

MINUTES OF REGULAR BOARD MEETING HELD JANUARY 07, 2008

Present: Nancy W. Johnsen, Mayor
Angela M. D'Arduini, Trustee
William F. Henry, Trustee

Absent: None

Village Atty: John Tyo

Others: Richard Coffey, Jeff Liberati, Debra Chase, Ken Litfin, Dan Silber, , John Barry, Michaela Barry, Josh Allen, Chris Nill, Robert Leiby, Kristen Ayers.

Recording: Rita J. Gurewitch, Clerk/Treasurer

The meeting was called to order at 6:00 PM by Mayor Johnsen. The Pledge of Allegiance was led by the clerk. Minutes of the meeting held December 10, 2007 were read and a motion was made by Trustee D'Arduini, seconded by Trustee Henry to approve the minutes. Bills were authorized for payment on Abstracts of Audited Vouchers #29, General Fund totaling \$36,108.01; #30, Water Fund totaling \$23,823.18; #31 Sewer Fund totaling \$472.48; and #32 CDBG Fund totaling \$12,750.00 and TEP Fund totaling \$5,689.74. The treasurer's report for September and October were presented and a motion was made by Trustee D'Arduini, seconded by Trustee Henry to accept the treasurer's reports for September and October, unanimously approved subject to audit.

RESOLUTION No. 1-2008 – TO SELL REAL PROPERTY TO ROCHESTER GAS & ELECTRIC CORPORATION

Trustee Henry noted, seconded by Trustee D'Arduini who moved its adoption.

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

Section 1. To sell Real Property to Rochester Gas & Electric Corp. that is owned by the Village of Manchester located at the west end of State Street which consists of an elongated land parcel totaling approximately 2.83 acres and includes approx. 2 acres in the village of Manchester and 0.83 acres in the Town of Farmington, including 50 ft of frontage on State Street. It is L-shaped under Tax ID# 31.20-1-24 portion of Village of Manchester and #43.00-1-49.22 portion of the Town of Farmington.

Section 2. Village Law Requirements for purchase

- a) the Board of Trustees declared the described land as surplus and is no longer needed for municipal purposes;
- b) a summary appraisal report was done by Midland Appraisal Associates valuing the property at \$17,000. so the land can be sold for fair and adequate consideration; and
- c) by meeting the above requirements a village is authorized to sell real property belonging to the municipality pursuant to Village Law § 1-102(1)

Section 3. Rochester Gas & Electric Corp has submitted site plan applications to the Planning Board of the Village of Manchester and the Town of Farmington to expand substation 168 at the end of State Street

- a) the Town of Farmington Planning Board was designated lead agency on the State Environmental Quality Review action, the Village of Manchester Planning Board reviewed the Environmental Record on said action, the Town of Farmington Planning Board referred the site plan as an unlisted action under Part 617 of the SEQR Regulations, and based on the information provided by the Town of

Farmington Planning Board and reviewed by the Village of Manchester Planning Board, both boards agree that the proposed action will not be detrimental to the public good and will not result in any significant adverse environmental impacts, the Village Board of Trustees agree that no adverse environmental impact will apply to the project ;

- b) the Village of Manchester Planning Board and the Town of Farmington Planning Board both gave final site plan approval to Rochester Gas & Electric contingent on purchasing the land necessary to proceed with the expansion project; and

Section 4. Contract to Purchase

- a) the Board of Trustees has considered the selling of municipal land to Rochester Gas & Electric Corporation in detail, and under advisement of the village engineer and village attorney; and
- b) the village attorney has reviewed the contract and has no reservations about the signing said contract; and
- c) the village engineer is satisfied with drainage easement agreement
- d) the Manchester Board of Trustees accepts the contract to purchase agreement, signed by Mayor Johnsen, dated December 10, 2007.

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

Mayor Johnsen	Voting	“AYE”
Trustee D’Arduini	Voting	“AYE”
Trustee Henry	Voting	“AYE”

The resolution was duly adopted.

PADDOCK OF THE FINGER LAKES – PROPOSED APARTMENTS ON STATE STREET - PARK AGREEMENT & WATER EASEMENT

Mr. John Barry and Mr. Josh Allen addressed the board concerning the park agreement and sidewalk agreement that is necessary for their project to continue due to a ZBA variance contingency. The water easement is also under discussion. After the discussion, it was decided addendums and revisions were needed to the agreements and the Mayor stated that a special meeting was being held at the Town Hall on January 22, 2008 and if Mr. Barry and Mr. Allen were ready by then they could be added to the agenda.

MANCHESTER-SHORTSVILLE SCHOOL

SEX OFFENDERS

Mr. Robert Leiby, Superintendent and Ms. Kristen Gray, President of the Parent-Student-Teacher Association addressed the board about their concerns with local sex offenders. They explained to the board that while offenders are on probation there are restrictions applied to distance to a school etc, but once off probation, no conditions or restrictions apply.

Mr. Leiby and Ms. Gray are looking for a local ordinance to consider protecting parks and schools.

Police Chief Richard Coffey stated that the school is in the Town of Manchester and any local law would have to encompass both villages (Manchester & Shortsville) and the Town of Manchester.

The clerk is to call General Code to get a sample Local Law for the above.

WELLNESS CENTER/FITNESS FACILITY

Mr. Leiby then addressed the board considering a Wellness Center/Fitness Facility. It is a concept now, but the school does not want to venture into this facility alone. He feels it is a community issue and benefit. He would like support, not

necessarily monetary. If possible though, maybe a donation to the school district from the villages/town. Ms. Ayers feels that it would be an asset to the community. They are looking for verbal support, not just monetary. It is still in the planning stage and they are looking to the village to see if it is a good idea.

Trustee Henry stated he supports it verbally definitely, financially it needs more discussions.

Trustee D'Arduini asked if this was a yearly commitment. Mr. Leiby answered any assistance, any time.

Other places received grants for funding, but Mr. Leiby stated this is a stand alone project that needs to get support before proceeding.

More discussions to follow.

SOUTH AVENUE ANNEXATION

A joint public hearing with the Town of Manchester will be scheduled for Tuesday, January 22, 2008 at 6:30 pm at the Town Hall to annex town territory into the village. The vacant land is located on the east side of South Avenue.

POLICE CAR

Jeff Liberati reported that the Police Car could generate anywhere between \$1500 to \$3000 at auction. He said it was unpredictable as to what figure could be obtained. The car has been stripped of police decals. Jeff stated it was insured on the village fleet policy and wouldn't affect insurance. After discussing, Mayor Johnsen motioned to keep the car for a year and to re-evaluate again at that time, Trustee Henry seconded, so moved unanimously.

CLIFTON STREET – STORM DRAINAGE DITCH

A letter was received signed by Ms. Sandy Crippen, 62 Clifton Street; Ms. Debra Breed, 58 Clifton Street; Ms. Lisa Footer, 60 Clifton Street; and Mr. Anthony Nedza, 64 Clifton Street, respectfully requesting that the storm drainage ditches between the sidewalk and the street be filled in with new storm drains and soil. They stated that the ditches have become difficult and dangerous to maintain.

Mr. Liberati stated the original homeowners wanted the ditches; now they are all new home owners don't want them. It is a fair size project that could take a full two weeks. They will have to shoot elevation etc. The best time would be summer when it is dryer. Mr. Liberati will talk with Town Highway Supervisor Wayne Holtz to see if we could do this with the Town of Manchester and schedule this summer.

STATE STREET STORM WATER

Trustee Henry mentioned the drainage issue at the west end of State Street. A discussion followed. Mr. Liberati stated that it would be at least \$5,000. for the village to do 500 feet per year. The total length in mind is 1700 feet. Jeff stated that Farmington to the Village would be quick, once into the village it will slow down. The board will look into setting money aside for engineering fees, maybe possibly using SMSI grant funds if qualifies and/or the RGE land purchase. After further discussion, a 3 year plan was suggested and that \$10,000 to \$15,000 for material and labor be budgeted until the project was done.

NIMS – NATIONAL INCIDENT MANAGEMENT SYSTEM

The National Incident Management System (NIMS) and the National Response Plan (NRP) ensure that all levels of government, non-government agencies and private sector are prepared to protect against, respond to and recover from any incident.

The Ontario county Emergency Management Office has requested each municipality to select one person to be a Point of Contact for NIMS within their jurisdiction.

After discussing the Board of Trustees appointed Jeff Liberati the NIMS contact.

ELECTION – MARCH 18, 2008 - RESOLUTION NO. 2 -2008

Mayor Johnsen offered the following resolution, seconded by Trustee Henry who moved its adoption:

WHEREAS there is to be an election in the Village of Manchester on March 18, 2008 to fill the office of Mayor for a term of four (4) years), Trustee for a term of four (4) years, and Trustee for a remainder term of two (2) years; and

WHEREAS the Village of Manchester has just one election district.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees establishes the polling place to be in the village board room at the Village Hall, 8 Clifton Street, Manchester, New York 14504 between the hours of 12:00 Noon until 9:00 PM on Tuesday March 18, 2008.

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

Mayor Johnsen	Voting	“AYE”
Trustee Henry	Voting	“AYE”
Trustee D’Arduini	Voting	“AYE”

The resolution was duly adopted.

VILLAGE ELECTION

A motion was made by Trustee D’Arduini, seconded by Trustee Henry and carried unanimously to hire one Democrat and one Republican Inspector of Election for the March 18, 2008 village election at \$90.00 each.

The following were named:

Democrat	-	Margaret Vienna
Republican	-	Helene Misleany

The Mayor directed the clerk to prepare budget sheets for the board and to set up at budget workshop for Tuesday, February 19, 2008 at 1:00 pm.

The meeting was adjourned upon motion at 9:15 PM.

Respectfully submitted,

Rita J. Gurewitch
Clerk/Treasurer