

**PUBLIC HEARING FEBRUARY 5, 2007 ON LOCAL LAW 1-2007 ENTITLED,
“ZONING”, OF THE VILLAGE CODE OF THE
VILLAGE OF MANCHESTER BY ADDING
ARTICLE XIV ENTITLED “MORATORIUM”**

Present: Nancy W. Johnsen, Deputy Mayor
Michael W. Murphy, Trustee

Others: Attorney Michael Jones, Chris Nill, William Henry, Douglas Burton, Sean Schumacher, Robert Leiby, Donna Williams, Police Chief William Dean, Vincent DelGatto, Dave Phillips, Dominic Lisi, Tom Van Laeken, Steve DeHond, Don Eastman, Richard Damico, Matt Schaertl, Richard Cirulli, John Barry.

Recording: Angela D’Arduini, Clerk

Deputy Mayor Johnsen opened the public hearing at 7:00 pm. The clerk led the Pledge of Allegiance. This public hearing was properly advertised in THE DAILY MESSENGER on January 26, 2007. Deputy Mayor Johnsen read the NOTICE OF PUBLIC HEARING and then opened the floor for comments.

Matt Schaertl – Red Jacket Community Development Corporation – Opposed to moratorium. The village should be able to use the current zoning process without a moratorium. The village would send a message they are not pro- business.

Robert Leiby – Superintendent of Manchester-Shortsville Central School – Opposed to moratorium. He encouraged the Village to work with the rules now in place and encourage economic growth.

Douglas Burton – Village resident – Opposed to moratorium. He wants growth in the community.

Tom VanLaeken – Shortsville-Manchester Area Chamber of Commerce- Opposed to moratorium

Dave Phillips – School Board Member – Opposed to moratorium. The feedback he gets is the tax burden is too high. We need more businesses. The moratorium would be counter productive and stop projects that are already on the table.

Rick Damico – Dollar General Developer - Opposed to moratorium. His store hires within the community and is active in community events. He submitted a letter from Dollar General Corporation stating they anticipate the Dollar General project to be complete for a late spring 2007. Should this site not be able to meet this schedule, they will have to pursue alternate area sites. Farmington and Phelps have been approved. Mr. Damico encourages the Village to turn down the moratorium and get the store opened.

Chris Nill - Member of the Design Guideline Committee – Unopposed to moratorium. Chris read from the Village’s Master Plan and updated Comprehensive Plan some of the Village’s goals. He said the village is in a critical transitional period. He did not speak for or against development, but feels the village must take the time to develop appropriately.

Philip D’Arduini – Former Mayor – Deputy Mayor Johnsen read a letter from former Mayor Philip D’Arduini urging the village to reconsider putting in a moratorium. It could end up hurting the village more than it could help.

No more comments were offered. The public hearing was left open until Monday, March 5, 2007 at 7:00 pm. The public hearing was adjourned on motion at 7:20 pm.

Respectfully submitted,

Angela D’Arduini
Clerk/Treasurer

REGULAR BOARD MEETING HELD FEBRUARY 5, 2007

Present: Nancy W. Johnsen, Deputy Mayor
Michael W. Murphy, Trustee

Others: Attorney Michael Jones, Chris Nill, William Henry, Douglas Burton, Sean Schumacher, Robert Leiby, Donna Williams, Police Chief William Dean, Vincent DelGatto, Dave Phillips, Dominic Lisi, Tom Van Laeken, Steve DeHond, Don Eastman, Richard Damico, Matt Schaertl, Richard Cirulli, John Barry.

Recording: Angela D'Arduini, Clerk

The meeting was called to order at 7:20 pm by Deputy Mayor Johnsen. She read a letter from Mayor Bruce E. Miles stating that due to family related health issues, he regretfully resigns from his position of Mayor, effective January 26, 2007. He thanked the village board and community for their continuous support during his many years of service within the Village of Manchester.

Minutes of the meeting held January 8, 2007 were read and a motion was made by Trustee Murphy, seconded by Deputy Mayor Johnsen to approve the minutes as presented. Bills were authorized for payment on Abstracts of Audited Vouchers #25, General Fund totaling \$54,667.92; #26 Water Fund totaling \$594.98; and #27 Sewer Fund totaling \$47,873.04. A motion was Deputy Mayor Johnsen, seconded by Trustee Murphy to accept the Treasurer's Report for the month of November, unanimously approved subject to audit.

MAYOR APPOINTMENT

Due to the resignation of Mayor Miles, it was necessary to appoint someone to fill the vacancy of Mayor until the term expires on March 31, 2008. A motion was made by Trustee Murphy, seconded by Deputy Mayor Johnsen and carried unanimously to appoint Deputy Mayor/Trustee Johnsen to fill the vacancy of Mayor held by Bruce E. Miles. The clerk administered the Oath of Office.

TRUSTEE APPOINTMENT

Upon Deputy Mayor/Trustee Johnsen being appointed Mayor, it was necessary to appoint someone to fill the vacancy of Trustee until the term expires on March 31, 2008. A motion was made by Mayor Johnsen, seconded by Trustee Murphy and carried unanimously to appoint William Henry to fill the vacancy of Trustee held by Nancy Johnsen. The clerk administered the Oath of Office.

ZONING BOARD OF APPEALS RESIGNATION

William Henry submitted a letter of resignation effective February 5, 2007 from the Zoning Board of Appeals so he may accept the position of Trustee.

OLD BUSINESS

Frederick Property – A request for reimbursement from the State Assisted Contract in the amount of \$70,707.03 has been prepared by Sniedze Associates and submitted to Greg B. MacLean at the NYS Department of Conservation.

Summer Swim Program – Mayor Johnsen reserved the weeks of July 23 – July 27 and July 30 – August 3 for the park summer swim program at Pal-Mac.

Library Letter – The board asked the clerk to write a letter to the new director at the Red Jacket Community Library and invite her to the April 2nd board meeting.

BlueCross/Blue Shield – Mayor Johnsen will be attending a Mayor's meeting on February 6th at which time she will discuss health insurance with the other village Mayors.

Methodist Church Volunteer Project – Mayor Johnsen will contact Rev. Landon and discuss a community service project they are able to provide.

New Banners – Mayor Johnsen has contacted Nicholas Gurewitch to design a banner which incorporates our bandstand.

2006 BUILDING REPORT

Code Enforcement Officer Steve DeHond presented the 2006 Building Report for the Village of Manchester. Permits were down from last year. The board thanked him for his hard work.

(see attached report)

TRAINING FOR PLANNING AND ZBA MEMBERS

The following resolution was offered by Trustee Murphy who moved its adoption, seconded by Mayor Johnsen.

WHEREAS, New York State Legislature Chapter 662 of the Laws of 2006 requires minimum training requirements for municipal zoning and planning officials; and

WHEREAS, said law requires the passage of a local law by municipalities to implement said training, but allows municipalities the option to waive the requirements by resolution;

WHEREAS, the Village Board approves the requirement of training for zoning and planning officials, but does not believe a local law is necessary in order to implement the same; and

WHEREAS, it is in the best interests of the residents of the Village of Manchester to implement a four-hour training requirement for zoning and planning officials;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. All members of the Village of Manchester Zoning Board of Appeals and all members of the Village of Manchester Planning Board shall obtain a minimum of four hours of training offered by the Village of Manchester, a regional or county planning office or commission, a State agency such as the Department of State or state association, including the New York Planning Federation.
2. Training programs shall be approved by the Village prior to enrollment.
3. The cost associated with said training programs shall be borne by the Village of Manchester.
4. Members of the Village of Manchester Zoning Board of Appeals and Village of Manchester Planning Board shall annually present to the Village Board proof of fulfillment of the annual training requirement by certificate or other documentary evidence of the same.

The above resolution was put to roll call vote which resulted as follows:

Mayor Johnsen	Voting	“AYE”
Trustee Henry	Voting	“AYE”
Trustee Murphy	Voting	“AYE”

The resolution was duly adopted.

EASTER EGG HUNT

The 3rd Annual Children Helping Children Community Easter Egg Hunt will be held on Sunday, April 1st at 1:00 pm at the Manchester Family Park. The board asked Chief Dean to contact Donna Capron regarding traffic control assistance.

AUTHORIZATION FORMAT

The following resolution was offered by Trustee Murphy who moved its adoption, seconded by Trustee Henry:

(see attached resolution)

The resolution was put to roll call vote which resulted as follows:

Trustee Henry	Voting	“AYE”
Trustee Murphy	Voting	“AYE”
Mayor Johnsen	Voting	“AYE”

The resolution was duly adopted.

ZONING REQUEST – Douglas Burton

Richard Damico, Dollar General Developer addressed the board. He wanted to know the board’s decision on Douglas Burton’s request for a zoning change submitted at the January 8, 2007 board meeting. Mayor Johnsen said the board was not going to act on the request at the present time. Attorney Michael Jones told Mr. Damico that the zoning application was incomplete because a SEOR form had not been filed with the request. Attorney Jones agreed to talk with the Dollar General Attorney to expedite the process.

SPRING CLEANUP

Mayor Johnsen will call Appleton Disposal and Phelps Recycling and request a proposal for spring cleanup. She will present them at the March 5th board meeting.

BANDSTAND RENOVATION

Renovation of the park bandstand needs to be addressed quickly. At the present time, the only proposal we have for renovation of the bandstand is from Frank J. Marianacci, Inc. After a brief discussion, the board agreed to obtain two more proposals before they make a decision.

FLOWERS

Jeff Liberati said the flower carts need to be repaired and reinforced. This year the village will plant the flowers. Bill D’Arduini has agreed to talk to May’s in Victor, NY about hanging baskets. The village will seek other proposals for flowers.

CONCERT IN PARK

The MusicMakers Big Band will be returning for another concert in the park on July 18, 2007. Further details will be discussed in the forthcoming months.

CERTIFICATE OF APPRECIATION

The board would like to present a Certificate of Appreciation to Gary Bogner for his years of faithful service to the Village as Chairman of the Planning Board.

PATHWAY PROJECT

Chris Nill told the board that the RFQ’s for engineering and design services for the pathway project were mailed out to fifteen firms. A pre-proposal meeting will be held on Friday, February 16th at 4:30 pm at which time village representatives will try to answer any questions they may have concerning the proposed project. The last day to receive the RFQ’s is February 28, 2007 at 5:00 pm. A preliminary letter to property owners was also drafted by Mr. Nill. He asked the board to review the draft and make any changes necessary. He will then complete the final draft and the clerk will send copies to the property owners.

GARAGE ADDITION

Jeff Liberati reported to the board that he talked with three contractors regarding a 30 x 40 ft. addition to the pole barn and they all said that no way can they do the addition for under \$20,000. The board discussed doing the addition in stages versus tearing down the old garage and replacing it with a new one. The discussion was tabled.

Meeting adjourned on motion at 9:30 PM.

Respectfully submitted,

Angela D’Arduini, Clerk/Treasurer

Angela D'Arduini, Clerk/Treasurer