

**VILLAGE OF MANCHESTER
MINUTES OF THE PUBLIC HEARING AND REGULAR BOARD MEETING
ON DECEMBER 06, 2010**

- Present: Nancy W. Johnsen, Mayor
William F. Henry, Trustee
Debra Gulvin-Chase, Deputy Clerk/Treasurer
Jeffrey P. Liberati, DPW Supervisor
Richard Coffey, Police Officer
- Absent: Gary J. Bogner, Trustee; Chad Romeiser, Fire Chief
- Others: Richard Cirulli
- Recording: Rita J. Gurewitch, Village Clerk/Treasurer

PUBLIC HEARING

The Public Hearing was opened at 6:00 pm. The clerk read the legal notice for the public hearing that appeared in the Daily Messenger on November 24, 2010 regarding the Over 65 tax exemptions for the 2012-2013 tax year. Mayor Johnsen asked if anyone had any questions or comments.

There were no comments for or against.

The Public Hearing was closed at 6:05 pm.

REGULAR MEETING

The meeting was called to order at 6:06 PM by Mayor Johnsen. The Clerk led the Pledge of Allegiance to the flag. The minutes of the regular meeting held on November 08 , 2010 were read and approved upon motions from Mayor Johnsen and Trustee Henry. The November Treasurer's report was reviewed and approved upon motion from Mayor Johnsen, seconded by Trustee Henry, subject to audit, voted on and carried unanimously. Bills were authorized for payment on Abstract #6 of Audited Vouchers, General Fund totaling \$; Water Fund totaling \$; Sewer Fund totaling \$; CDBG totaling \$0.00 and TEP totaling \$.

RESOLUTION No. 15-2010 - REAL PROPERTY TAX EXEMPTION FOR PERSON OVER 65 FOR THE VILLAGE OF MANCHESTER, NEW YORK FOR THE 2012-2013 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 Bogner	ABSENT	
Trustee Henry	Voting	“AYE”

The resolution was thereupon declared duly adopted.

TEP TRAIL

A Pre-Construction meeting was held on November 15, 2010 at 10:00 am in the Board room. Representation present will be from the Dept. of Transportation, Fishers Associates, F.W. Construction, the Town of Manchester and the Village of Manchester. DPW Supervisor stated that the paper work is being completed at the present time and the Notice to Proceed has not been given to the contractor.

HIGHWAY GARAGE ADDITION

Change Order No. GC-01 was submitted changing the Contract Price from the original price of \$194,800.00 to \$217,372.00 to Nicoletta Building Contractors, Inc.. This is a net increase of \$22,572.00. DPW Supervisor Liberati said that he is to meet with MRB and Mr. Nicoletta to go over the changes presented and if any further changes are needed. No action taken at this time. Mr. Liberati also stated that the Certificate of Occupancy may be obtained by January 01, 2011 if all goes according to schedule.

MANCHESTER FAMILY PARK

There was a discussion on the Manchester Family Park and the needs of the coming year. A “fall zone” for the park equipment at the east end needs to be discernible. This is required so as to mark the delineation for the storm sewer maintenance. Also, the train apparatus will be sandblasted, repaired and re-painted. Mayor Johnsen directed the clerk to put park fencing and benches at the tennis courts into the upcoming budget workshops.

NYMIR – NEW YORK MUNICIPAL INSURANCE RECIPROCAL

A letter was received from our insurance company listing risk management recommendations to provide methods of preventing and minimizing losses and accidents. (see attached). Action is being taken at this time to follow those recommendations.

TOWN OF MANCHESTER – FIRE PROTECTION DISTRICT AGREEMENT

An agreement was signed with the Town of Manchester on the 12th day of November 2010. During the year 2011, the sum of \$47,454.00 and during the year 2012, the sum of \$48,878.00 will be paid to the Village of Manchester for fire protection within the town district. This agreement will take effect on January 1, 2011 and end on December 31, 2012.

DPW REPORT

- Mayor Johnsen commended the DPW for their hard work in setting up the holiday decorations. A discussion followed on the possible use of LED bulbs. They are more expensive to purchase, but are less expensive to operate. Will discuss again at a later date.
- It was noticed that brush has been put out to the curb. This service has been suspended until April. If any requests come in to pick up brush, the brush can be hauled by the property owner to the village garage brush site.
- 9 trees were planted within the village.

- It was reiterated that mail boxes damaged due to the weight of snow and ice from the plow are not replaced by the village.

POLICE REPORT:

- November 2010 Police report on file is the clerk's office.
- Request from Red Jacket High School to check trailer at 8 Lehigh Avenue for youths loitering after school.
- Complaints were received of pizza delivery vehicle speeding.
- No tickets have been issued for overnight parking
- A NO TRESPASSING sign is needed at the water tower site on Lehigh Avenue

FIRE DEPARTMENT:

- No report - Fire Chief not present.

Public Comment:

Mayor Johnsen read a letter from Laura Chrysler, Merrick Ave, thanking the village for planting a tree near her home. She praised the DPW crew for being so nice.

Mr. Richard Cirulli commented on the Zoning Board of Appeals meeting that he attended on December 01, 2010. A discussion followed on the process and procedures.

The next Village Board meeting will be on Monday, January 03, 2011 at 6:00 pm.

The meeting was adjourned upon motion at 7:30 PM.

Respectfully submitted,

Rita J. Gurewitch
Village Clerk/Treasurer