

A Regular meeting of the Town of Avon was held on Thursday, August 14, 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, Councilmen Paul Drozdziel

ABSENT: Tom Crye, Highway/Water Supervisor

OTHERS: Brian Shannon, Code Enforcement Officer, Attorney James Campbell, Dave Willard MRB Group Engineer, Kim McDowell, Town Clerk

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

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:

- Ellen Turner stated she attended the informational meeting at the Village Hall regarding smart meters, and she has opted out of the smart meters with RG&E. She also handed the Board a website for them to research smart meters.

RESOLUTION #163 APPROVAL OF MINUTES OF BOARD MEETING OF JULY 24, 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 July 24, 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 – Aye, Councilmen Coyne - Aye, Councilmen Harrington - Aye

DISCUSSION – PUBLIC HEARING – COMPREHENSIVE PLAN

Supervisor LeFeber stated the public hearing is still open for the Comprehensive Plan and there were no comments from the public at this time.

Attorney Campbell stated before the Comprehensive Plan can be adopted, it must be reviewed by Livingston County Planning Board, they will be reviewing it at their meeting on September 11, 2025.

Attorney Campbell feels that the Town Board can either close the public hearing tonight or at the next meeting and start the SEQR process at the Board meeting on September 11, 2025, and then consider adopting the plan that night or waiting till next meeting.

Councilmen Drozdziel stated a grant has been applied for requiring the adoption of the Comprehensive Plan by September 30, 2025 for grant consideration and he suggests closing the public hearing tonight and then follow the process as Attorney Campbell has stated.

RESOLUTION #164 CLOSE THE COMPREHENSIVE PLAN PUBLIC HEARING

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

RESOLVE to close the public hearing on the Comprehensive Plan.

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

DISCUSSION – OPEN PUBLIC HEARING – SPECIAL UNIT DISTRICT

Supervisor LeFeber read the following legal notice for the public hearing on the Special Unit Districts as follows:

The tentative 2025 special assessment roll (to be used for the 2026 tax

bills) of the Route #39 Water Extension, Royal Springs Subdivision Lighting, and the Bruckel Drainage District has been completed and is on file at the Avon Town Clerk's Office, 23 Genesee Street, Avon, New York 14414 for review during regular business hours. The special assessment rolls indicate how many units you will be charged for water extension, drainage and/or lighting on your property tax bill for 2026.

The Avon Town Board will hold a public hearing for owners of properties located within the above-described districts on Thursday, August 14, 2025 at 6:30 P.M. in the Avon Town Hall, 23 Genesee Street, Avon, New York 14414 to hear objections to the special assessment roll and further give notice by mail to each property owner with unit charges on their tax bill.

By Order of Town Board, Kimberly McDowell, Avon Town Clerk

Dated: July 16, 2025

DISCUSSION-ATTORNEY REPORT

Attorney Jim Campbell was present and reported the following:

- Working on employee handbook with Councilmen Drozdziel and Attorney Dechert, there are some clarification edits that should be done in the next few days.
- Attorney Campbell, Supervisor LeFeber and Deputy Supervisor Mairs have been working with the Town's accounting firm to discuss options for financing the emergency road repairs, once we get final numbers, we will proceed in making a bond resolution.
- Working with a third-party consulting firm regarding T-Mobile inquiry in Avon.
- Have been in contact with Mr. Phillips regarding the easement on his property for work done on Pole Bridge Road along with Dave Willard, hoping to have that completed within the next few days so work can begin next week.
- During the discussion with the accounting firm regarding the 2026 Budget, we will need to start the process of exceeding the tax cap in case it is need and would like the Board to authorize the preparation of the local law, introduce it, and schedule the public hearing. This local law should be in place before approval of the budget.

RESOLUTION #165 AUTHORIZE ATTORNEY CAMPBELL TO PREPARE A LOCAL LAW OVERRIDING THE TAX CAP IN 2026

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

RESOLVE to authorize Attorney Campbell to prepare a local law to override the tax cap in 2026 and send out to the Board via email.

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

DISCUSSION- CODE ENFORCEMENT REPORT

Code Officer Brian Shannon was present and reported the following:

- Working on day-to-day items such as permits and complaints when received
- Clean up work has been started on the property on Littleville Road
- Spoke with the owner of campground and he stated he is at a stand still but has been working with the NYS DEC.
- After speaking with the Henty Road solar site and the request to put sheep in the field which was denied due to the fact that the approved Special Use Permit doesn't allow it, they put them at the Starkey Road Solar site. They were told the sheep need to be

removed by August 19, 2025 and were instructed if they wanted to have sheep on the sites, they would need to modify their SUP through the ZBA/Planning Boards.

DISCUSSION – ENGINEERING REPORT

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

- Discussed the proposal for Sackett Road and Pole Bridge Road South for preliminary engineering and concepts. Hoping that in November/December we will hear about the grant application decision to get into final design and get the work completed in 2026.
- Discussion on what the project entails along with if no grant monies are awarded, what would need to be done to get these roads open.

RESOLUTION #166 ACCEPTANCE OF PROPOSAL FROM MRB GROUP INC

On motion of Councilmen Drozdziel seconded by Councilmen Coyne the following resolution was ADOPTED AYES 5 NAYS 0

RESOLVE to accept and move forward on the proposal from MRB Group Inc. for repairs on Sacket Road and Pole Bridge Road South.

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

DISCUSSION- HIGHWAY/WATER REPORT

Highway/Water Superintendent Crye was not present but reported the following:

HIGHWAY:

- Driveway
- Ditching
- Restocking
- Parks & Cemetery's mowed
- Started mow back on Town Road's
- Spencer got approval from County for CDL funding

WATER:

- Everyday maintenance & sampling
- Meter readings

DISCUSSION – TOWN CLERK REPORT

Kim McDowell was present and reported the following:

- Day-to-day operations are running very smoothly, hunting/fishing licenses, dog licenses, handicap permits, abstracts and vouchers.
- There was an inquiry about Solicitor/Peddler permit for the Town of Avon – will be working with Attorney Campbell on getting this application updated.

DISCUSSION – TOWN SUPERVISOR ITEMS

- The public hearing on the special unit charges is still open and Supervisor LeFeber asked if there were any comments from the public present and there were none.

RESOLUTION #167 CLOSE THE SPECIAL UNIT CHARGE PUBLIC HEARING

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

RESOLVE to close the public hearing on the Special Unit Charges.

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

DISCUSSION – TOWN SUPERVISOR ITEMS

- Supervisor LeFeber and Deputy Supervisor Mairs met with the Auditors, and the final report will be submitted shortly to the Town.

RESOLUTION #168 BUDGET TRANSFERS

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

RESOLVE to accept the transfers.

		UNANTICIPATED REVENUE		
<i>Transfer From:</i>				
	AA.1090.000	Interest & Penalties on Prop Tax	\$	3,128.00
			<u>\$</u>	<u>3,128.00</u>
<i>Transfer To:</i>	AA.1420.400	Attorney Contr Exp	\$	3,000.00
	AA.1620.200	Buildings Equipment	\$	128.00
			<u>\$</u>	<u>3,128.00</u>

CEMETERY DISTRICT

		UNANTICIPATED REVENUE		
<i>Transfer From:</i>				
	CM.5999.000	Unexpended Balance	\$	7,324.00
			<u>\$</u>	<u>7,324.00</u>
<i>Transfer To:</i>	CM.8810.400	Ceemetery Contractual	\$	7,324.00
			<u>\$</u>	<u>7,324.00</u>

HIGHWAY FUND - TOWNWIDE

		UNANTICIPATED REVENUE		
<i>Transfer From:</i>				
	DA.2302.000	Snow- Other Govt Svc.	\$	5,000.00
			<u>\$</u>	<u>5,000.00</u>
<i>Transfer To:</i>	DA.9060.800	Hosp & Med Insurance	\$	5,000.00
			<u>\$</u>	<u>5,000.00</u>

**HIGHWAY FUND - OUTSIDE
VULAGE**

<i>Transfer From:</i>				
	DB.2401.000	Interest & Earnings	\$	5,000.00
			<u>\$</u>	<u>5,000.00</u>
<i>Transfer To:</i>	DB.9060.800	Hosp. & Med. Insurance H.S.A	\$	5,000.00
			<u>\$</u>	<u>5,000.00</u>

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

DISCUSSION – TOWN SUPERVISOR ITEMS

- Talked with Senator Pam Helming and she will reach out to DASNY about the Papermill Park grant we received a couple of years ago.
- The Town’s water usage has been higher with the hotter weather, still need to discuss getting water to the East side of 390, will start the conversation with the Village on the Town’s needs for the future.
- The County would like to meet with some Town representatives to discuss a housing initiative on August 25th at 10:30AM – Code Enforcement Shannon, Deputy Supervisor Mairs and Councilmen Harrington will attend.

OPEN ITEMS:

- Councilmen Harrington had 4 items he would like to discuss. Route 39 and Fowlerville Road paving has a huge bump; that is being done by the State and County and Supervisor LeFeber doesn’t believe it is fully completed yet. He was also wondering if the drainage items brought up by the few Darby Road residents have been completed and they believe they have been. He wanted to know if the graffiti on the third floor had been removed and it hasn’t, as well as if there had been any movement on the building for the dispensary on Lakeville Road which there hasn’t been. In response to Ellen Turner’s smart meter concerns, he stated the apartments are having trouble with the smart meters as far as billing and working properly.
- Councilmen Drozdziel stated hopefully at the next meeting there will be a copy of the updated employee handbook for review.

RESOLUTION #169 ACCEPT THE MONTHLY REPORTS TOWN SUPERVISOR & TOWN CLERK

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

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

Town Clerk’s July 2025 Report:

Total Local Shares Remitted:	\$ 2,250.30
New York State Department of Health	\$ 0.00
NYS Ag. & Markets for spay/neuter program	\$ 32.00
NYS Environmental Conservation	\$ 90.00
TOTAL	\$ 2,372.30

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

RESOLUTION #170 ACCEPT THE CLAIMS

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

RESOLVE to accept for payment Abstract 2025-15 in the following amounts:

Concerning ABSTRACT of Claims Number 2025-15 including claims as follows:

General Fund	Amounts totaling \$ 46,311.04
Highway Fund	Amounts totaling \$ 225,936.81
Water Fund	Amounts totaling \$ 119,725.54
Cemetery Fund	Amounts totaling \$
Opera Block Capital Improvement	No Voucher
Royal Springs Lighting	Amounts totaling \$ 972.11
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 – Aye, Councilmen Coyne - Aye, Councilmen Harrington - Aye

VISTOR COMMENTS:

- Cindy Kellen stated on the bus tour a few years ago they asked about putting sheep on solar fields and she is wondering if the Town would change the code to not allow sheep at all and the Board would have to have a recommendation from the Planning/ZBA Boards to entertain changing the code.
- Ellen Turner asked what CHIP’s stands for, and it is Consolidated Local Street and Highway Improvement Program where we get reimbursed some money for our road repairs. She has had some peddlers come and try to sell them a service; there was some concerns that ere brought up to the Village.
- Kitty Bressington would like to go back to having the Town Clerk report the number of residents that come into the office on a daily basis during their update at each meeting.

On motion of Deputy Supervisor Mairs seconded by Councilmen Drozdziel the meeting was adjourned at 7:53P.M.

Respectfully submitted by:

Kim McDowell, Town Clerk