

**VILLAGE OF MANCHESTER**  
**MINUTES OF THE PUBLIC HEARING AND REGULAR VILLAGE BOARD MEETING**  
**HELD AT 8 CLIFTON STREET, MANCHESTER NY**  
**On December 03, 2012**

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

Absent: Debra Gulvin-Chase, Deputy Clerk/Treasurer,

Others: Richard Cirulli; Mike Perry, Dianna Vanderpool, Brian Mott, RJ Jr. Baseball; Jim Goodall, Ed Ruthven MFD.

Recording: Rita J. Gurewitch, Clerk/Treasurer

The Clerk led the Pledge of Allegiance to the Flag.

**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 21, 2012 regarding the Over 65 tax exemptions for the 2014-2015 tax year.

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

There were no comments for or against the exemption.

The Public Hearing was closed at 6:05 pm.

**REGULAR MEETING**

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

Absent: Debra Gulvin-Chase, Deputy Clerk/Treasurer,

Others: Richard Cirulli; Mike Perry, Dianna Vanderpool, Brian Mott, RJ Jr. Baseball; Jim Goodall, Ed Ruthven MFD.

Recording: Rita J. Gurewitch, Clerk/Treasurer

The meeting was called to order at 6:06 pm by Mayor Johnsen.

The minutes of the regular meeting on November 05, 2012 were read and approved upon motions from Trustee Henry and Trustee Butler, motion carried. A motion was made by Trustee Henry to accept the September Treasurer's report, seconded by Mayor Johnsen, subject to audit, voted on and carried. Bills were authorized for payment on Abstract #7 of Audited Vouchers, General Fund totaling \$; Water Fund totaling \$; Sewer Fund totaling \$; CDBG totaling \$ and TEP totaling \$0.00.

**RESOLUTION No. 12-2012 - REAL PROPERTY TAX EXEMPTION FOR PERSON OVER 65 FOR THE VILLAGE OF MANCHESTER, NEW YORK FOR THE 2014-2015 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		
<b>18,600.01</b>	<b>19,599.99</b>	<b>45%</b>
<b>19,600.00</b>	<b>20,599.99</b>	<b>40%</b>
<b>20,600.00</b>	<b>21,599.99</b>	<b>35%</b>
<b>21,600.00</b>	<b>22,499.99</b>	<b>30%</b>
<b>22,500.00</b>	<b>23,399.99</b>	<b>25%</b>
<b>23,400.00</b>	<b>24,299.99</b>	<b>20%</b>

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 Butler	Voting	“AYE”
Trustee Henry	Voting	“AYE”

The resolution was thereupon declared duly adopted.

## **RED JACKET JR. BASEBALL AND SOFTBALL**

Michael Perry, representative for RJ Jr. Baseball addressed the Board that the United Umpire Services held a banquet in Penn Yan, NY and honored Seth Gerlock, Spencer Jacobs and Devin Rex for the *Good Sportsmanship Award*. RJ Jr. Baseball won the *Coaching for the Kids Award* and the *Concession Stand Award*. Many accolades were given to them, including RJ Jr. Baseball alumnus, Garrett Jansen, receiving the *Umpire of the Year Award*. Mayor Johnsen stated the RJ Jr. Baseball is making a big impact in our area.

Brian Mott presented a proposal to the Board to upgrade the concession stand, baseball fields, equipment shed and restrooms. Three propositions were presented with various options. A separate work session will be scheduled to address this upgrade.

## **TEP TRAIL**

An e-mail was received from Steve Beauvais of the NYS DOT concerning the Route 96 entrance to the trail is not defined and needs to be. Weather permitting, the DPW will address this issue. Remaining items now include: Fencing at Eagley’s, plantings at Woodworth’s and the Route 96 entrance/parking lot.

## **TRAIL COMMITTEE GROUP**

Meeting will be scheduled in 2013. Date to be determined.

## **RAILROAD MEMORIAL PARK – CABOOSE/WORKCAR**

No news reported at this meeting

## **VILLAGE HALL AND FIRE HALL PROPOSED BUILDING IMPROVEMENTS**

No news reported at this meeting.

## STANDPIPE WATER TANK – MERRICK AVENUE

A proposal for professional services was received from Village Engineer, MRB Group, regarding the Merrick Avenue water tower. The tank is approximately 250,000 gallons and is starting to show signs of deterioration. The NYS Dept. of Health has requested an engineering report to determine if the tank may be removed and continue to supply adequate flow and storage. The cost of a system evaluation and the report preparation to the Dept. of Health is \$5,900. A motion was made by Trustee Henry to accept the MRB proposal, seconded by Mayor Johnsen, voted on and unanimously carried.

## CROSSWALK REQUEST – NYS ROUTE 21

An e-mail was received from Town of Manchester Supervisor Jeffery L. Gallahn responding to Village Resident Scott Rosene's request for a crosswalk on NY State Route 21 (Main Street, Village of Manchester). Mr. Rosene is concerned that there are no crosswalks between Howard Street and the school. He would like to propose that a crosswalk at Smith Terrace/Merrick Circle (by Dollar General) be marked. Children are crossing at this juncture without a crosswalk or using the railroad crossing tracks making the situation a vital safety concern. Supervisor Gallahan advised Mr. Rosene that the intersection is located within the village therefore the Village of Manchester, not the Town of Manchester, would handle this request and advised to contact the NYS Dept. of Transportation asking for this crosswalk. The Board will write a letter to the Department of Transportation requesting this crosswalk.

## CORRESPONDANCE

A letter was received from a village resident concerning a property located on State Street. The Code Enforcement Officer (CEO) met with the property owner regarding his vacant house. The CEO found no code violations on this property. This information will be sent to the complainer.

## DPW REPORT

- Sidewalks are scheduled for Tuesday morning
- Christmas Decorations are up with additional lights added. New decorations will be considered for next year.

## POLICE REPORT:

- Monthly report for November 2012 was discussed and is on file in the clerk's office.

## FIRE DEPARTMENT:

- The Summary of Calls for November 2012 was received and placed on file in the clerk's office.
- A letter from the Manchester Fire Dept. was presented and read to the Board concerning the ownership of the baseball fields on Westplex Drive. The ownership is in question due to if the Village owns the Manchester Fire Dept, pays the insurance on the property and maintains it, why is it not already owned by the village vs. a deed that shows the land is owned by the Fire Dept. The Fire Dept. would like to "swap" the land for a new 4 X 4 Squad truck. There will be a vote at the department meeting this evening and if accepted, they would like two conditions added. 1.) that the name Mike Griffin Memorial Park will remain and erect a sign stating such and 2.) that the Manchester Fire Department (MFD) have life use of the park. The Village would pay for all legal costs for acquiring the property. **A motion was made by Trustee Henry for the Village Attorney to draw up the necessary paperwork for the property transfer, then allow the MFD to review said paperwork prior to signing, seconded by Trustee Butler, voted on and unanimously carried.**
- DPW Supervisor Liberati discussed truck options to be looked at by the MFD and those that are under state contract. More information is needed on the type and use of the truck. Fire Chief Harry Bowker will meet with the DPW Supervisor and get things going.
- New pagers will be ordered this week (cost \$379-\$419 each)
- Smoke detectors / carbon monoxide detectors will be ordered (FEMA grant)

The next regular Village Board meeting will be on Monday, January 7, 2013 at 6:00 pm.

The meeting was adjourned upon motion at 7:35 PM.

Respectfully submitted,

Rita J. Gurewitch  
Village Clerk/Treasurer