

**VILLAGE OF MANCHESTER
REGULAR VILLAGE BOARD MEETING
HELD AT 8 CLIFTON STREET, MANCHESTER NY
ON AUGUST 07, 2023**

Present: Michael J. Buttaccio, Mayor
William F. Henry, Deputy Mayor, Trustee
Charles E. Fine, Trustee
George C. Hotchkiss, DPW Supervisor

Absent: None

Others: Ashley Strub & Dakota Cummings; Curtis Snyder; Jennifer Davis; Tysheen Rountree.

Recording: Rita J. Gurewitch, Village Clerk/Treasurer

The Clerk led the Pledge of Allegiance to the flag.

REGULAR MEETING

Mayor Buttaccio called to order the and regular meeting at 6:00 pm.

The minutes of the Regular meeting on July 10, 2023 were read. A motion was made by Trustee Henry, seconded by Trustee Fine, to approve the July meeting minutes, unanimously carried.

The Board reviewed the June Treasurer's report. A motion was made by Trustee Henry, seconded by Trustee Fine, to accept the Treasurer's report for June, voted on and unanimously carried subject to audit. Bills were authorized for payment on Abstract #3 of Audited Vouchers, General Fund totaling \$96850.49 ; Water Fund totaling \$166.94 ; Sewer Fund totaling \$49578.11 ; ARPA totaling \$0.00 and Trust & Agency Fund \$10702.15 ; Capital Bond totaling \$38,699.11. An extension was granted for the filing of the Annual Financial Report due to new software. The extension is to September 29, 2023.

Reported – MANCHESTER RAILROAD MEMORIAL PARK

Update given on Manchester RR Memorial Park: The foam insulation has been installed. A request was submitted for \$2,000-\$4,000 for the door. Parts are needed for the ramp. Electric is all done. Trustee Henry suggest a special meeting to discuss the Railroad park.

Reported – FREDERICK PROPERTY 147 STATE STREET – ERP SITE NO. B00131-8

Day Environmental, Inc. has prepared a Periodic Review Report (PRR) for NYSDEC on the Frederick Property at 147 State Street. The Board reviewed the report and Mayor Buttaccio signed the certification.

Approved – NO EMINENT DOMAIN - REGULAR DEED AGREEMENT - RELEASE OF PART OF MORTGAGE PREMISES – LYONS NATIONAL BANK – 69 CLIFTON STREET

A letter was received dated July 11, 2023 from Attorney Jason Snyder advising the Mayor that he represents Steven P. and Sarah M. Huber and to consider the letter to be formal acceptance of the Village's offer of \$12,300 with the condition and understanding that the Village will be covering all costs necessary to transfer title and obtain release from the mortgage lender.

A letter was received from Lyons National Bank approving a partial release of .48 acres at 69 Clifton Street. The approval is subject to a pay down of \$1,629.03 from the sales proceeds to Mr. & Mrs. Huber's LNB mortgage. The remainder of the \$12,300, or \$10,670.97 plus interest will go to Steven and Sarah Huber.

Reported – ULTRA VIOLET (UV) DISINFECTION PROJECT (MANCHESTER-SHORTSVILLE JOINT SEWER) BAN AND SERIAL BONDING

The BAN (Bond Anticipation Note) will be coming due on August 1, 2023. The amount due is \$550,000. Principal and \$19,196.53 interest. The Village of Shortsville will pay half the interest or \$9,598.27 due now. The new Serial Bond was awarded to Greene County Commercial Bank at 4.41% in the amount of \$244,086. An EFC (Environmental Facility Corporation) grant was received in the amount of \$305,914. This will be paid toward the debt and the Serial Bond will be set up to pay for the balance \$244,086.00 plus interest making a total of \$357,567.51 due. This balance will be split equally with the Village of Shortsville. Annual payments will be due on August 1st. Interest payments due February 1st and August 1st starting in 2024.

Discussed – 12 BENNETT AVENUE WATER CONSUMPTION

Jennifer Davis addressed the Board concerning her new radio read water meter. Though she pays the minimum payment she is concerned it is showing no consumption. Her concern is that she will get a huge water bill at some point. Board members Henry and Fine assured her she wouldn't. The DPW Supervisor stated they would go and read it again tomorrow. In the meantime, he told Ms. Davis that she could shine a light on the top of the meter to get a reading.

Discussed – 16 MERRICK AVENUE TREE

Ashley Strub and Dakota Cummings live at 16 Merrick Avenue. They have a willow tree in their back yard that is shared with a neighbor, the village and them. They have come with two (2) questions. "Can we remove it? And Can we get financial help"? It is a large tree and they have a quote for \$10,000 and a quote for \$5,000. A discussion followed about the tree, its location and where the property line is. Mayor Buttaccio said we can't take down trees in people's yards. It would set a precedent that would not be good. Trustee Henry said he would go and look at the tree and get back to the Board and Mr. Cummings.

Discussed – SOLAR ON EARTH

Tysheen Roundtree, representative for Solar on Earth addressed the Board about Clean Energy initiatives. He has been granted a Peddler's Permit to go door to door explaining the credits that can be granted onto utility bills. He is not selling anything. It is about community solar, it's benefits and savings. Solar on Earth works directly with solar farms, developers and the utility companies. It is a NYSEDA and NYS contractor. The Board will review the benefits for the village.

Approved – WATER REQUEST AT 3998 DEWEY ROAD

Curtis Snyder, representing Robert Colf, owner of 3998 Dewey Road, explained the well situation at this location. They discovered that Coliform bacteria is present in their water. This is a health risk. Approval has been given by the Town of Manchester. The Board approved connecting to the village water line. The DPW suggested a one inch line before November 1st. They are to contact George Hotchkiss for connection.

Approved – SPECIAL COUNSEL – Adams & LeClair LLP

A motion was made by Trustee Fine, seconded by Trustee Henry, to hire special counsel to advise and consult in the matter of workplace harassment occurring in the past year. Voted on and unanimously carried. The Mayor will sign the engagement letter.

Reported – COMMUNITY MEETING WITH FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA)

The Village was notified by FEMA that a community meeting will be on Thursday, August 17, 2023 from 2:30 to 4:00 pm at the Ontario County Safety Training Facility, 2914 County Road 48, Canandaigua NY. This is to go over flood mapping and reports. Mayor Buttaccio and Trustee Fine will be attending.

Reported – WORKPLACE HARASSMENT COMPLAINT

A Workplace Violence or Harassment Form has been received. The nature of the complaint is Workplace Harassment.

A motion to go into Executive Session for personnel matters was given by Trustee Henry, seconded by Trustee Fine. The Board went into Executive Session at 8:10 pm.

Executive Session ended at 8:20 pm.

Interviews will be set up with the complainant, accused and witnesses.

Emails/Public Comment:

A letter was received from Boylan Code, Attorneys at Law, regarding the Zoning Board of Appeals application from A. Montanez, 114 S. Main Street for variances. Robert Marks, Esq. is representing D. Luecke of 116 S. Main Street. It contained information only and will be on file in the Clerk's Office.

DPW REPORT

- Called about the Tool Cat and mini loader, should be getting in 3-45 days
- E. Ruthven would like to go to CDL schooling. George to find out when next class is given. Tabled until CDL Policy is in place.
- M. Poretta Excavating is to fix the hydrant at Green Renewable

- There was a discussion on the new building. Last month XXX gave a quote of \$88,000. For the new garage. \$25,000 for Labor and \$63,800 for materials. The DPW may end up building the new 40' x 60' building. The old masonry building will be demolished.
- George said sidewalks will be started separately from the drainage repair in fire department bays.
- LED speed signs are up on Clifton Street; speed humps not in yet.
- Flushing hydrants on September 13th.

POLICE REPORT

- Office needs to be dissembled. The mayor will contact the sheriff's department for assistance.

FIRE DEPARTMENT REPORT

- Call report for June showed 26 calls, making a total of 166 calls to date this year. Copies of the report will be sent to Towns of Manchester and Farmington.
- The MFD has complied with PESH (OSHA Department of Labor) requirements.
- Safety Cabinet ordered
- A Gary Sinise Grant has been received for turn out gear.
- The 1946 International LaFrance fire truck has been returned. The condition is poor. A motion was made by Trustee Fine to scrap it. There was no second.
- Reindeer Run will be November 18, 2023
- The MFD will be going to the Manchester Family Park Program for a demonstration.
- Lexipol is a Public Safety Management service that the Fire Department is looking into to assist them in keeping up with regulations.

The meeting was adjourned upon motion at 8:45 pm. Next meeting is Monday, September 11, 2023 (due to Labor Day) at 6:00 pm.

Respectfully submitted,

Rita J. Gurewitch
Village Clerk/Treasurer