

MINUTES OF REGULAR BOARD MEETING HELD JULY 02, 2007

Present: Nancy W. Johnsen, Mayor
William F. Henry, Trustee
Michael W. Murphy, Trustee

Others: Richard Cirulli, Donald Hessney, Vince DelGatto, Jr., Jeff Liberati.

Recording: Rita J. Gurewitch, Deputy Clerk/Treasurer

Mayor Johnsen called the meeting to order at 7:00 PM. The deputy clerk led the Pledge of Allegiance. Minutes of the meeting held on June 04, 2007 were read and a motion was made by Trustee Murphy, seconded by Trustee Henry to approve the minutes as presented. Minutes of the special meeting held on June 13, 2007 were reviewed and a motion was made by Mayor Johnsen, seconded by Trustee Murphy to accept the minutes as written. Minutes from the June 25, 2007 Public Hearing and Special Board meeting were read with one correction, then so moved to accept. Bills were authorized for payment on Abstracts of Audited Vouchers #5, General Fund totaling \$17,926.98; #6, Water Fund totaling \$51,142.83; #7, Sewer Fund totaling \$1,846.32; and #8, Capital Fund totaling \$16,375.00. A motion was made by Trustee Murphy, seconded by Trustee Henry to accept the treasurer’s report for the month of May, unanimously approved subject to audit.

ANNUAL AUDIT

The board reviewed the end-of-the-year books and found them to be in proper order. The Annual Report will be completed and submitted to the New York State Comptroller’s Office.

LOCAL LAW NO. 2 – 2007

The following resolution was introduced by Trustee Henry, seconded by Trustee Murphy who moved its adoption:

WHEREAS, proposed Local Law No. 2-2007 was introduced at a meeting of the Board of Trustees, and

WHEREAS, a public hearing has been held thereon the 25th day of June 2007, at which time all interested persons were given an opportunity to be heard thereon.

NOW, THEREFORE, BE IT RESOLVED, that Local Law No. 2-2007 be enacted as follows:

**A LOCAL LAW TO AMEND THE CODE OF THE VILLAGE OF MANCHESTER BY ADDING
CHAPTER 9 ENTITLED
“RESIDENCY REQUIREMENTS OF APPOINTED OFFICER”
COUNTY OF ONTARIO, STATE OF NEW YORK**

A copy of said Local Law is appended hereto and made a part hereof.

(See attached Local Law No. 2 – 2007)

The above resolution was put to roll call vote, which resulted in the following:

Mayor Johnsen	Voting	“AYE”
Trustee Murphy	Voting	“AYE”
Trustee Henry	Voting	“AYE”

The resolution was thereupon declared duly adopted.

TIMBER CREEK TAVERN – 17 S MAIN ST – NON-CONFORMING STRUCTURE

Larry & Robin Pauly, owners of the Timber Creek Tavern on Main Street, submitted an application to be able to erect a deck with a roof at the rear of their building. Their application was denied, as it did not meet Section 100-45 of the Village Zoning Ordinance, Expansion of a non-conforming structure. The Board of Trustees determines any expansion of a non-conforming use &/or structure.

A Public Hearing was held on June 25, 2007, at which time all interested persons were given an opportunity to be heard. Also the Board received a positive recommendation from the Planning Board to allow this project, stating it would be a positive improvement to the area.

After a discussion, Trustee Henry stated that the Board should not single out the Timber Creek Tavern with restrictions, but to work on the existing (noise) ordinances within the village. The Board concurred with this statement.

A motion was made by Trustee Murphy to allow the non-conforming structure expansion to Robin and Larry Pauly, dba Timber Creek Tavern, seconded by Trustee Henry, voted on and unanimously carried.

GRIEVANCES

DONALD HESSNEY – ASSESSOR’S OFFICE

Mr. Donald Hessney addressed the Board regarding some problems with the assessor’s office.

Mr. Hessney stated that he was in real estate, has a broker’s license, and has an expertise in real property tax law.

Mr. Hessney said he doesn’t see evidence of communication between the assessor, the village board, and the community. Due to that lack of communication, his filing for a change in taxable status missed deadlines and wasn’t in time for this year. Mr. Hessney would like to see better communication. He would like us to utilize our quarterly newsletter and the Merchandiser for possibly an Assessor’s Corner. He stated the “Grievance Day” was not posted anywhere. He said he was attending the meeting to let the board know better communication was needed between the assessor and the community.

Mayor Johnsen thanked Mr. Hessney and stated that the board will look into his suggestions.

RICHARD CIRULLI

Mr. Richard Cirulli would like all minutes taped and archived. He would like (3) microphones utilized at all meetings for those that have difficulty hearing what is being said.

Mr. Cirulli protested against the recent Zoning Board of Appeals handling of a recent Public Hearing and meeting that passed an area variance. He stated that the public present was against the passing of the area variance and that the ZBA board did not act for the better of the village. He feels that the people should make decisions and the input by the public should be considered.

No decision was made by the Board of Trustees at this time.

DPW REPORT – ROUNDHOUSE, PARK, SUMP PUMPS, SIDEWALKS

ROUNDHOUSE - Jeff Liberati, DPW Supervisor stated signage was needed at the Roundhouse to aid in keeping people out of that area. Signs have been ordered and will need to be signed by the Code Enforcement Officer and then posted. A wall has been taken down and fencing is in place.

PARK TRASH CANS -Trustee Henry has chosen three High School art students to paint the trash receptacles at the park. He has approved one design, one not approved, and one to go. The students are Sarah Butler, Bethany Schaertl, and Ben Gage.

SUMP PUMPS - Jeff Liberati and Trustee Murphy started the Sump Pump inspections at the west end of State Street starting at 103 State Street to the west boundary ending at 155 State Street. Of 35 listed to be inspected, 26 were inspected. Mr. Liberati stated that those inspected don’t meet the flow that is in question. Brian Romeiser, Chief Operator at the joint sewer treatment plant submitted a new report to review 2007 Flow Studies. It locates other areas of concern. 1. Friendly Village (plan to correct) 2. State Street, west of pump house, inspections started, 3. Pratt Road still having flow problems after installation of new drainage. Other areas include back lot of old school, Newton Street, and the Town of Manchester. Repairs were done on campground laterals in the Town of Manchester.

Mr. Liberati questioned what to do with those that go against this ordinance. A discussion followed and it was determined to send letters to those involved with options of how to correct the problem, i.e. hose to the back of the property, install a dry well, etc. The Board would like Mr. Romeiser to camera the areas in question. They would like the letters and the camera to parallel each other and to start the process right away. Newton Street should be done next with inspections and the camera.

SIDEWALKS - Mr. Liberati stated that sidewalk replacement will begin tomorrow, starting on State Street in front of the Methodist Church and also across the street.

The kitchen is in need of a new refrigerator. A motion was made by Trustee Murphy, to have Mr. Liberati located a new refrigerator within \$300 to \$500 range, seconded by Mayor Johnsen, unanimously carried.

POSSIBLE FARMINGTON ACQUISITION

A workshop will be held on Tuesday, July 10, 2007 at 6:00 pm at the Town of Farmington meeting room to discuss if there is an interest to further deliberate a proposed annexation to the Village of Manchester. The property is located at the west end of the village beyond State Street known as the former Chunko property. The workshop will discuss the issues and legalities involved.

LETTERS TO THE VILLAGE BOARD

MANCHESTER-SHORTSVILLE SCHOOL DISTRICT

A letter was received from Superintendent, Robert Leiby requesting a copy of the Village’s 5-year strategic plan. The board directed the deputy clerk to send a copy of the Village Comprehensive Plan and the Strategic Plan to Superintendent Leiby.

ROCHESTER INSULATED GLASS

A letter was received from the President of Rochester Insulated Glass, Richard Wolk, of 73 Merrick Circle, notifying the Village Board that their manufacturing expansion is underway. Mr. Wolk states that an application and plans have been submitted to the Planning Board. He is requesting board assistance in expediting his agenda and any time saved would be helpful.

PROCLAMATION - SAMUEL H. HOLDFORTH DAY

The board was approach that on August 05, 2007, Samuel H. Holdforth will be honored at Shortsville Budd Park for his many years of service to the community. The Village will put a Proclamation in The Merchandiser proclaiming August 05, 2007 as Samuel H. Holdforth Day in the Village of Manchester. Mayor will attend the festivities and present Mr. Holdforth a framed copy of the Proclamation.

The following resolution was introduced by Trustee Henry, seconded by Trustee Murphy who moved its adoption:

Whereas: Samuel H. Holdforth was born on January 11, 1927; and

Whereas: Samuel H. Holdforth served his country in the United States Navy from 1945 to 1946; and

Whereas: Samuel H. Holdforth joined the Presbyterian Church in 1961, became a Ruling Elder in 1963 and served 8 three-year terms (24 yrs) and continues to be a member; and

Whereas: Samuel H. Holdforth has served our communities as Chaplain for the Turner-Schrader American Legion Post No. 34 for over 40 years; and

Whereas: in 1976, Samuel H. Holdforth, became a founding member of the Red Jacket Rotary Club, and on October 30th, 1990, received the Paul Harris Award, the highest Rotarian Honor for service above self, and is now a lifetime honorary member; and

Whereas: Samuel Holdforth has served as Election Custodian for 40 years; and

Whereas: It is time to honor Samuel H. Holdforth for his selfless and noble service to others and absolute commitment to our communities; now

Therefore:

I, Nancy W. Johnsen, Mayor of the Village of Manchester

do hereby Proclaim:

Sunday, August 05, 2007, as Samuel H. Holdforth Day.

The above resolution was put to roll call vote which resulted in the following:

Mayor Johnsen	Voting	“AYE”
Trustee Murphy	Voting	“AYE”
Trustee Henry	Voting	“AYE”

The resolution was thereupon declared duly adopted.

SOUTH AVENUE SEWER REPLACEMENT

MRB Group prepared the contractor specs for installation of the new sewer line of approximately 410 ft on a portion of South Avenue. They have sent specs to two contractors, and also Kenneth M. Morrison Contractor. A motion was made by Mayor Johnsen, seconded by Trustee Murphy to hire Kenneth M. Morrison at the cost of \$16, 050. Voted on and unanimously carried. The village is to supply all trucks and necessary materials.

BANDSTAND REPAIRS ESTIMATE

The estimate received from David Schlossnagle Bldg. & Remodeling for repairs to the bandstand totaling \$10,250.00 have been reduced to \$8,750.00. A motion was made by Trustee Murphy to hire David Schlossnagle to repair the bandstand, seconded by Trustee Henry, voted on and unanimously carried.

THE BOARD MOVED TO EXECUTIVE SESSION AT 8:55 PM.

REGULAR BOARD MEETING RESUMED AT 10:10 PM.

CLERICAL POSITION

The board prepared a job description for the hiring of someone to work in the clerk’s office in anticipation of the Clerk/Treasurer retiring on August 30, 2007. The board directed the deputy clerk/treasurer to have a clerical position advertised in the Canandaigua Messenger and The Merchandiser.

PART-TIME POLICE OFFICER

A motion was made by Mayor Johnsen, seconded by Trustee Murphy and carried that Richard T. Coffey be appointed Part-Time Police Officer for the Village at the rate of \$14.50 per hour. The necessary papers will be sent to the Ontario County Human Resources and civil service requirements will be followed.

Mayor Johnsen met with Village of Shortsville Mayor Woodhams to discuss shared services of the Police. More information is needed on the possibility of shared services for police and will be discussed at a future date.

DIVISION FOR YOUTH

The following resolution was offered by Trustee Murphy, seconded by Trustee Henry who moved its adoption:

WHEREAS, the New York State Division for Youth offers funds each year; and

WHEREAS, it is necessary to apply for these funds through the Ontario County Division for Youth:

NOW, THEREFORE, BE IT RESOLVED, that the board hereby authorizes Mayor Johnsen to execute all necessary documents.

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

Mayor Johnsen	Voting	“AYE”
Trustee Murphy	Voting	“AYE”
Trustee Henry	Voting	“AYE”

The resolution was duly adopted.

PLANNING BOARD – SEAN SCHUMACHER

A letter of resignation was received from Planning Board Chairman Sean Schumacher to resign from the planning board effective immediately. Mr. Schumacher is moving out of state. The board reluctantly accepted Mr. Schumacher’s resignation and appreciated his service and dedication to the village.

The meeting was adjourned on motion at 10:30 PM.

Respectfully submitted,

Rita J. Gurewitch
Deputy Clerk/Treasurer