

A Regular meeting of the Town of Avon was held on Thursday, June 26, 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 Paul Drozdziel, Councilmen James Harrington

**ABSENT:** Brian Shannon, Code Enforcement Officer,

**OTHERS:** Attorney James Campbell, Tom Crye, Highway/Water Supervisor, Dave Willard MRB Group Engineer, Kim McDowell, Town Clerk

**VISITORS:** Faye Beshures, Cindy Kellen, Kitty Bressington, Karen Henderson, Lance Parker, Justin Merkel, Kayla Wright, Colleen Walsh-Williams, Dale Cruickshank

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:**

- Karen Henderson, 2055 Sackett Road, shared with everyone her story during the storm of last week. They were under 4 feet of water, the first floor was destroyed, and the pool had to be drained and refilled as well. The insurance company has denied their claim since it was a flood, and she was wondering if there would be any relief or help for residents. Attorney Jim Campbell told Karen to send in all her estimates and pictures to Will Gall, Emergency Management at the County in case there is any assistance since the threshold hasn't been met.
- Dale Cruickshank, 4770 Darby Road, would like the Town to not allow the landowners to put items in their yard that could potentially plug up the culverts. He has been flooded 4 times and there are some things that can be done to fix/help the problems.
- Lance Parker, 2055 Sackett Road, what is going to be done about the bridge, and it is filled with a lot of debris, if there is another storm it will not be good. The Town has started cleaning up with the easier items to get roads open and will be working on getting that done.
- Mrs. Deb Spratt, 2133 North Littleville, Avon, NY sent an email to be read to the Board:

Town Board,

I cannot attend the meeting tonight so thanks to Kim for reading this email on my behalf.

First, thank you all for moving quickly on getting N Littleville reopened.

Second, my purpose in writing is to ask what the plan is for drainage in the Town and probably the Village. Long before any of you were on the Board, when Sam D'Angelo first was given permission to build in the cow pasture, I attended meetings and asked the same question. Every time a new house was built, the runoff pattern changed. Now we see the results with several streams of water coming from the east and because climate change is real and the rain gets heavier, the streams rage at times. Road and bridge repair won't change that fact.

I will look forward to hearing the plan.

Deb, Deborah LSpratt

**RESOLUTION #132 APPROVAL OF MINUTES OF BOARD MEETING OF MAY 22, 2025**

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

RESOLVE to approve the minutes of May 22, 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, Councilman Drozdziel – Aye, Councilman Coyne - Aye, Councilman Harrington - Aye**

**RESOLUTION #133 APPROVAL OF MINUTES OF BOARD MEETING OF JUNE 12, 2025**

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

RESOLVE to approve the minutes of June 12, 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, Councilman Drozdziel – Aye, Councilman Coyne - Aye, Councilman Harrington - Aye**

**RESOLUTION #134 APPROVAL OF MINUTES OF BOARD MEETING OF JUNE 23, 2025**

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

RESOLVE to approve the minutes of June 23, 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, Councilman Drozdziel – Aye, Councilman Coyne - Aye, Councilman Harrington - Aye**

**DISCUSSION-ATTORNEY REPORT**

Attorney Jim Campbell was present and reported the following:

- Site visit at the Wheat solar field on Lake Road with CEO Brian Shannon, Matt Sousa, MRB Group, and the contractors, due to insurance reasons no other parties were invited. Matt

Sousa, MRB Group, will send out a report on the findings shortly and once received will share with everyone, including the neighbor, but there seems to be no apparent violation.

- The recreation issue has been resolved to the satisfaction of both the parents and the Recreation Board. The parents will be signing a waiver/release, a plan has been put in place, and a few summer recreation staff will be trained in EpiPen administration.

### **DISCUSSION- SUPERVISOR ITEM**

- Justin Merkel of Star Lit Canna – Cannabis Microbusiness Facility is present to discuss opening a dispensary at 1745 Lakeville Road. He is a licensed retail/seller/grower/packaging through NYS and would like to purchase the building at this location. He gave some background information on himself and his businesses and the licenses he holds with NYS. He plans on making some renovations to the building to accommodate his business. The Board agreed this is permitted use for that parcel and the Town did not opt out of this a few years ago.

### **RESOLUTION #135 AUTHORIZE SUPERVISOR TO SIGN LETTER OF APPROVAL TO OPEN A CANNABIS MICROBUSINESS**

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

RESOLVE to authorize Supervisor LeFeber to sign approval letter to open cannabis microbusiness at 1745 Lakeville Road.

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

### **DISCUSSION- HIGHWAY/WATER REPORT**

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

#### HIGHWAY:

- Parks & Cemetery's mowed
- Mowed roadsides
- Storm repairs

#### WATER:

- Everyday maintenance & sampling

**DISCUSSION- SUPERVISOR ITEM**

- The Highway Superintendent would like to hire Spencer Heeler for the open position starting July 7, 2025. He has passed his physical and will sign the employee handbook and fill out his payroll paperwork once he receives it. He currently has his CDL permit and will be going through the County to obtain his license.
- There was discussion on what signage has been put on the roads for the safety of our residents and the State has given us signage and other barricades to use.

**RESOLUTION #136 AMEND THE COMPENSATION SCHEDULE**

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

RESOLVE to amend the 2025 Compensation Schedule as follows:

**REMOVE:**

<b>Name</b>	<b>Position/Duties</b>	<b>Status</b>	<b>2024 Rate</b>	<b>2025 Rate</b>
VACANT	Laborer	Full time	\$20.00/hr.	\$20.00/hr.

**ADD:**

<b>Name</b>	<b>Position/Duties</b>	<b>Status</b>	<b>2024 Rate</b>	<b>2025 Rate</b>
Heeler, Spencer	Laborer	Full time	\$20.00/hr.	\$22.00/hr.

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

**DISCUSSION- CODE ENFORCEMENT REPORT**

Code Officer Brian Shannon was not present, but reported the following via email:

- Working on permits and complaints. Complaints have been minimal
- Working with Niagara Scenic tours on paving project. Looking to pave the entire parking lot. Spoke with their engineering firm and Matt Sousa, MRB Group, about the possible need for a SWPPP due to drainage.
- Completed walk though of solar field on Lake Road with Contractor, Matt Sousa and Jim Campbell. I forwarded the email received in response to Mr.& Mrs. Blowers' complaint from Billy Chan, with no response from Mr. & Mrs. Blowers.
- Drove around Town to check on things after storm. Spoke with some residents advised them to contact with any questions.

- Fireworks tent going up for approximately a week like last year next to Avon Fireplace (Old Fisher Shed Location), fire inspection to be completed on Friday June 27<sup>th</sup> at 9:00am.
- Checked over at Bruckel Property, still at a standstill, have not heard anything on site plan for payment.

### **DISCUSSION – ENGINEERING REPORT**

MRB Group, Dave Willard was present and reported the following:

- Revised proposal and summary of the cost assessment for areas 1-5 which is approximately 2.6 million. The Villager, County emergency contractor, is doing the work for the easier repairs.
- There was discussion on the estimates and work that needs to be done with the more extensive repairs and the process to get them done.
- MRB Group will have a finalized cost proposal for the Town to approve before repair work can be done, will not be able to act via phone with Board members must be done at a meeting.

### **DISCUSSION- SUPERVISOR ITEM**

- There was discussion on the upcoming Storm Clean Up Day on July 12, 2025. Casella will provide the dumpsters but there will be no Senior Citizen pickup, no tires, no TV, no electronics, and no metal. There will be an ad in the penny saver giving the details that it is not a normal dump day.

### **DISCUSSION – TOWN CLERK REPORT**

Kim McDowell was present and reported the following:

- Things are going smoothly, got permission to do fishing and hunting licenses this week, doing normal day to day operations, dog licenses, handicap permits, abstracts and vouchers.
- Things are running smoothly

### **DISCUSSION – TOWN SUPERVISOR ITEMS**

- There was a request from the Avon Community Theatre for a donation, no action was taken at this time, and more discussion regarding a donation will be held during the budget process.
- The library will be at the July 10, 2025, meeting to discuss their petition for funding added to our taxes.

**RESOLUTION #137 ACCEPT THE CLAIMS**

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

RESOLVE to accept for payment Abstract 2025-12 in the following amounts:

Concerning ABSTRACT of Claims Number 2025-12 including claims as follows:

General Fund	Amounts totaling \$ 19,332.35
Highway Fund	Amounts totaling \$171,257.73
Water Fund	Amounts totaling \$ 1,073.85
Cemetery Fund	Amounts totaling \$
Opera Block Capital Improvement	No Voucher
Royal Springs Lighting	No Voucher
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, Councilman Drozdziel – Aye, Councilman Coyne - Aye, Councilman Harrington - Aye**

**OPEN ITEMS:**

- Councilman Harrington stated there is some activity on the parcel next to the bus garage on Route 15 and requested CEO Shannon to go investigate.
- Supervisor LeFeber stated Spallina has allowed the Town to haul supplies to help with the repairs to the roads.
- Supervisor LeFeber stated there will be a meeting with the Village and a resident regarding drainage in Avon next week, Deputy Supervisor Mairs will attend and possibly Councilman Coyne.

**VISTOR COMMENTS:**

- There were no visitors’ comments at this time.

On motion of Supervisor LeFeber seconded by Deputy Supervisor Mairs the meeting was adjourned at 7:58 P.M.

Respectfully submitted by:

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Kim McDowell, Town Clerk