	41,364		0
Refunds of Prior Year's Expenditures	202	DA2701	
TOTAL Miscellaneous Local Sources	202		0
St Aid, Other Aid (specify)	100,000	DA3089	
TOTAL State Aid	100,000		0
TOTAL Revenues	527,408		473,523
TOTAL Detail Revenues And Other Sources	527,408		473,523

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(DA) HIGHWAY-TOWN-WIDE

Results of Operation

Code Description	2017	EdpCode	2018
Expenditures			
Maint of Bridges, Pers Serv	12,361	DA51201	10,202
TOTAL Maint of Bridges	12,361		10,202
Machinery, Pers Serv	81,080	DA51301	93,877
Machinery, Equip & Cap Outlay	223,299	DA51302	50,731
Machinery, Contr Expend	69,585	DA51304	80,099
TOTAL Machinery	373,964		224,707
Brush And Weeds, Pers Serv	36,188	DA51401	35,410
Brush And Weeds, Contr Expend	8,925	DA51404	5,654
TOTAL Brush And Weeds	45,113		41,064
Snow Removal, Pers Serv	8,876	DA51421	9,740
Snow Removal, Contr Expend	26,070	DA51424	26,950
TOTAL Snow Removal	34,946		36,690
Services Other Govts, Pers Serv	18,303	DA51481	24,591
Services Other Govts, Contr Expend	43,237	DA51484	62,726
TOTAL Services Other Govts	61,540		87,317
TOTAL Transportation	527,924		399,980
State Retirement, Empl Bnfts	15,570	DA90108	15,612
Social Security , Empl Bnfts	12,340	DA90308	14,382
Disability Insurance, Empl Bnfts	44	DA90558	169
Hospital & Medical (dental) Ins, Empl Bnft	11,169	DA90608	15,905
TOTAL Employee Benefits	39,123		46,068
TOTAL Expenditures	567,047		446,048
TOTAL Detail Expenditures And Other Uses	567,047		446,048

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(DA) HIGHWAY-TOWN-WIDE

Analysis of Changes in Fund Balance

Code Description	2017	EdpCode	2018
Analysis of Changes in Fund Balance			
Fund Balance - Beginning of Year	654,461	DA8021	614,822
Restated Fund Balance - Beg of Year	654,461	DA8022	614,822
ADD - REVENUES AND OTHER SOURCES	527,408		473,523
DEDUCT - EXPENDITURES AND OTHER USES	567,047		446,048
Fund Balance - End of Year	614,822	DA8029	642,297

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(DA) HIGHWAY-TOWN-WIDE

Budget Summary

Code Description	2018	EdpCode	2019
Estimated Revenues			
Est Rev - Real Property Taxes	285,797	DA1049N	225,797
Est Rev - Intergovernmental Charges	103,300	DA2399N	103,300
Est Rev - Use of Money And Property	32,000	DA2499N	32,000
Est Rev - Sale of Prop And Comp For Loss		DA2699N	25,000
TOTAL Estimated Revenues	421,097		386,097
Appropriated Reserve		DA511N	200,000
Appropriated Fund Balance	209,161	DA599N	208,143
TOTAL Estimated Other Sources	209,161		408,143
TOTAL Estimated Revenues And Other Sources	630,258		794,240

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(DA) HIGHWAY-TOWN-WIDE

Budget Summary

Code Description	2018	EdpCode	2019
Appropriations			
App - Transportation	582,700	DA5999N	743,250
App - Employee Benefits	47,558	DA9199N	50,990
TOTAL Appropriations	630,258		794,240
TOTAL Appropriations And Other Uses	630,258		794,240

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(DB) HIGHWAY-PART-TOWN

Balance Sheet

Code Description	2017	EdpCode	2018
Assets			
Cash	137,122	DB200	113,983
Cash In Time Deposits	140,556	DB201	230,842
TOTAL Cash	277,678		344,825
TOTAL Assets and Deferred Outflows of Resources	277,678		344,825

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(DB) HIGHWAY-PART-TOWN

Balance Sheet

Code Description	2017	EdpCode	2018
Due To Employees' Retirement System	12,006	DB637	11,611
TOTAL Due To Other Governments	12,006		11,611
TOTAL Liabilities	12,006		11,611
Fund Balance			
Assigned Appropriated Fund Balance	22,072	DB914	37,926
Assigned Unappropriated Fund Balance	243,600	DB915	295,288
TOTAL Assigned Fund Balance	265,672		333,214
TOTAL Fund Balance	265,672		333,214
TOTAL Liabilities, Deferred Inflows And Fund Balance	277,678		344,825

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(DB) HIGHWAY-PART-TOWN

Results of Operation

Code Description	2017	EdpCode	2018
Revenues			
Real Property Taxes	239,738	DB1001	264,738
TOTAL Real Property Taxes	239,738		264,738
Interest And Earnings	1,032	DB2401	1,561
TOTAL Use of Money And Property	1,032		1,561
St Aid, Consolidated Highway Aid	140,412	DB3501	140,461
TOTAL State Aid	140,412		140,461
TOTAL Revenues	381,182		406,760
TOTAL Detail Revenues And Other Sources	381,182		406,760

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(DB) HIGHWAY-PART-TOWN

Results of Operation

Code Description	2017	EdpCode	2018
Expenditures			
Maint of Streets, Pers Serv	38,928	DB51101	39,982
Maint of Streets, Contr Expend	69,307	DB51104	262,822
TOTAL Maint of Streets	108,235		302,804
Perm Improve Highway, Equip & Cap Outlay	211,785	DB51122	
TOTAL Perm Improve Highway	211,785		0
TOTAL Transportation	320,020		302,804
State Retirement, Empl Bnfts	15,570	DB90108	15,613
Social Security, Empl Bnfts	2,986	DB90308	3,053
Unemployment Insurance, Empl Bnfts		DB90508	
Disability Insurance, Empl Bnfts	44	DB90558	169
Hospital & Medical (dental) Ins, Empl Bnft	14,168	DB90608	17,579
TOTAL Employee Benefits	32,768		36,414
TOTAL Expenditures	352,788		339,218
TOTAL Detail Expenditures And Other Uses	352,788		339,218

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(DB) HIGHWAY-PART-TOWN

Analysis of Changes in Fund Balance

Code Description	2017	EdpCode	2018
Analysis of Changes in Fund Balance			
Fund Balance - Beginning of Year	237,278	DB8021	265,672
Restated Fund Balance - Beg of Year	237,278	DB8022	265,672
ADD - REVENUES AND OTHER SOURCES	381,182		406,760
DEDUCT - EXPENDITURES AND OTHER USES	352,788		339,218
Fund Balance - End of Year	265,672	DB8029	333,214

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(DB) HIGHWAY-PART-TOWN

Budget Summary

Code Description	2018	EdpCode	2019
Estimated Revenues			
Est Rev - Real Property Taxes	264,738	DB1049N	264,738
Est Rev - State Aid	99,191	DB3099N	140,461
TOTAL Estimated Revenues	363,929		405,199
Appropriated Fund Balance	22,072	DB599N	37,926
TOTAL Estimated Other Sources	22,072		37,926
TOTAL Estimated Revenues And Other Sources	386,001		443,125

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(DB) HIGHWAY-PART-TOWN

Budget Summary

Code Description	2018	EdpCode	2019
Appropriations			
App - Transportation	348,243	DB5999N	400,994
App - Employee Benefits	37,758	DB9199N	42,131
TOTAL Appropriations	386,001		443,125
TOTAL Appropriations And Other Uses	386,001		443,125

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(K) GENERAL FIXED ASSETS

Balance Sheet

Code Description	2017	EdpCode	2018
Assets			
Land	80,895	K101	80,895
Buildings	7,901,802	K102	7,901,802
Machinery And Equipment	2,189,309	K104	2,665,213
TOTAL Fixed Assets (net)	10,172,006		10,647,910
TOTAL Assets and Deferred Outflows of Resources	10,172,006		10,647,910

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(K) GENERAL FIXED ASSETS

Balance Sheet

Code Description	2017	EdpCode	2018
Liabilities, Deferred Inflows And Fund Balance			
Total Non-Current Govt Assets	10,172,006	K159	10,647,910
TOTAL Investments in Non-Current Government Assets	10,172,006		10,647,910
TOTAL Fund Balance	10,172,006		10,647,910
TOTAL	10,172,006		10,647,910

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(SD) DRAINAGE

Balance Sheet

Code Description	2017	EdpCode	2018
Assets			
Cash	27,520	SD200	32,020
TOTAL Cash	27,520		32,020
TOTAL Assets and Deferred Outflows of Resources	27,520		32,020

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(SD) DRAINAGE

Balance Sheet

Code Description	2017	EdpCode	2018
Fund Balance			
Assigned Unappropriated Fund Balance	27,520	SD915	32,020
TOTAL Assigned Fund Balance	27,520		32,020
TOTAL Fund Balance	27,520		32,020
TOTAL Liabilities, Deferred Inflows And Fund Balance	27,520		32,020

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(SD) DRAINAGE

Results of Operation

Code Description	2017	EdpCode	2018
Revenues			
Real Property Taxes	4,500	SD1001	4,500
TOTAL Real Property Taxes	4,500		4,500
TOTAL Revenues	4,500		4,500
TOTAL Detail Revenues And Other Sources	4,500		4,500

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

Results of Operation

Code Description	2017	EdpCode	2018
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TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(SD) DRAINAGE

Analysis of Changes in Fund Balance

Code Description	2017	EdpCode	2018
Analysis of Changes in Fund Balance			
Fund Balance - Beginning of Year	23,020	SD8021	27,520
Restated Fund Balance - Beg of Year	23,020	SD8022	27,520
ADD - REVENUES AND OTHER SOURCES	4,500		4,500
Fund Balance - End of Year	27,520	SD8029	32,020

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(SL) LIGHTING

Balance Sheet

Code Description	2017	EdpCode	2018
Assets			
Cash	8,902	SL200	10,808
TOTAL Cash	8,902		10,808
TOTAL Assets and Deferred Outflows of Resources	8,902		10,808

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(SL) LIGHTING

Balance Sheet

Code Description	2017	EdpCode	2018
Accounts Payable		SL600	1,077
TOTAL Accounts Payable	0		1,077
TOTAL Liabilities	0		1,077
Fund Balance			
Assigned Appropriated Fund Balance	1,000	SL914	1,000
Assigned Unappropriated Fund Balance	7,902	SL915	8,731
TOTAL Assigned Fund Balance	8,902		9,731
TOTAL Fund Balance	8,902		9,731
TOTAL Liabilities, Deferred Inflows And Fund Balance	8,902		10,808

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(SL) LIGHTING

Results of Operation

Code Description	2017	EdpCode	2018
Revenues			
Real Property Taxes	12,500	SL1001	13,250
TOTAL Real Property Taxes	12,500		13,250
TOTAL Revenues	12,500		13,250
TOTAL Detail Revenues And Other Sources	12,500		13,250

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(SL) LIGHTING

Results of Operation

Code Description	2017	EdpCode	2018
Expenditures			
Street Lighting, Contr Expend	10,946	SL51824	12,421
TOTAL Street Lighting	10,946		12,421
TOTAL Transportation	10,946		12,421
TOTAL Expenditures	10,946		12,421
TOTAL Detail Expenditures And Other Uses	10,946		12,421

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(SL) LIGHTING

Analysis of Changes in Fund Balance

Code Description	2017	EdpCode	2018
Analysis of Changes in Fund Balance			
Fund Balance - Beginning of Year	7,348	SL8021	8,902
Restated Fund Balance - Beg of Year	7,348	SL8022	8,902
ADD - REVENUES AND OTHER SOURCES	12,500		13,250
DEDUCT - EXPENDITURES AND OTHER USES	10,946		12,421
Fund Balance - End of Year	8,902	SL8029	9,731

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(SW) WATER

Balance Sheet

Code Description	2017	EdpCode	2018
Assets			
Cash	60,525	SW200	104,078
TOTAL Cash	60,525		104,078
Water Rents Receivable	39,472	SW350	132,143
TOTAL Other Receivables (net)	39,472		132,143
TOTAL Assets and Deferred Outflows of Resources	99,997		236,221

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(SW) WATER

Balance Sheet

Code Description	2017	EdpCode	2018
Accounts Payable	16,579	SW600	33,369
TOTAL Accounts Payable	16,579		33,369
Accrued Liabilities	1,037	SW601	1,388
TOTAL Accrued Liabilities	1,037		1,388
Due To Other Funds	15,619	SW630	10,000
TOTAL Due To Other Funds	15,619		10,000
Due To Employees' Retirement System	7,763	SW637	3,381
TOTAL Due To Other Governments	7,763		3,381
TOTAL Liabilities	40,998		48,138
Fund Balance			
Assigned Appropriated Fund Balance	58,999	SW914	83,613
Assigned Unappropriated Fund Balance		SW915	104,470
TOTAL Assigned Fund Balance	58,999		188,083
Unassigned Fund Balance		SW917	
TOTAL Unassigned Fund Balance	0		0
TOTAL Fund Balance	58,999		188,083
TOTAL Liabilities, Deferred Inflows And Fund Balance	99,997		236,221

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(SW) WATER

Results of Operation

Code Description	2017	EdpCode	2018
Revenues			
Real Property Taxes	10,441	SW1001	10,441
TOTAL Real Property Taxes	10,441		10,441
Metered Water Sales	317,363	SW2140	439,521
Water Service Charges	12,614	SW2144	20,975
Interest & Penalties On Water Rents		SW2148	43,096
TOTAL Departmental Income	329,977		503,592
Interest And Earnings	19	SW2401	8
Rental of Real Property, Other Govts	61,697	SW2410	63,548
TOTAL Use of Money And Property	61,716		63,556
Sales of Equipment	1,530	SW2665	
TOTAL Sale of Property And Compensation For Loss	1,530		0
Refunds of Prior Year's Expenditures	1,190	SW2701	3,426
TOTAL Miscellaneous Local Sources	1,190		3,426
TOTAL Revenues	404,854		581,015
TOTAL Detail Revenues And Other Sources	404,854		581,015

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(SW) WATER

Results of Operation

Code Description	2017	EdpCode	2018
Expenditures			
Fiscal Agents Fees, Contr Expend	2,520	SW13804	16,158
TOTAL Fiscal Agents Fees	2,520		16,158
TOTAL General Government Support	2,520		16,158
Water Administration, Pers Serv	10,265	SW83101	7,234
Water Administration, Contr Expend	29,972	SW83104	17,432
TOTAL Water Administration	40,237		24,666
Source Supply Pwr & Pump, Contr Expend	202,369	SW83204	199,490
TOTAL Source Supply Pwr & Pump	202,369		199,490
Water Trans & Distrib, Pers Serv	87,458	SW83401	66,904
Water Trans & Distrib, Equip & Cap Outlay	30,054	SW83402	
Water Trans & Distrib, Contr Expend	121,395	SW83404	61,767
TOTAL Water Trans & Distrib	238,907		128,671
TOTAL Home And Community Services	481,513		352,827
State Retirement, Empl Bnfts	10,384	SW90108	5,969
Social Security , Empl Bnfts	7,451	SW90308	5,668
Unemployment Insurance, Empl Bnfts	8,660	SW90508	2,610
Disability Insurance, Empl Bnfts	27	SW90558	11
Hospital & Medical (dental) Ins, Empl Bnft	1,349	SW90608	5
TOTAL Employee Benefits	27,871		14,263
Debt Principal, Serial Bonds	84,000	SW97106	84,000
TOTAL Debt Principal	84,000		84,000
Debt Interest, Serial Bonds	16,973	SW97107	14,705
TOTAL Debt Interest	16,973		14,705
TOTAL Expenditures	612,877		481,953
TOTAL Detail Expenditures And Other Uses	612,877		481,953

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(SW) WATER

Analysis of Changes in Fund Balance

Code Description	2017	EdpCode	2018
Analysis of Changes in Fund Balance			
Fund Balance - Beginning of Year	267,022	SW8021	58,999
Prior Period Adj -Increase In Fund Balance		SW8012	30,022
Restated Fund Balance - Beg of Year	267,022	SW8022	89,021
ADD - REVENUES AND OTHER SOURCES	404,854		581,015
DEDUCT - EXPENDITURES AND OTHER USES	612,877		481,953
Fund Balance - End of Year	58,999	SW8029	188,083

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(SW) WATER

Budget Summary

Code Description	2018	EdpCode	2019
Estimated Revenues			
Est Rev - Real Property Tax Items	10,441	SW1099N	9,692
Est Rev - Intergovernmental Charges	409,000	SW2399N	420,000
Est Rev - Use of Money And Property	17,000	SW2499N	17,000
Est Rev - Sale of Prop And Comp For Loss	46,010	SW2699N	56,000
Est Rev - Miscellaneous Local Sources	1,000	SW2799N	1,000
TOTAL Estimated Revenues	483,451		503,692
Appropriated Fund Balance	106,086	SW599N	83,613
TOTAL Estimated Other Sources	106,086		83,613
TOTAL Estimated Revenues And Other Sources	589,537		587,305

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(SW) WATER

Budget Summary

Code Description	2018	EdpCode	2019
Appropriations			
App - General Government Support	10,000	SW1999N	10,000
App - Home And Community Services	445,170	SW8999N	450,680
App - Employee Benefits	21,851	SW9199N	16,008
App - Debt Service	112,516	SW9899N	110,617
TOTAL Appropriations	589,537		587,305
TOTAL Appropriations And Other Uses	589,537		587,305

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(TA) AGENCY

Balance Sheet

Code Description	2017	EdpCode	2018
Assets			
Cash	6,980	TA200	6,474
TOTAL Cash	6,980		6,474
Due From Other Funds		TA391	
TOTAL Due From Other Funds	0		0
Due From Other Governments	3,393	TA440	884
TOTAL Due From Other Governments	3,393		884
TOTAL Assets and Deferred Outflows of Resources	10,373		7,358

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(TA) AGENCY

Balance Sheet

Code Description	2017	EdpCode	2018
Due To Other Funds	10,373	TA630	7,358
TOTAL Due To Other Funds	10,373		7,358
TOTAL Liabilities	10,373		7,358
TOTAL Liabilities, Deferred Inflows And Fund Balance	10,373		7,358

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(W) GENERAL LONG-TERM DEBT

Balance Sheet

Code Description	2017	EdpCode	2018
Assets			
Total Non-Current Govt Liabilities	1,374,564	W129	1,084,872
TOTAL Provision To Be Made In Future Budgets	1,374,564		1,084,872
TOTAL Assets and Deferred Outflows of Resources	1,374,564		1,084,872

TOWN OF Avon
Annual Update Document
For the Fiscal Year Ending 2018

(W) GENERAL LONG-TERM DEBT

Balance Sheet

Code Description	2017	EdpCode	2018
Net Pension Liability -Proportionate Share	173,900	W638	61,569
Compensated Absences	8,664	W687	15,303
TOTAL Other Liabilities	182,564		76,872
Bonds Payable	1,192,000	W628	1,008,000
TOTAL Bond And Long Term Liabilities	1,192,000		1,008,000
TOTAL Liabilities	1,374,564		1,084,872
TOTAL Liabilities	1,374,564		1,084,872

TOWN OF Avon
Statement of Indebtedness
For the Fiscal Year Ending 2018

County of: Livingston

Municipal Code: 240304500000

First Year	Debt Code	Description	Cops Flag	Comp Flag	Date of Issue	Date of Maturity	Int. Rate	Var?	Amt. Orig. Issued	O/S Beg. of Year	Paid Dur. Year	Redeemed Bond Proc.	Prior Yr. Adjust.	Accreted Interest	O/S End of Year
2011	BOND E	Rte 39			12/10/2010	12/15/2048	2.25%			\$187,000	\$4,000	\$0	\$0		\$183,000
2008	BOND E	EFC Loan			07/22/2004	08/15/2024	0.00%			\$605,000	\$80,000	\$0	\$0		\$525,000
2009	BOND N	Town Hall			12/15/2009	12/15/2021	2.50%		\$1,200,000	\$400,000	\$100,000	\$0	\$0		\$300,000
Total for Type/Exempt Status - Sums Issued Amts only made in AFR Year									\$0	\$1,192,000	\$184,000	\$0	\$0	\$0	\$1,008,000
AFR Year Total for All Debt Types - Sums Issued Amts only made in AFR Year									\$0	\$1,192,000	\$184,000	\$0	\$0	\$0	\$1,008,000

TOWN OF Avon
 Schedule of Time Deposits and Investments
 For the Fiscal Year Ending 2018

	EDP Code	Amount
CASH:		
On Hand	9Z2001	\$280.00
Demand Deposits	9Z2011	\$616,028.00
Time Deposits	9Z2021	\$1,476,022.00
Total		\$2,092,330.00
 COLLATERAL:		
- FDIC Insurance	9Z2014	\$500,000.00
Collateralized with securities held in possession of municipality or its agent	9Z2014A	\$1,592,330.00
Total		\$2,092,330.00
 INVESTMENTS:		
- Securities (450)		
Book Value (cost)	9Z4501	
Market Value at Balance Sheet Date	9Z4502	
Collateralized with securities held in possession of municipality or its agent	9Z4504A	
- Repurchase Agreements (451)		
Book Value (cost)	9Z4511	
Market Value at Balance Sheet Date	9Z4512	
Collateralized with securities held in possession of municipality or its agent	9Z4514A	

TOWN OF Avon
Bank Reconciliation
For the Fiscal Year Ending 2018

Include All Checking, Savings and C.D. Accounts

Bank Account Number	Bank Balance	Add: Deposit In Transit	Less: Outstanding Checks	Adjusted Bank Balance
****-0044	\$459,102	\$0	\$0	\$459,102
****-0045	\$909,027	\$0	\$0	\$909,027
****-0458	\$4,086	\$0	\$0	\$4,086
****-1477	\$50,080	\$0	\$0	\$50,080
****-2397	\$57,813	\$0	\$0	\$57,813
****-3841	\$1,488	\$0	\$330	\$1,158
****-6691	\$176,125	\$0	\$17,349	\$158,776
****-6705	\$351,902	\$0	\$6,499	\$345,403
****-6713	\$101,332	\$405	\$1,745	\$99,992
****-6721	\$7,743	\$0	\$1,269	\$6,474
****-6993	\$157	\$0	\$0	\$157
Total Adjusted Bank Balance				\$2,092,068
Petty Cash				\$280.00
Adjustments				\$-18.00
Total Cash				9ZCASH * \$2,092,330
Total Cash Balance All Funds				9ZCASHB * \$2,092,330
* Must be equal				

TOWN OF Avon
Local Government Questionnaire
For the Fiscal Year Ending 2018

	Response
1) Does your municipality have a written procurement policy?	Yes
2) Have the financial statements for your municipality been independently audited?	No
If not, are you planning on having an audit conducted?	No
3) Does your local government participate in an insurance pool with other local governments?	Yes
4) Does your local government participate in an investment pool with other local governments?	No
5) Does your municipality have a Length of Service Award Program (LOSAP) for volunteer firefighters?	No
6) Does your municipality have a Capital Plan?	No
7) Has your municipality prepared and documented a risk assessment plan?	No
If yes, has your municipality used the results to design the system of internal controls?	
8) Have you had a change in chief executive or chief fiscal officer during the last year?	No
9) Has your Local Government adopted an investment policy as required by General Municipal Law, Section 39?	Yes

TOWN OF Avon
Employee and Retiree Benefits
For the Fiscal Year Ending 2018

Total Full Time Employees:		7			
Total Part Time Employees:		22			
Account Code	Description	Total Expenditures (All Funds)	# of Full Time Employees	# of Part Time Employees	# of Retirees
90108	State Retirement System	\$73,268.00	7	21	
90158	Police and Fire Retirement				
90258	Local Pension Fund				
90308	Social Security	\$52,240.00	7	22	
90408	Worker's Compensation Insurance				
90458	Life Insurance				
90508	Unemployment Insurance	\$2,626.00		1	
90558	Disability Insurance	\$633.00	7	8	
90608	Hospital and Medical (Dental) Insurance	\$53,435.00	7	2	3
90708	Union Welfare Benefits				
90858	Supplemental Benefit Payment to Disabled Fire Fighters				
91890	Other Employee Benefits				
Total		\$182,202.00			
Computed Total From Financial Section (comparative purposes only)		\$182,202.00			

TOWN OF Avon
 Energy Costs and Consumption
 For the Fiscal Year Ending 2018

Energy Type	Total Expenditures	Total Volume	Units Of Measure	Alternative Units Of Measure
Gasoline	\$7,250	3,461	gallons	
Diesel Fuel	\$29,669	11,526	gallons	
Fuel Oil			gallons	
Natural Gas	\$2,708	341,445	cubic feet	
Electricity	\$19,404	326,716	kilowatt-hours	
Coal			tons	
Propane			gallons	

CERTIFICATION OF CHIEF FISCAL OFFICER

I, David LeFeber, hereby certify that I am the Chief Fiscal Officer of the Town of Avon, and that the information provided in the annual financial report of the Town of Avon, for the fiscal year ended 12/31/2018, is TRUE and correct to the best of my knowledge and belief.

By entering the personal identification number assigned by the Office of the State Comptroller to me as the Chief Fiscal Officer of the Town of Avon, and adopted by me as my signature for use in conjunction with the filing of the Town of Avon 's annual financial report, I am evidencing my express intent to authenticate my certification of the Town of Avon's annual financial report for the fiscal year ended 12/31/2018 and filed by means of electronic data transmission.

Baldwin Business Services
Name of Report Preparer if different than Chief Fiscal Officer

David LeFeber
Name

(585) 468-5842
Telephone Number

Supervisor
Title

23 Genesee St., Avon, NY 14414
Official Address

04/01/2019
Date of Certification

(585) 226-2424
Official Telephone Number

TOWN OF Avon
Financial Comments
For the Fiscal Year Ending 2018

(SW) WATER

Adjustment Reason

Account Code SW801: CPA Audit accrual adjustments: \$69,321 Accounts Receivables, \$39,299 Accounts Payable.

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

DISCUSSION – PROCUREMENT POLICY

Supervisor LeFeber stated that raising spending limits on the Town of Avon Procurement Policy will be reviewed at a future meeting.

DISCUSSION – TOWN HALL/OPERA BLOCK IMPROVEMENTS

Councilman Drozdzial reported that the panic buttons have been installed in the Town Hall/Opera Block. The next item is the furniture for the Board room.

DISCUSSION – SOLAR PILOT

Attorney Campbell reported that an agreement has been reached, however; documents need to be drafted. The Planning Board can act as though the PILOT agreement has been completed.

DISCUSSION – PLANNING BOARD MEETING BEGINS

The following minutes of the Planning Board actions have been provided by Kim McDowell, Planning Board Clerk.

Visitor Online minutes. Sharon to distribute.

PLANNING & TOWN MEETING

THURSDAY, APRIL 11, 2019

MEMBERS PRESENT: PLANNING: KATHY COLE, RANDY KOZLOWSKI, CLARA MULLIGAN, MICHAEL MILES, KATHY MANNIX

TOWN: DAVID LEFEBER, TOM MAIRS, JIMMY HARRINGTON, MALACHY COYNE, PAUL DROZDZIEL

ABSENT: THOMAS MCGOVERN

OTHERS: BRIAN GLISE (COE, AVON), LANCE BRABANT (MRB ENGINEER, JIM CAMPBELL (TOWN ATTORNEY)

VISITORS: JANET MANKO, JUDY FALZOI, BRUCE HOWLETT, CHUCK MORGAN, DAVE RASSNUSSEN, DAN HOLTJE, TOM MATTICE, BILL BACON, OWEN HUNTER

CLERK: KIM MCDOWELL

PLANNING BOARD MOTION TO OPEN THE MEETING WAS MADE BY KATHY MANNIX, SECONDED BY RANDY.

KATHLEEN COLE -AYE
TOM MCGOVERN - ABSENT
RANDY KOZLOWSKI - AYE
KATHLEEN MANNIX - AYE
CLARA MULLIGAN - AYE
MICHAEL MILES - AYE

CARRIED 5-0.

PLANNING BOARD MOTION TO APPROVE THE MINUTES FROM THE JOINT MEETING ON MARCH 5, 2019 WAS MADE BY MIKE, SECONDED BY RANDY.

KATHLEEN COLE -AYE
TOM MCGOVERN - ABSENT
RANDY KOZLOWSKI - AYE
KATHLEEN MANNIX - ABSTAIN
CLARA MULLIGAN - AYE
MICHAEL MILES - AYE

CARRIED 4-0.

Chuck Morgan spoke briefly regarding recent comments made regarding the solar and Right-to-Farm laws. Please see attached sheets for his specific comments.

UPSTATE ELECTRICAL TECHNOLOGIES CORP. (UET/INTERSTATE DR. LOT 13/
TAX PARCEL#35.-1-13.517-SUBDIVISION & SITE PLAN APPROVAL

Mr. Holtje had a new set of maps for the subdivision due to MRB Group comment letter. There is no easement on the property so there is a new note on the map regarding that. Mr. Holtje suggested for the other properties in this development that if the Town does grant an easement they do it for all the whole development at one time. Jim and Lance had some discussion on the benefit of the easement to this owner and future owners in this development.

Lance asked Mr. Mattice to give the Town Board and Planning Board a brief review of the changes to the site plan. Mr. Mattice stated that they have made a minor change - they have mirrored the building on the site plan due to vehicle flow and also moved the driveway due to the culvert on property.

Lance stated that we sent out letters for intent to be lead agency and have not received any comments back from them. All lighting meets Town of Avon Code requirements and there will only be one sign on parcel. Lance suggested the sign be a separate discussion at a later date.

Lance read the two-part SEQR - Declared Lead Agency and Short EAF Part 2 and Part 3, Lance read the questions for the Board to answer.

TOWN OF AVON PLANNING BOARD RESOLUTION
UPSTATE ELECTRICAL TECHNOLOGIES CORPORATION
INTERSTATE DRIVE LOT 13
FINAL SUBDIVISION PLAT AND SITE PLAN REVIEW
SEQR - DESIGNATING LEAD AGENCY

WHEREAS, the Town of Avon Planning Board (hereinafter referred to as Planning Board), is also considering Final Subdivision Plat approval and Site Plan approval for the construction of a light industrial building and associated site improvements, as described in the Subdivision Plat dated February 14, 2019, and Site Plans dated February 16, 2019, last revised March 13, 2019 and all other relevant information submitted as of April 11, 2019 (the current application); and

WHEREAS, the Planning Board has determined the proposed action referenced above to be an Unlisted Action under Part 617 of the State Environmental Quality Review (SEQR) Regulations; and

WHEREAS, the Planning Board has on Tuesday, March 5, 2019 declared its intent to be designated the Lead Agency for the proposed Action under the provisions of the State Environmental Quality Review (SEQR) Regulations; and

WHEREAS, the Planning Board has provided written notices to this effect to the involved and interested agencies; and

WHEREAS, the Planning Board has not received any written objections from the involved agencies to the Board's being designated as the lead agency under the SEQR Regulations; and

WHEREAS, the Planning Board has previously determined that it is the most appropriate agency to insure the coordination of this Action and for making the determination of significance thereon under the SEQR Regulations.

NOW, THEREFORE BE IT RESOLVED that the Planning Board does hereby designate itself as the lead agency for the Action identified above herein;

The above Resolution was offered by Kathleen Cole and seconded by Michael Miles at a regular scheduled Planning Board meeting held on April 11, 2019. Following discussion, a voice vote was recorded:

Kathleen Cole - Aye
Randy Kozlowski - Aye
Kathy Mannix - Aye
Thomas McGovern - Absent
Michael Miles - Aye
Clara Mulligan - Aye

I, Kim McDowell, Clerk of the Board, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the minutes of the Town of Avon Planning Board for the April 11, 2019 meeting.

Kim McDowell, L. S.
Kim McDowell, Clerk of the Board

TOWN OF AVON PLANNING BOARD RESOLUTION
UPSTATE ELECTRICAL TECHNOLOGIES CORPORATION
INTERSTATE DRIVE LOT 13
FINAL SUBDIVISION PLAT AND SITE PLAN REVIEW
SEQR - DETERMINATION OF SIGNIFICANCE

WHEREAS, the Town of Avon Planning Board (hereinafter referred to as Planning Board), is also considering Subdivision Plat approval and Site Plan approval for the construction of a light industrial building and associated site improvements, as described in the Subdivision Plat dated February 14, 2019, and Site Plans dated February 16, 2019, last revised March 13, 2019 and all other relevant information submitted as of April 11, 2019 (the current application); and

WHEREAS, the Planning Board has determined the above referenced Action to be an Unlisted Action pursuant to Part 617 of the State Environmental Quality Review (SEQR) regulations; and

WHEREAS, the Planning Board determined that said Action to be subject to a coordinated review and approval by other involved agencies under SEQR Regulations; and

WHEREAS, the Planning Board has been designated the lead agency, under the provisions of Part 617.6 (3) and (4) of article 8 of the State Environmental Conservation Law; and

WHEREAS, the Planning Board has given consideration to the comments provided by the involved agencies and interested agencies at tonight's meeting; and

WHEREAS, the Planning Board has completed its review of Parts 2 and 3 of the Short Environmental Assessment Form (EAF); and

WHEREAS, the Planning Board has given consideration to the criteria for determining significance as set forth in Section 617.7 (c) of the SEQR Regulations and the information contained in Parts 1, 2 and 3 of the Short EAF.

NOW, THEREFORE, BE IT RESOLVED that the Planning Board does hereby accept the findings contained in Parts 2 and 3 of the EAF and directs the Planning Board Chairperson to sign and date the EAF Part 3.

NOW, THEREFORE, BE IT RESOLVED that the Planning Board has reasonably concluded the following impacts are expected to result from the proposed Action, when compared against the criteria in Section 617.7 (c):

- (i) there will not be a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic noise levels; a substantial increase in solid waste production; a substantial increase in potential for erosion, flooding, leaching or drainage problems;
- (ii) there will not be large quantities of vegetation or fauna removed from the site or destroyed as the result of the proposed Action; there will not be substantial interference with the movement of any resident or migratory fish or wildlife species as the result of the proposed Action; there will not be a significant impact upon habitat areas on the site; there are no known threatened or endangered species of animal or plant, or the habitat of such species; or, are there any other significant adverse impacts to natural resources on the site;
- (iii) there are no known Critical Environmental Area(s) on the site which will be impaired as the result of the proposed Action;
- (iv) the overall density of the site is consistent with the Town's Comprehensive Plan land use recommendations;
- (v) the site is will not negatively impact an identified archaeological sensitive area;
- (vi) there will not be an increase in the use of either the quantity or type of energy resulting from the proposed Action;
- (vii) there will not be any hazard created to human health;
- (viii) there will not be a change in the use of active agricultural lands that receive an agricultural use tax exemption or that will ultimately result in the loss of ten acres of such productive farmland;
- (ix) there will not be a larger number of persons attracted to the site for more than a few days when compared to the number of persons who would come to the site absent the Action;
- (x) there will not be created a material demand for other Actions that would result in one of the above consequences;
- (xi) there will not be changes in two or more of the elements of the environment that when considered together result in a substantial adverse impact; and
- (xii) there are not two or more related Actions which would have a significant impact on the environment.

BE IT FURTHER RESOLVED THAT based upon the information and analysis above and the supporting documentation referenced above, the proposed Action **WILL NOT** result in any significant adverse environmental impacts.

BE IT FINALLY RESOLVED that the Planning Board directs that copies of this determination be filed as provided for under the SEQR Regulations.

The above Resolution was offered by Kathleen Cole and seconded by Randy Kozlowski at a regular scheduled Planning Board meeting held on April 11, 2019. Following discussion, a voice vote was recorded:

Kathleen Cole - Aye
Randy Kozlowski - Aye
Kathy Mannix - Aye
Thomas McGovern - Absent
Michael Miles - Aye
Clara Mulligan - Aye

I, Kim McDowell, Clerk of the Board, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the minutes of the Town of Avon Planning Board for the April 11, 2019 meeting.

Kim McDowell, L. S.
Kim McDowell, Clerk of the Board

Jim discussed the PDD and uses as stated in Code 130-18H. Jim read through the Resolution for the Town Board's approval on the use in the PDD. The Town Board feels this is a good fit in the area.

Lance asked if there are any additional comments or concerns regarding the subdivision and site plan. Kathy Mannix asked about landscaping for the site plan around the building, which will be provided on the submission of the final site plan

RESOLUTION #72 PDD JAMES STEELE COMMERCE PARK (FORMERLY KNOWN AS "CROSSROADS COMMERCE PARK) - UPSTATE ELECTRICAL TECHNOLOGIES CORP. (UET)

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

ADOPTED AYES 5 NAYS 0

RESOLUTION

At a regular meeting of the Town Board of the
Town of Avon, Livingston County, State of New York,
held at the Avon Town Hall on April 11, 2019

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, which such uses are also subject to site plan approval by the Town of Avon Planning Board (hereafter "Planning Board"); 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, Upstate Electronics Technologies Controls (hereafter "Applicant") is the contract vendee of the property known as Lot 13 Interstate Drive (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 construct and use a 4,000 +/- square foot single story office and manufacturing building to serve as the Upstate Electronics Technologies Controls (hereafter "UET Controls") new headquarters. The improvements to the lot will also include associated parking areas and utilities; and

RESOLUTION #72 PDD JAMES STEELE COMMERCE PARK (FORMERLY KNOWN AS "CROSSROADS COMMERCE PARK) - UPSTATE ELECTRICAL TECHNOLOGIES CORP. (UET)-continued

WHEREAS, the Town Board wishes to memorialize and specify the parameters of its approval of Applicant's request for issuance of a special permit

NOW, THEREFORE, upon motion by Councilman Harrington seconded by Deputy Supervisor Mairs it is hereby

RESOLVED, that the Town Board of the Town of Avon, pursuant to §130-18 H of the Code, contingent upon Applicant taking title to the subject property, hereby approves of Applicant's request (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. Subject to provisions stated hereafter, Applicant, his successors and assigns shall be permitted to use the property known as Lot 13 Interstate Drive located in the James Steele Commerce Park PDD, Town of Avon for purposes associated with his electronic control panel manufacturing business, including but not limited to construction and use of a 4,000 +/- square foot single story manufacturing and office building to serve as the UET Controls' new headquarters with all associated parking areas and utilities;
2. Applicant, its successors and assigns shall not use any portion of the property for any use that is not specifically approved herein or by further action of the Avon Town Board;
3. Any development of the subject parcel and subsequent use thereof as authorized herein shall be contingent and conditioned on the Applicant first obtaining Subdivision and Site Plan approval from the Town of Avon Planning Board in compliance with the provisions set forth in Articles III, IV, V and VI of Chapter 13 and Article XI of Chapter 130 of the Code at §130-18 and §130-45 through §130-47. Any authority intended to be granted herein shall not become effective and Applicant shall have no vested rights therein until such time that final Subdivision and Site Plan approval has been granted;
4. Any approval of use herein granted shall continue to be contingent upon Applicant (including his successors and assigns) complying with the conditions of approval of any current or future Site Plan approval. Failure by Applicant (including his successors and assigns) to comply with any conditions or requirements of any current or future Site Plan approval shall be grounds for retraction of this approval of use by subsequent action of the Town Board of the Town of Avon;

5. 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 Lot 13 of the James Steele Commerce Park PDD;
6. Without restricting any other remedy provided for herein or available under the law, 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
7. Should Applicant (or an entity of which Applicant is the majority owner) fail to take legal title to the subject property, this Resolution and the Special Permit authorized by it shall automatically become null and void and of no effect at law.

AND 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 Planned Development District and to Lot 13 thereof.

Dated: April 11, 2019

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

TOWN OF AVON PLANNING BOARD RESOLUTION
UPSTATE ELECTRICAL TECHNOLOGIES CORPORATION
INTERSTATE DRIVE LOT 13
FINAL SUBDIVISION PLAT AND SITE PLAN REVIEW

SUBDIVISION PLAT APPROVAL AND SITE PLAN APPROVAL RESOLUTION

WHEREAS, the Town of Avon Planning Board (hereinafter referred to as Planning Board), is considering an application for Final Subdivision Plat approval and Site Plan approval for the construction of a light industrial building and associated site improvements, as described in the Subdivision Plat dated February 14, 2019, and Site Plans dated February 16, 2019, last revised March 13, 2019 and all other relevant information submitted as of April 11, 2019 (the current application); and

WHEREAS, the Planning Board has classified the above referenced Action to be an Unlisted Action under Section 617.5 (c) of the State Environmental Quality Review (SEQR) Regulations; and

WHEREAS, in compliance with NYS Town Law and the regulations of the State Environmental Quality Review Act (SEQRA), a determination of significance and a negative declaration was adopted by the Planning Board on April 11, 2019; and

WHEREAS, on April 11, 2019 the Town Board, pursuant to §130-18 H of the Code, contingent upon the applicant taking title to the subject property and receiving subdivision and site plan approval from the Planning Board, approved the issuance of a Special Permit; and

NOW, THEREFORE, BE IT RESOLVED that the Planning Board does hereby approves the requested Site Plan with the following conditions:

1. Subdivision Plan Approval with conditions as specified is valid for a period of 180 days from today. Once all conditions of Subdivision Plan Approval have been met and shown on revised drawings including the revision dates, the Planning Board Chairperson will then sign the plans. The subdivision plat is to be filed with the County Clerk and with the Town Clerk.
2. Site Plan Approval with conditions specified above herein is valid for a period of 180 days from today. Once all conditions of Site Plan Approval have been met and shown on revised drawings including the revision dates, the Planning Board Chairperson will then sign the Site Plans.
3. Before beginning operations, the subject property will be subject to inspection by the Town Code Enforcement Officer to determine compliance with NYS Building Code requirements and Town Code

requirements and conditions of this approval.

4. All comments regarding the Town Engineer's review, Town Highway Superintendent's review, and the Town Water Superintendent's review of the site plans are to be addressed to their satisfaction and the Final Site Plans signed prior to signing by the Planning Board Chairman.
5. A separate approval by the Planning Board is required for proposed building & ground signage.

The above Resolution was offered by Randy Kozlowski and seconded by Kathy Mannix at a regular scheduled Planning Board meeting held on April 11, 2019. Following discussion, a voice vote was recorded:

Kathleen Cole - Aye
Randy Kozlowski - Aye
Kathy Mannix - Aye
Thomas McGovern - Absent
Michael Miles - Aye
Clara Mulligan - Aye

I, Kim McDowell, Clerk of the Board, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the minutes of the Town of Avon Planning Board for the April 11, 2019 meeting.

Kim McDowell, L. S.
Kim McDowell, Clerk of the Board

RICHLAND RESOURCES LLC/1112 EAST RIVER ROAD/TAX PARCEL#24.-2-4.122- CONCEPTUAL SITE PLAN REVIEW

Mr. Howlett stated that Livingston County has made remarks regarding the site plan application for the new office building and recommended approval. There was some discussion on where the wetlands are on site and if they are being disturbed with this project, which they are not. This building is not where the current office building is located but will be next to the farm shop.

Kathy Cole asked the Town Board if this project is good to go. It is, what the Town has to do doesn't conflict with what the Planning Board needs to approve. Lance read through the EAF Part 2 & 3 and SEQR which had not been previously prepared.

Brian also stated that the code has changed regarding emergency vehicle access to the property and buildings. Brian told Mr.

Howlett that his engineer should know exactly what is needed on site.

TOWN OF AVON TOWN BOARD RESOLUTION
RICHLAND RESOURCES - NEW OFFICE BUILDING
1112 EAST RIVER ROAD
TM#24.-2.-4.122
FINAL SITE PLAN APPROVAL

SEQR - DETERMINATION OF NON-SIGNIFICANCE RESOLUTION

WHEREAS, the Town of Avon Planning Board (hereinafter referred to as Planning Board), is considering Final Site Plan approval for the construction a new office building and associated site improvements, as described in the site plans presented to the Planning Board at their April 11, 2019 Joint Board meeting with the Town Board and all other relevant information submitted as of April 11, 2019 (the current application); and

WHEREAS, the Planning Board determines that said Action is classified as an Unlisted Action under Part 617 of the State Environmental Quality Review (SEQR) Regulations; and

WHEREAS, the Planning Board has determined that the proposed development is subject to a single agency review pursuant to Part 617.6(b) (4) of the SEQR Regulations; and

WHEREAS, the Planning Board determines that it is the most appropriate agency for making the determination of significance thereon under the SEQR Regulations; and

WHEREAS, the Planning Board has given consideration to the criteria for determining significance as set forth in Section 617.7(c) (1) of the SEQR Regulations and the information contained in the Short EAF Parts 1, 2, and 3; and

NOW, THEREFORE BE IT RESOLVED that the Planning Board does hereby designate itself as lead agency for the proposed development above herein; and

BE IT FURTHER RESOLVED that the Planning Board has reasonably concluded the following impacts are expected to result from the proposed Action, when compared against the criteria in Section 617.7 (c):

- (i) there will not be a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic noise levels; a substantial increase in solid waste production; a substantial increase in potential for erosion, flooding, leaching or drainage problems;
- (ii) there will not be large quantities of vegetation or fauna removed from the site or destroyed as the result of the

- proposed Action; there will not be substantial interference with the movement of any resident or migratory fish or wildlife species as the result of the proposed Action; there will not be a significant impact upon habitat areas on the site; there are no known threatened or endangered species of animal or plant, or the habitat of such species; or, are there any other significant adverse impacts to natural resources on the site;
- (iii) there are no known Critical Environmental Area(s) on the site which will be impaired as the result of the proposed Action;
 - (iv) the overall density of the site is consistent with the Town's Comprehensive Plan land use recommendations;
 - (v) there will not be an increase in the use of either the quantity or type of energy resulting from the proposed Action;
 - (vi) there will not be any hazard created to human health;
 - (vii) there will not be a change in the use of active agricultural lands that receive an agricultural use tax exemption or that will ultimately result in the loss of ten acres of such productive farmland;
 - (viii) there will not be a larger number of persons attracted to the site for more than a few days when compared to the number of persons who would come to the site absent the Action;
 - (ix) there will not be created a material demand for other Actions that would result in one of the above consequences;
 - (x) there will not be changes in two or more of the elements of the environment that when considered together result in a substantial adverse impact; and
 - (xi) there are not two or more related Actions which would have a significant impact on the environment.

BE IT FURTHER RESOLVED THAT based upon the information and analysis above and the supporting documentation referenced above, the proposed Action **WILL NOT** result in any significant adverse environmental impacts.

BE IT FINALLY RESOLVED that the Planning Board directs that copies of this determination be filed as provided for under the SEQR Regulations.

The above Resolution was offered by Michael Miles and seconded by Kathy Cole at a regular scheduled Planning Board meeting held on April 11, 2019. Following discussion, a voice vote was recorded:

Kathleen Cole - Aye
Randy Kozlowski - Aye

Kathy Mannix - Aye
Thomas McGovern - Absent
Michael Miles - Aye
Clara Mulligan - Aye

I, Kim McDowell, Clerk of the Board, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the minutes of the Town of Avon Planning Board for the April 11, 2019 meeting.

Kim McDowell, L. S.
Kim McDowell, Clerk of the Board

Mr. Howlett stated there will be no signage or additional Lighting, that they will use existing lighting. It will be a Building with windows and entrance in the back.

TOWN OF AVON TOWN BOARD RESOLUTION
RICHLAND RESOURCES - NEW OFFICE BUILDING
1112 EAST RIVER ROAD
TM#24.-2.-4.122
FINAL SITE PLAN APPROVAL

FINAL SITE PLAN APPROVAL RESOLUTION

WHEREAS, the Town of Avon Planning Board (hereinafter referred to as Planning Board), is considering Final Site Plan approval for the construction a new office building and associated site improvements, as described in the site plans presented to the Planning Board at their April 11, 2019 Joint Board meeting with the Town Board and all other relevant information submitted as of April 11, 2019 (the current application); and

WHEREAS, the Planning Board has classified the above referenced Action to be an Unlisted Action under Section 617.5 (c) of the State Environmental Quality Review (SEQR) Regulations; and

WHEREAS, in compliance with NYS Town Law and the regulations of the State Environmental Quality Review Act (SEQRA), a determination of significance and a negative declaration was adopted by the Planning Board on April 11, 2019; and

NOW, THEREFORE, BE IT RESOLVED that the Planning Board does hereby approves the requested Site Plan with the following conditions:

1. Site Plan Approval with conditions specified above herein is valid for a period of 180 days from today. Once all conditions of Site Plan Approval have been met and shown on revised drawings including

the revision dates, the Planning Board Chairperson will then sign the Site Plans.

2. Before beginning operations, the subject property will be subject to inspection by the Town Code Enforcement Officer to determine compliance with NYS Building Code requirements and Town Code requirements and conditions of this approval.
3. A separate approval by the Planning Board is required for proposed building & ground signage.

The above Resolution was offered by Randy Kozlowski and seconded by Michael Miles at a regular scheduled Planning Board meeting held on April 11, 2019. Following discussion, a voice vote was recorded:

Kathleen Cole - Aye
Randy Kozlowski - Aye
Kathy Mannix - Aye
Thomas McGovern - Absent
Michael Miles - Aye
Clara Mulligan - Aye

I, Kim McDowell, Clerk of the Board, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the minutes of the Town of Avon Planning Board for the April 11, 2019 meeting.

Kim McDowell, L. S.
Kim McDowell, Clerk of the Board

HELIOS ENERGY NEW YORK LLC C/O RICHLAND RESOURCES LLC/500
ROCHESTER STREET/TAX PARCEL#24.-2-3.1-SITE PLAN REVIEW FOR SOLAR
ARRAY FARM

Joe stated they have provided responses to Lance's letter dated April 4, 2019. They have sent a Decommission Plan, Operations & Maintenance Plan and an updated PILOT offer has been made as well. Jim stated that whatever approvals happen tonight, they need to be conditional on a PILOT agreement being finalized.

Lance requested a site specific Operations & Maintenance plan and he feels what has been submitted is a generic plan. Also, the Decommission Plan that has been provided is thorough but there are still some items in our local law not addressed in their plan.

ike doesn't agree with the salvage value that is being included The Decommission Plan as being correct. He also said there is a

timeline but it looks like a sequence not really a timeline. He said that Town Code requires a schedule/timeline. Paul asked who determines the cost of decommission. Lance stated a professional will certify, stamp, and sign a proposal for approval by the Town of Avon.

Lance discussed the Type 1 action for disturbance and there is some water control mechanism that needs to be installed on site. Joe stated they are well under the acre of disturbance that require the mechanism and provided justification on his calculations. Lance stated that this Board did determine that this is a Type 1 action in our previous meetings and are asking them to treat the impervious surface. They are looking into a couple different SWIPP for this project and it will be updated in the plan.

Mike stated that we have been lead to believe this is a very time sensitive project and this small conflict about impervious surface is something that they are fighting which is causing this project delays. Mike feels the Town has accommodated them by having several joint meetings and we have sat and discussed the same items that are required which haven't been submitted by Helios on a timely basis for approvals to be granted.

Lance stated ultimately tonight we will need to do a resolution for continuation on this application due to the fact that we still need key items from Helios.

The Board asked about the site plan showing what it would look like at different locations in the area specifically from D'Angelo Parkway. The graph provided wasn't the visual plan that we were looking for and asked them to provide a different one.

Lance stated that Helios has a list of items that need to be addressed and submit before the next meeting. The next meeting will be a joint meeting on May 7, 2019 with the ZBA Board.

TOWN OF AVON PLANNING BOARD RESOLUTION
HELIOS ENERGY NEW YORK LLC - SOLAR ARRAY
SPECIAL USE PERMIT & SITE PLAN APPROVAL
500 ROCHESTER STREET

CONTINUATION RESOLUTION

WHEREAS, the Town of Avon Planning Board (hereinafter referred to as Planning Board) is considering an application for a Site Plan approval for the installation of a 4,000 KWAC Type 2 Solar Energy System and associated fencing, access road and electrical equipment, as described in the Site Plans dated July 20, 2018, last February 26, 2019 and all other relevant information submitted as of April 11, 2019 (the current application); and

WHEREAS, this application was required to be forwarded to Livingston County Planning Board for review and provided a response of "No Action"; and

WHEREAS, the Planning Board has classified the above referenced Action to be a Type I Action under Section 617.5 (c) of the State Environmental Quality Review (SEQR) Regulations; and

WHEREAS, in compliance with NYS Town Law and the regulations of the State Environmental Quality Review Act (SEQRA), a determination of significance and a negative declaration was adopted by the Planning Board on March 5, 2019; and

WHEREAS, the Planning Board has requested the applicant revise the site plans to address the Planning Board and Town Engineer comments; and

NOW, THEREFORE, BE IT RESOLVED that the Planning Board does hereby move to continue the application to their Tuesday, May 7, 2019 Planning Board Meeting.

The above Resolution was offered by Kathy Cole and seconded by Clara Mulligan at a regular scheduled Planning Board meeting held on April 11, 2019. Following discussion, a voice vote was recorded:

Kathleen Cole - AYE
Randy Kozlowski - AYE
Kathy Mannix - AYE
Thomas McGovern - Absent
Michael Miles - AYE
Clara Mulligan - AYE

I, Kim McDowell, Clerk of the Board, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the minutes of the Town of Avon Planning Board for the April 11, 2019 meeting.

Kim McDowell, L. S.
Kim McDowell, Clerk of the Board

PLANNING BOARD MOTION TO CLOSE THE MEETING WAS MADE BY RANDY, SECONDED BY CLARA.

KATHLEEN COLE -AYE
TOM MCGOVERN- ABSENT
RANDY KOZLOWSKI - AYE
KATHLEEN MANNIX - AYE
CLARA MULLIGAN - AYE
MICHAEL MILES - AYE

CARRIED 5-0.
MEETING CLOSED.

RESOLUTION #73 PAYMENT OF BILLS

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

ADOPTED AYES 5 NAYS 0

RESOLVE to accept for payment Abstract 2019-07 in the following amounts:

Concerning ABSTRACT of Claims Number 2019-07 including claims as follows:

General Fund	Voucher #149 through #167 in amounts totaling \$ 27,179.17
Highway Fund	Voucher #59 through #64 in amounts totaling \$ 78,555.06
Water Fund	Voucher #30 through #38 in amounts totaling \$ 5,941.51
Cemetery Fund	No Voucher
Opera Block Capital Improvement	No Voucher
Royal Springs Lighting	Voucher #4 through #4 in amounts totaling \$ 628.45
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

DISCUSSION – SUPERVISOR REPORT-continued

Supervisor LeFeber reported that an arrest was made by the Livingston County Sheriff's Office in Papermill Park for putting graffiti on town property. The Board considered the charge understanding it would be a misdemeanor. It appeared the Board would not make the charge but would request the Sheriff apply the youths to participate in a spring clean-up.

Further discussion included the need to make the park more secure during the improvements that are planned to be made.

Supervisor LeFeber will attend the next Historical Society meeting on May 6th to discuss the request to store a file cabinet and determine the length of time storage is needed.

DISCUSSION VISITOR COMMENTS

Supervisor LeFeber asked for any visitor comments and they follow:

Visitor Janet Manko requested the Highway Department clean up the ditches near Royal Springs Development as it has been four years since the last clean-up. Highway Superintendent Crye will be asked at the next meeting.

Howlett is leasing property and drainage is being inserted. Councilman Coyne stated its usually reviewed by NYD DEC Soil and Water. It might be a benefit to the residents in Royal Springs.

Attorney Campbell spoke of distribution and transmission networks. There is a hugh transmission line that runs form Niagara Falls through Livingston County and if connected there is an unrestricted amount of what you can take. The connection is around \$8 million dollars.

On motion of Deputy Supervisor Mairs seconded by Councilman Coyne the meeting was adjourned at 8:37 P.M.

Respectfully submitted by:

Sharon M Knight, MMC/RMC Town Clerk