

**VILLAGE OF MANCHESTER
MINUTES OF THE REGULAR VILLAGE BOARD MEETING
HELD AT 8 CLIFTON STREET, MANCHESTER NY
ON OCTOBER 05, 2015**

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

Absent: Jeffrey Liberati, DPW; Richard Coffey, Police Chief; Harry Bowker, Fire Chief

Others: Alice Eagley, Alan Eagley; Donald Woodworth; Brian Williams, Jeff Close,
RJJB; Anthony Cirulli; Lee Sanders, Jim Goodell, Ed Ruthven, MFD.

Recording: Rita J. Gurewitch, Village Clerk/Treasurer

The meeting was called to order at 6:00 pm by Mayor Johnsen. The Clerk led the Pledge of Allegiance to the flag.

The minutes of the Regular meeting held on September 14, 2015 were read. A motion was made by Trustee Buttaccio to accept the minutes as written, seconded by Trustee Henry, voted on and unanimously carried. The minutes of the Special Meeting held on September 25, 2015 were read and a motion was made by Trustee Henry, seconded by Trustee Buttaccio, to accept the minutes as written, voted on and unanimously carried.

The following transfers were approved upon motion by Trustee Henry, to cover expenses to 5/31/16, seconded by Trustee Buttaccio, voted on and unanimously carried:

\$1,773.30 from A.1990.04 Contingency to A.7140.04 Playgrounds and Recreation
.25 cents from A.1990.04 Contingency to A 9785.07 Installment Purchase Debt – Interest

The August Treasurer's report was presented and approved by motion from Trustee Henry, seconded by Trustee Buttaccio, unanimously carried and subject to audit.

Bills were authorized for payment on Abstract #5 of Audited Vouchers, General Fund totaling \$81,378.08 ; Water Fund totaling \$25,047.39; Sewer Fund totaling \$954.55 ; CDBG totaling \$0.00; TEP totaling \$0.00; Trust & Agency Fund \$16,717.93.

Letter read – MR. ALAN EAGLEY - 105 S MAIN STREET – LAND PURCHASE REQUEST

A letter was received from Croucher & Jones, Attorneys and Counselors at Law, 70 S Main Street, Canandaigua NY. Their client, Mr. Alan Eagley, is interested in purchasing real property adjacent to his home located at 105 South Main Street, currently owned by the Village of Manchester. The property Mr. Eagley would like to purchase is approximately 25 feet wide and approximately 480 feet in length for \$2,000. He stated he would like to move his driveway to that side of his house.

Trustee Henry said that the village is not ready to make that decision now and it will be tabled for a later time. The letter will be forwarded to the village attorney.

It was mentioned that the piles of trees have been removed, but there is still metal and debris sticking out of the ground.

Discussed – RED JACKET JR BASEBALL – CONCESSION STAND

Brian Williams reported to the Board that the Coco-Cola Company will pay for the damage at the concession stand caused by a leak in the pop machine. DPW Supervisor Jeff Liberati is to contact Joe DeVey to complete the claim process under Claim #301546786790001.

They will be playing ball until 10/31/15.

Trustee Buttaccio asked if they were still interested in using the old bathrooms for storage. Yes. The village will have to think about a roof then because the roof leaks.

APPROVED - RESOLUTION NO. 11-2015

SANITARY SEWER DEDICATION-CRT LXXI, LLC

FORMERLY KNOWN AS JFJ HOLDINGS, LLC, AKA DUNKIN DONUTS

The following resolution was offered by Trustee Buttaccio, who moved its adoption, seconded by Trustee Henry, to wit:

WHEREAS, the Village of Manchester Village Board (hereinafter referred to as Village Board) requires dedication of a sanitary sewer line that serves property owned by CRT LXXI, LLC which will be known as Route 96 Donuts, LCC, DBA Dunkin Donuts. The sewer line was constructed of PVC SDR 35 pipe which is 6” in diameter; the length is approximately 147 feet. The line connects to an existing manhole which is located on property now or formerly owned by McMillian Holdings LLC (Tax Account No. 32.13-1-8.110) and extends southeasterly and connects to the Village system with a clean-out at the west right-of-way line of NYS Route 21. This line is to be dedicated and will be owned and maintained by the Village of Manchester. In addition, approximately 40 feet of the 6” VTC sanitary sewer under NYS Route 21 was “slip lined” by the Contractor as a requirement of the project.

WHEREAS, the Owner of the property executed a sanitary sewer easement between McMillian Holdings LLC and the Village of Manchester. The easement covers the area aforementioned sanitary sewer line. The easement provides a right-of-way for the Village to maintain the sewer line as required. The easement was accepted by the all parties and executed. The easement was agreed upon on March 3, 2015 and recorded in the Ontario County Clerk’s Office on April 10, 2015 in Liber 01336 of Deeds beginning at page 0221, ending at page 0230.

WHEREAS, the Village Board in receipt of an Official Check in the amount of \$10,000. This check shall be deposited in the village Trust and Agency account (non-interest bearing) for a minimum of one (1) year beginning October 5, 2015. If problems occur in this one (1) year period the Owner of the property shall complete the necessary repairs. If the Owner does not complete the repairs the work will be performed by the Village of Manchester. In addition, if the repairs are completed by the Village of Manchester the money will be called to cover incurred cost by the Village for such repair. If no repairs are needed in (1) year, the \$10,000 will be returned to CRT LXXI, LLC, 280 Merrimack Street, Metheun, MA 01844.

WHEREAS, the Village Board is in receipt of a record drawing of the installed sanitary sewer line.

WHEREAS, the Village Board is in receipt of the televising documentation of the sanitary sewer installation. By viewing this information no flaws were evident. The Village Board accepts this documentation of the installation.

NOW, THEREFORE BE IT RESOLVED that the Village Board accepts the dedication of the sanitary sewer line serving the property of CRT LXXI, LLC, aka Dunkin Donuts, which connects to the Village system at NYS Route 21.

The foregoing Resolution was duly put to roll call which resulted as follows:

Mayor Johnsen	Voting	“Aye”
Trustee Buttaccio	Voting	“Aye”
Trustee Henry	Voting	“Aye”

The resolution was thereupon declared duly adopted.

Reported – HALLOWEEN DECLARATION AND PARADE

The Firemen’s parade will be held on Saturday, October 31st at 6:30 PM lining up on Howard Street and proceeding to the Manchester Fire Department for costume judging, prizes and treats. Escort will be provided by village police and fire department. Refreshments and prizes will be provided by MFD. The Village of Manchester proclaims TRICK OR TREAT NIGHT Saturday, October 31, 2015 from 6:00 to 8:00 PM. The Mayor directed the clerk to run the ad in the Merchandiser to run the week of October 26th.

Approved – SANTA AT THE RAILROAD MEMORIAL PARK

Trustee Buttaccio asked the Board if Santa could return to the caboose this year on Saturday December 5th. Country Studios will offer the free 5 X 7 photo per family. The hours will be the same as last year 11-1 and 2-4. The Boy Scouts will be selling their wreaths again from this location. Trustee Buttaccio will work out the details.

Approved – EXTEND EMPLOYMENT – JACOB BOTT

A letter was received from Jacob Bott (seasonal employee) thanking the Village Board for their generosity in maintaining his employment to the present day. He has been offered employment by the Virginia Beach Police Department that would start in January 2016. In his letter he asks

to stay on as an employee until he leaves in January. Trustee Buttaccio made a motion to keep Jacob Bott employed until January 2016, seconded by Trustee Henry, voted on and unanimously carried. Mr. Bott also expressed that when the time comes to hire a fourth person he would gladly entertain any offers the village has.

Discussed - MANCHESTER-SHORTSVILLE CHAMBER OF COMMERCE STREET DANCE
Councilman Matt Schaertl did not attend tonight's meeting. It was discussed that October 23rd would not be an option date (Firemen's Banquet), but Saturday October 24th could be or Friday October 30th for the street dance and pumpkin walk. Details were not available.

Letter Read – NYS DEPARTMENT OF TRANSPORTATION – SPEED REDUCTION
The Board received a letter from the State of New York Department of Transportation, Traffic and Safety Division. The letter states that the speed limit on Route 96 has been reduced to 50 mph from 55 mph a distance of 0.7+- mile within the village limits. Signage will follow.

Discussed - REAL PROPERTY TAX LEVY LIMIT (“2% TAX CAP”) LAW

The Board discussed the Tax Cap Law. The law limits the total tax levy, not the assessed value or the tax rate. Local governments may not adopt a budget that requires a tax levy that exceeds the prior year's levy by more than 2%, unless the governing board first adopts a local law to override the tax levy limitation. The levy for the Village of Manchester has remained under 2% since this law went into place. There will be no Mandate relief available from New York State. After further discussion, the Board decided not to override the tax levy limit.

DPW REPORT No report

POLICE REPORT No report

FIRE DEPARTMENT REPORT

- A grant for \$10,000 was received from the Department of Criminal Justice System for the purchase of a secure access FOB system for building entry. The fire department researched different vendors and received a quote of \$10,365.00 for the fire department. To add the Village Hall would be an additional \$3,300.00. Trustee Henry motioned to add the Village Hall, seconded by Trustee Buttaccio, voted on and carried.
- September report was distributed and copies will be sent to the Towns of Manchester and Farmington.
- Lee Sanders requested a financial meeting to have a better understanding of how the finances run for the fire department. The meeting date is October 16th at 11:00 am in the board room.

The next regular Village Board meeting will be on Monday, November 02, 2015 at 6:00 pm.

The meeting was adjourned upon motion at 7:15 pm.

Respectfully submitted,

Rita J. Gurewitch
Village Clerk/Treasurer