

A Regular meeting of the Town of Avon was held on Thursday, September 11, 2025 at 6:00 P.M. at the Avon Town Hall, 23 Genesee Street, Avon, New York 14414.

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

ABSENT: Councilmen Paul Drozdziel, Dave Willard, MRB Group Engineer

OTHERS: Brian Shannon, Code Enforcement Officer, Attorney James Campbell, Tom Crye, Highway/Water Supervisor, Kim McDowell, Town Clerk

VISITORS: Faye Beshures, Cindy Kellen, Kitty Bressington, Ellen Turner, Anne Czymmek, Mark Feasel

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

VISITOR COMMENTS:

- Mark Feasel, 2500 Bronson Hill Road, requested The Board to consider installing municipal water in the area, feels the line could connect at Stone Hill Road which is about 3-4 miles South of his house. Supervisor LeFeber and Attorney Campbell discussed the possibility, and the Town needs to consult with Livingston County Water Sewer Authority during their current Regional Project.
- Ellen Turner thanked the Board for all the work they do and for being open to all discussions by Avon residents.

RESOLUTION #175 APPROVAL OF MINUTES OF BOARD MEETING OF AUGUST 28, 2025

On motion of Councilmen Harrington seconded by Supervisor LeFeber the following resolution was ADOPTED AYES 4 NAYS 0

RESOLVE to approve the minutes of August 28, 2025, 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: Supervisor LeFeber – Aye, Deputy Supervisor Mairs – Aye, Councilmen Drozdziel – Absent, Councilmen Coyne - Aye, Councilmen Harrington - Aye

DISCUSSION-ATTORNEY REPORT

Attorney Jim Campbell was present and reported the following:

- The Livingston County Planning Board will be reviewing the referral of the Comprehensive Plan tonight and hope to get the comment letter next week. The Board

can begin to move through the SEQR process tonight and possibly approve at the next meeting on September 25, 2025.

- The Board can move forward with scheduling the tax cap override public hearing tonight if so moved.
- Attorney Campbell has been working with CEO Shannon on site stabilization at the Lake Road solar project and they may request an extension on completion due to the time of year and recent weather conditions.
- Received notification on the possibility of battery energy storage not affiliated with a solar array on a property on Lakeville Road. There was discussion on the procedure, since the property is in a PDD, they will need to get Board approval and then proceed through the normal application process with the ZBA/Planning Boards. They will be eligible for a PILOT but not a community host agreement. Attorney Campbell requested information be sent to him next week to get the ball rolling for the letters that need to be sent within 60 days.

DISCUSSION- HIGHWAY/WATER REPORT

Highway/Water Superintendent Crye was present and reported the following:

HIGHWAY:

- Parks & Cemetery's mowed
- Roadside mow back
- Helping Villager
- Ditching
- Shop – servicing trucks
- Dump days on Saturday

WATER:

- Everyday maintenance & sampling

DISCUSSION- CODE ENFORCEMENT REPORT

Code Officer Brian Shannon was present and reported the following:

- Working on permit applications, inspections, and any complaints received
- Jackson Welding building is soon becoming a medical sterilization facility, no chemicals just steam.
- The solar array at Henty Rd. and Starkey Rd. have been mowed and the sheep have been removed. There hasn't been any request to have sheep in the array in the future as of today.
- He will not be at the next meeting.

DISCUSSION – ENGINEERING REPORT

MRB Group, Dave Willard was not present but reported the following via email:

- Papermill Park: Last week, we sent an estimated project cost of \$336,400 for removal of the existing bridge and replacement with a prefabricated pedestrian bridge. The estimate included soft costs and 20% construction contingency. I'm hoping that this cost can generally fit with grant dollars the Town is seeking. My thought is that the remaining improvements such as an open sided park pavilion, parking lot improvements, miscellaneous site improvements, landscaping, etc., could be added at a future date (over time) or perhaps some of these other improvements could be incorporated into the future bridge construction contract, but be bid as an add-alternate for award depending on budget conditions at the time of bid opening.
- Pole Bridge Road: Villager plans to complete the retaining wall this week – they're waiting on a couple blocks from Lakelands to complete the work. Next week Pavillion Drainage (the guiderail folks) plan to come and reset the guiderail. Then the work will be completed.
- Sackett Road and Pole Bridge Road Culverts: Foundation Design is schedule to complete geotechnical borings on Friday 9/12 at the two areas. This will include one boring at the Pole Bridge Culvert and two at the Sackett Road Culvert. We've coordinated with Tom Crye - the concrete barriers at Sackett will temporarily need to be moved during the drilling and then be put back in place. The borings are to determine bed rock depth, profile, and hardness, and to determine soil conditions at each site. For survey - Kocher Surveying is in the process of scheduling topographical survey for both culvert sites and is currently anticipating this would be done sometime in October.
- Joint Water Tank Project: We are continuing design efforts and hope to get plans off to review agencies in early October 2025.

DISCUSSION – TOWN CLERK REPORT

Kim McDowell was present and reported the following:

- Day-to-day operations are running very smoothly, dog and hunting licenses, handicap permits, abstracts and vouchers. Foot traffic in the Town Clerk's office from August 28 – September 11, 2025 was 43 people, the busiest day was 7 people.

RESOLUTION #176 ACCEPT THE MONTHLY REPORTS TOWN SUPERVISOR & TOWN CLERK

On motion of Deputy Supervisor Mairs seconded by Councilmen Harrington the following resolution was ADOPTED AYES 4 NAYS 0

RESOLVE to accept the monthly reports for August 2025 from the Town Supervisor and from the Town Clerk as shown below:

Town Clerk's August 2025 Report:

Total Local Shares Remitted:	\$ 772.00
New York State Department of Health	\$ 0.00
NYS Ag. & Markets for spay/neuter program	\$ 23.00
NYS Environmental Conservation	\$ 2,384.00
TOTAL	\$ 2,407.00

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

DISCUSSION – TOWN SUPERVISOR ITEMS

- Tax cap override may/may not happen but it would be good to have the public hearing just in case. Attorney Campbell suggested for the first meeting in October, October 9, 2025.

RESOLUTION #177 SCHEDULE PUBLIC HEARING FOR LOCAL LAW T-2A-2025

On motion of Deputy Supervisor Mairs seconded by Councilmen Harrington the following resolution was ADOPTED AYES 4 NAYS 0

RESOLVE to set the hearing for 6:30PM on October 9, 2025, at the Town Hall, 23 Genesee Street, Avon.

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

DISCUSSION – TOWN SUPERVISOR ITEMS

- Papermill Park improvements, we have the possibility of \$300,000 in monies being awarded but we must submit a new scope of work along with our intent from starting at the beginning of the grant process again possibly. There was discussion on what needs to be improved, and the importance of improving the safety of the residents that visit the park and use the bridge.

RESOLUTION #178 BUDGET MONEY FOR IMPROVEMENTS TO PAPERMILL PARK IN 2026

On motion of Councilmen Harrington seconded by Councilmen Coyne the following resolution was ADOPTED AYES 4 NAYS 0

RESOLVE to comply with the requests from DASNY to secure \$300,000.00 grant monies for improvements to Papermill Park as well as budget money in 2026.

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

DISCUSSION – TOWN SUPERVISOR ITEMS

- Storm 2025 funding, Supervisor LeFeber has applied through a State program with NRCS for assistance in evaluate what needs to be done to Sackett Road to prevent future damages when a storm event occurs. This would help secure easements, with a plan, and implement measures to keep areas open so future storms will not have the wash outs that took place this year. Supervisor LeFeber also sent over the estimates for Sackett Road to the NYSDOT to see if there were any other funding we would qualify for, and we are waiting to hear back if anything has been awarded or available.

RESOLUTION #179 SUPERVISOR PRESENTATION TO THE TOWN CLERK OF THE 2024 AUDIT FINAL REPORT

On motion of Deputy Supervisor Mairs seconded by Councilmen Coyne the following resolution was ADOPTED AYES 4 NAYS 0

RESOLVE to present to the Town Clerk the 2024 Audit final report.

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

RESOLUTION #180 APPROVAL OF 3RD FLOOR BUILDING EVENT ON FEBRUARY 21, 2026

On motion of Councilmen Harrington seconded by Councilmen Coyne the following resolution was ADOPTED AYES 4 NAYS 0

RESOLVE to approve the for an Awards Ceremony on the 3rd floor on February 21, 2026 from 9:00AM – 8:00PM.

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

RESOLUTION #181 ACCEPT THE CLAIMS

On motion of Councilmen Harrington seconded by Councilmen Coyne the following resolution was ADOPTED AYES 4 NAYS 0

RESOLVE to accept for payment Abstract 2025-17 in the following amounts:

Concerning ABSTRACT of Claims Number 2025-17 including claims as follows:

General Fund	Amounts totaling \$	26,663.55
Highway Fund	Amounts totaling \$	5,026.15
Water Fund	Amounts totaling \$	2,658.01
Cemetery Fund	Amounts totaling \$	
Opera Block Capital Improvement	No Voucher	
Royal Springs Lighting	Amounts totaling \$	971.44
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: Supervisor LeFeber – Aye, Deputy Supervisor Mairs – Aye, Councilmen Drozdziel – Absent, Councilmen Coyne - Aye, Councilmen Harrington – Aye

DISCUSSION – TOWN SUPERVISOR ITEMS

- Supervisor LeFeber has been discussing our rate with a different company for our electric supplier. Our current contract expires in April 2026, this new company is offering .085 (1 yr.), .84 (2 yrs), and .086 (3 yrs). More discussion and decision will be made closer to the contract expiration.
- The library is having a meeting to discuss the ballot proposal soon.

DISCUSSION – TOWN SUPERVISOR ITEMS – COMPREHENSIVE PLAN

- Attorney Campbell discussed the process that needs to take place tonight, a resolution for the Town of Avon to become lead agency and to declare a negative declaration for SEQR.

RESOLUTION #182 A RESOLUTION CLASSIFYING THE TOWN OF AVON COMPREHENSIVE PLAN UPDATE AS A TYPE I ACTION AND NOMINATING THE TOWN BOARD AS THE ENVIRONMENTAL QUALITY REVIEW LEAD AGENCY PURSUANT TO 6 NYCRR PART 617

On motion of Councilmen Harrington seconded by Councilmen Coyne the following resolution was ADOPTED AYES 4 NAYS 0

WHEREAS, the Town of Avon has undertaken a significant process to review and propose updates to its Comprehensive Plan, so as to align the vision of the future with the goals and needs of the community; and

WHEREAS, the Town Board has reviewed the project and has concluded that the project is subject to requirements of 6 NYCRR, Part 617; and

WHEREAS, that the Town Board has determined that the Project is a Type I Action subject to the review requirements specified in 6 NYCRR, Part 617; and

WHEREAS, that the Town Board has heretofore notified all involved agencies of its intent to be designated Lead Agency for the purposes of conducting a coordinated review of the project in accordance with 6 NYCRR, Part 617; and

WHEREAS, thirty (30) days has elapsed and no other involved agency has sought to act as Lead Agency for the project in accordance with 6 NYCRR, Part 617.

NOW THEREFORE BE IT RESOLVED, that the Avon Town Board shall act as Lead Agency in the review of the project to fulfill the requirements of 6 NYCRR 617; and

BE IT FURTHER RESOLVED, has that the Town Supervisor shall serve as the responsible officer of the Town of Avon in the review of the Project.

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

Attorney Campbell read the 18 questions in the Full Environmental Assessment Form Part II – Identification of Potential Project Impacts to the Board, they answered NO to all.

RESOLUTION #183 DETERMINING THE ENVIRONMENTAL SIGNIFICANCE OF REVISING THE TOWN OF AVON COMPREHENSIVE PLAN

On motion of Deputy Supervisor Mairs seconded by Councilmen Harrington the following resolution was ADOPTED AYES 4 NAYS 0

WHEREAS, the Town Board has prepared a revision to the Town of Avon Comprehensive Plan in accordance with New York State Town Law §272-a (“Project”); and

WHEREAS, the Town Board has reviewed Part 1 of the attached Full Environmental Assessment Form (“FEAF”) for the proposed Project, has identified any and all relevant areas of environmental concern by undertaking a thorough review of the questions in Part II of the FEAF, and has taken a hard look at these areas of concern; and

WHEREAS, upon review of the information recorded on the FEAF Part I and the answers and findings made in Part II of the FEAF, and in consideration of the criteria for determining

significance as set forth in 6 NYCRR 617.7(c), the Town Board has reasonably determined that the proposed project will not result in a significant adverse environmental impact.

NOW, THEREFORE, BE IT RESOLVED by the Town Board that a SEQR Negative Declaration is hereby made; and

BE IT FURTHER RESOLVED, that the Town Supervisor shall be authorized to sign all SEQR documents, including Parts I and III of the FEAF; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file the Negative Declaration with Environmental Notice Bulletin in accordance with the requirements of the New York State Environmental Quality Review Act.

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

RESOLUTION #184 ADOPT NEGATIVE DECLARATION

On motion of Councilmen Coyne seconded by Councilmen Harrington the following resolution was ADOPTED AYES 4 NAYS 0

RESOLVE that this project will result in no significant adverse impacts on the environment, and therefore, an environmental impact statement need not be prepared. Accordingly, this negative declaration is issued.

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

Attorney Campbell had Supervisor LeFeber sign the forms and they will be posted to the appropriate websites by Town Clerk McDowell.

Attorney Campbell feels that the comments from the County will be acceptable for the Board to be able to approved the updated Comprehensive Plan at the next meeting.

OPEN ITEMS:

- None at this time.

VISTOR COMMENTS:

- Kitty Bressington feels since the Town is going through the budget process, they may need to review positions, hours, and salaries to possibly find some extra cash flow for the Town. There was discussion about the positions and hours and how residents don't always come in but do more things online.

On motion of Councilmen Harrington seconded by Councilmen Coyne the meeting was adjourned at 7:20P.M.

Respectfully submitted by:

Kim McDowell, Town Clerk