

**VILLAGE OF MANCHESTER
MINUTES OF THE PUBLIC HEARING AND REGULAR BOARD MEETING
ON DECEMBER 05, 2011**

Present: Nancy W. Johnsen, Mayor
William F. Henry, Trustee
Gary J. Bogner, Trustee
Debra Gulvin-Chase, Deputy Clerk/Treasurer
Jeffrey P. Liberati, DPW Supervisor
Richard Coffey, Police Officer

Absent: Chad Romeiser, Fire Chief

Others: Don Blaisdell, Ed Ruthven; MFD

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 23, 2011 regarding the Over 65 tax exemptions for the 2013-2014 tax year. Mayor Johnsen asked three times 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 07, 2011 were read and corrections made then approved upon motions from Mayor Johnsen and Trustee Henry. The October Treasurer's report was reviewed and approved upon motion from Trustee Bogner, seconded by Trustee Henry, subject to audit, voted on and carried unanimously. A motion was made by Mayor Johnsen, seconded by Trustee Bogner, to transfer \$5,914.15 from Contingency A1990.4 to State Retirement A9010.8 to cover expense of annual retirement contribution to end of fiscal year 5/31/12, voted on and unanimously carried. Bills were authorized for payment on Abstract #7 of Audited Vouchers, General Fund totaling \$17,495.04; Water Fund totaling \$73.68; Sewer Fund totaling \$48.68; CDBG totaling \$0.00 and TEP totaling \$102,280.76.

RESOLUTION No. 11-2011 - REAL PROPERTY TAX EXEMPTION FOR PERSON OVER 65 FOR THE VILLAGE OF MANCHESTER, NEW YORK FOR THE 2013-2014 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	Voting	“AYE”
Trustee Henry	Voting	“AYE”

The resolution was thereupon declared duly adopted.

TEP TRAIL

The Board reviewed OOC (Order on Contract) #1 submitted by Fishers Associates for the contractor F.W. Contruction. The changes presented a net increase of \$11,776.17 to changing the original contract price from \$262,096.21 to \$273,872.38. A discussion followed concerning some of the increases were due to inadequate survey results and that no in field edit was completed. The general consensus was that the work was completed by the contractor and that the survey was a separate issue that would be discussed at a later date. A motion was made by Trustee Bogner to accept OCC #1, seconded by Mayor Johnsen, voted on and unanimously carried. A walk through of the trail is scheduled for December 12, 2011 at 9:30 to assess what remains to be completed on the trail.

CABOOSE (WORK CAR) UPDATE

A contribution has been made of cement blocks for the construction of the retaining wall on site. Trustee Bogner will contact Dennis Spears to inquire to the name of the person who donated the blocks so the Village can send a thank you. Confirmation was given that the car will be placed parallel to the railroad tracks. Trustee Bogner is to get survey map and check with Code Enforcement Officer Steve DeHond on any site plan approval for the Railroad Memorial Park.

TIME WARNER FRANCHISE RENEWAL

The Village of Manchester is in negotiations with Time Warner Cable to renew the franchise agreement. A draft franchise renewal agreement has been received from Time Warner Cable. In reviewing the proposal and consulting with the NYS Department of Public Service, the Board will make certain revisions to the draft proposal and submit the draft renewal agreement with changes to Time Warner Cable.

FIRE DEPARTMENT:

- November report was handed in and on file in the clerk’s office.
- 12 calls were made in November, including 2 structure fires and 4 motor vehicle accidents.
- Annual elections will take place this month.
- Specifications to get the air packs to bid needed. Jim Goodall and Ed Ruthven will provide.
- Trustee Henry went to Egypt Fire Dept. to look at a combo Fire Truck for possible future purchase.

DPW REPORT

- The trail is being closed up for the winter to resume work in the spring. DPW will be placing detectable warning pavers at Route 96.
- Still trying to locate someone to grind brush pile
- Light replacement is needed in the fire department foyer

POLICE REPORT:

- November 2011 Police report is on file in the clerk's office.
- 82 Calls
- Radars to Albany for 6 month calibration
- Rabid fox complaints in Friendly Village
- Garbage complaints at 25 S Main Street

The Board reviewed an application for hire as a laborer. At this time no positions are available.

Due to the New Year Holiday, the next Village Board meeting will be on Monday, January 09, 2012 at 6:00 pm.

The meeting was adjourned upon motion at 7:20 PM.

Respectfully submitted,

Rita J. Gurewitch
Village Clerk/Treasurer