

**VILLAGE OF MANCHESTER
MINUTES OF THE PUBLIC HEARING AND REGULAR VILLAGE BOARD MEETING
HELD AT 8 CLIFTON STREET, MANCHESTER NY
ON DECEMBER 07, 2015**

Present: Nancy W. Johnsen, Mayor
William F. Henry, Trustee
Michael J. Buttaccio, Trustee
Jeffrey P. Liberati, DPW Supervisor
Richard Coffey, Police Chief
Harry Bowker, Fire Chief

Absent: None

Others: Richard Deys, Doug Parmele, Bill Lawrence, Alan Eagley, Don Woodworth, Todd Jennings, Lee Sanders, Anthony Cirulli, Dennis Speers, Ed Ruthven.

Recording: Rita J. Gurewitch, Village Clerk/Treasurer

The clerk led the Pledge of Allegiance to the flag.

PUBLIC HEARINGS

Mayor Johnsen called the 1st public hearing to order at 6:00 PM. The clerk read the Notice of Public Hearing on proposed Resolution No. 15-2015 entitled **“REAL PROPERTY TAX EXEMPTION FOR PERSON OVER 65 FOR THE VILLAGE OF MANCHESTER, NEW YORK FOR THE 2017-2018 TAX YEAR”** which was printed in the Daily Messenger on November 19, 2015.

Mayor Johnsen asked three times if anyone had any questions or comments.

No one spoke for or against the resolution.

The public hearing was closed at 6:05 PM.

Mayor Johnsen called the second public hearing to order at 6:06PM. The clerk read the Notice of Public Hearing on proposed Resolution No. 16-2015 entitled **“USE OF MONIES IN THE FIRE APPARATUS RESERVE FUND”** which was printed in the Daily Messenger on November 26, 2015.

Mayor Johnsen asked three times if anyone had any questions or comments.

No one spoke for or against the resolution.

The public hearing was closed at 6:10 PM.

REGULAR MEETING

The minutes of the Regular meeting held on November 02, 2015 were read and approved upon motion from Trustee Buttaccio and seconded by Trustee Henry. The October Treasurer’s report was approved upon a motion from Trustee Henry, seconded by Trustee Buttaccio, voted on and unanimously carried, subject to audit. Bills were authorized for payment on Abstract #7 of Audited Vouchers, General Fund totaling \$19,597.17; Water Fund totaling \$1,100.41; Sewer Fund totaling \$86.25; CDBG totaling \$0.00 and TEP totaling \$0.00; Trust & Agency Fund \$110,670.91.

RESOLUTION No. 15-2015 - REAL PROPERTY TAX EXEMPTION FOR PERSON OVER 65 FOR THE VILLAGE OF MANCHESTER, NEW YORK FOR THE 2017-2018 TAX YEAR

RESOLVED, AND BE IT ORDAINED, by the Board of Trustees of the Village of Manchester as follows:

Section 1. Real Property owned by one or more persons one of whom is sixty-five years of age, or real property owned by husband and wife, one of whom is sixty-five years of age or over shall be exempt from taxation to the extent of fifty per centum of the assessed valuation thereof:

Section 2. No exemption shall be granted:

- a) if the income of the owner or the combined income of the owners of the property exceeds the sum of Twenty-Four Thousand Two Hundred Ninety-Nine and 99/100 Dollars (\$24,299.99) for the twelve consecutive months immediately preceding the date of making application for exemption. Where title is vested in either the husband or the wife, the combined income may not exceed such sum. Such income shall include Social Security and retirement benefits, interest, dividends, rental income, salary or earnings, and income from self-employment, but shall not include gifts or inheritance; and
- b) unless the title of the property shall have been vested in twenty-four months prior to the date of making application for exemption; and
- c) unless the property is used exclusively for residential purposes; and
- d) unless the real property is the legal residence of, and is occupied in whole or in part by the owner or by all of the owners of the property.

Section 3. As allowed by Section 467D of the New York State Real Property Tax Law, a sliding scale income level will be allowed as follows:

If income is More Than / but this amount is Less Than / % of deduction allowed

18,600.01	19,599.99	45%
19,600.00	20,599.99	40%
20,600.00	21,599.99	35%
21,600.00	22,499.99	30%
22,500.00	23,399.99	25%
23,400.00	24,299.99	20%

Section 4. Application for such exemption must be made by the owner, or all of the owners, of the property, on forms to be furnished by the Town of Manchester Assessor, and shall furnish the information and be executed in the manner required or prescribed in such forms, and shall be filed in the office of the Town of Manchester Assessor at least ninety days before the day of filing the final assessment roll.

Section 5. Any conviction of having made any willful false statement in the application for such exemption shall be punishable by a fine of not more than One Hundred Dollars and shall disqualify the applicant from further exemption for a period of five years.

Section 6. This resolution will remain effective until it is amended by resolution of the Village Board of Manchester, NY from said date.

The above resolution was put to roll call vote which resulted in the following:

Mayor Johnsen	Voting "AYE"
Trustee Buttaccio	Voting "AYE"
Trustee Henry	Voting "AYE"

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 16 – 2015 - FIRE APPARATUS RESERVE MONEYS

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

WHEREAS, the Village of Manchester held a public hearing to use money in the Fire Apparatus Reserve Fund; and

WHEREAS, no spoke against the use of said funds;

BE IT RESOLVED, that the Village of Manchester be able to use said funds up to \$125,000;

BE IT FURTHER RESOLVED, that any unused portion of moneys is returned to the Fire Apparatus Reserve Fund.

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

Mayor Johnsen	Voting "AYE"
Trustee Henry	Voting "AYE"
Trustee Buttaccio	Voting "AYE"

The resolution was duly adopted.

Approved - TOWN OF FARMINGTON – FIRE CONTRACT AGREEMENT

The Town of Farmington included in the contract agreement the proposed the sum of \$54,000.00 for the year 2016, \$55,500.00 for the year 2017, and \$57,000.00 for the year 2018.

A motion was made by Trustee Henry, seconded by Trustee Buttaccio to accept the agreement by the Town of Farmington for the fire protection contract. Voted on and unanimously carried.

Discussed - RAILROAD MEMORIAL PARK

Mr. Eagley inquired as to the status of the box cars and the railroad park. Mayor Johnsen asked Bill Lawrence to give the Railroad Committee report.

The Committee is still looking into the feasibility of have two box cars added to the present site where the caboose is located. They would like one car for education and the other for a model display and storage. Surrounding all cars would be a handicap accessible ramp which is thought to be the biggest expense. The approximated expected cost would be over \$20,000 for the whole project. They have a "soft" commitment of \$10,000 and the other half would be donations and fundraising. The project would take about two years with prepping done at Thompson Grain. They would need FRA (Federal Railway Administration) approval to move the cars on the rail, otherwise may have to find alternative ways to move them.

Trustee Henry inquired if they really needed both cars. The committee members would like both cars.

The discussion continued.

Mr. Don Woodworth would like an Environmental Impact Study done on this location. Mr. Eagley stated that metal is still present and the ground is bad. Mr. Deys commented that the parking is not adequate for additional cars. Mr. Eagley does not want any more tax dollars spent on the railroad park. Trustee Henry said we can't guarantee that.

The discussion went on further and then Mayor Johnsen stated that the first thing that needs to be done is to speak with the DEC (Department of Environmental Conservation) to see the next step.

Trustee Buttaccio encouraged the Board to go forth with this project.

Mr. Woodworth and Mr. Eagley voiced that they did not want the additional rail cars.

Trustee Henry stated the project is on hold until the village hears from the DEC.

Discussed – A.M. BENNETT BUILDING

Bill Lawrence, Mayor Johnsen and Jeff Liberati met with Envirosafe Inspections regarding the possible mold remediation at the Bennett Building. The scouts will have to empty the bottom portion of the building so that air samples can be taken to determine if the mold is in the building or in the articles stored in the building. Mr. Lawrence is seeking a storage unit.

Discussed – MIKE GRIFFIN PARK – CONCESSION STAND

Coco-Cola Company is to pay for the damage at the concession stand caused by a leak in the pop machine. DPW Supervisor Jeff Liberati is to contact Joe DeVey to complete the claim process under Claim #301546786790001.

RESOLUTION NO. 17– 2015 – THE PURCHASE OF A NEW FIRE APPARATUS

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

WHEREAS, the Village of Manchester owns and operates a Volunteer Fire Department; and

WHEREAS, the Village is in need to purchase a new fire truck; and

WHEREAS, the Houston-Galveston Area Council (H-GAC) contract FS12-13 was utilized for this sale; and

WHEREAS, the Village expects to pay a \$125,000 of said truck from the Fire Apparatus Reserve Fund, then incur debt in the form of borrowing \$731,969.00 over 12 years at 3.37% interest from Volunteer’s Financial Services; and

WHEREAS, the Village will be selling three older fire trucks to offset some of the expense; now

THEREFORE, be it resolved, that the Village of Manchester purchase One (1) Pierce Aerial mounted on an Enforcer Chassis (Fire Truck) for \$856,969.00, and

Be it further resolved, the first debt payment will begin on December 01, 2016.

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

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

The resolution was duly adopted.

DPW REPORT

- Pulled all signs that were vandalized on the trail. Those that were cleaned are showing shadows from the markers. The Boy Scout signs can’t be cleaned and need replacing.

POLICE REPORT

- Report on file in the clerk’s office.
- An arrest had been made on the vandalism of signage on the trail. Waiting for preliminary hearing. Restitution will be included in the sentencing.

FIRE DEPARTMENT REPORT

- Report on file in the clerk’s office. Copy to Towns of Manchester and Farmington.

The next regular Village Board meeting will be on Monday, January 4, 2016 at 6:00 pm.

The meeting was adjourned upon motion at 7:10 pm.

Respectfully submitted,

Rita J. Gurewitch
Village Clerk/Treasurer