

**MEETING MINUTES
of the Village of Windsor, N.Y.
107 Main Street
Windsor, NY 13865
April 7, 2015**

Present:	Mayor:	Ronald G. Harting
	Trustee	Robert Bennett, absent
		Eileen Shelp-Olmstead
		Thomas M. Skinner
		Robert E. West
	Clerk/Treasurer:	Patricia L. Harting
	Streets & Water Suptdnt:	David M. Decker
	Code Enforcement:	Gary Post
	Attendees:	6

Call to Order: **Time:** 7:00 P.M.
 By: Mayor Ron Harting

Pledge of Allegiance

Welcome: to County Legislator Scott Baker, Town Councilman Tim Bates, Fire company Vice President Fred Urda, Partnership President Elaine Card, Youth Commissioner Bob Crowley and village resident Tom Frye.

Public Comment - 1) Elaine submitted a Park Use Permit for an event that the Partnership will be holding down at the park. They will be having a duck race in the creek, vendors, games and a chicken barbeque put on by the fire department. Youth Commissioner Bob asked Elaine and Tim what they wanted from him. They said they want to use the bathrooms. Bob said they could only if someone is going to clean up because he's allowed other groups to use the bathrooms and he's been left with a big mess. They assured him they would clean up.

7:10 P.M. Public Hearing for Fire Company 501(c)3 - Scott stated that he would like to applaud the fire company for moving forward with this. It will allow people who make donations to use it for tax deductions. The West Windsor Fire Company is going to do this also. No other public comment.

RESOLUTION NO.14-2015

**RESOLUTION AUTHORIZING A CERTIFICATE OF AMENDMENT
TO THE CEDRTIFICATE OF INCORPORATION OF
THE WINDSOR FIRE COMPANY, INC.**

WHEREAS, the Windsor Fire Company, Inc., is a not for profit corporation formed under the laws of the State of New York by filing a Certificate of Incorporation with the Secretary of State of New York on July 15, 1949; and

WHEREAS, the Windsor Fire company, Inc., filed a Certificate of Change of Certificate of Incorporation with the Secretary of the State of New York, changing its address for service of process on January 11, 1988; and

WHEREAS, the Corporation desires to amend and modify the original Certificate of Incorporation in order to qualify as a charitable organization under 501(c)(3) of the Internal Revenue Code of 1986, as amended; and

WHEREAS, the Village of Windsor consented to the formation and incorporation of the Corporation on April 20, 1949; and

WHEREAS, the Second Certificate of Amendment to the Certificate of Incorporation was authorized by resolution of the Board of Directors and vote of the members of The Windsor Fire Company Inc.; and

WHEREAS, prior to the delivery of the Second Certificate of Amendment to the Department of State for filing, all required approvals or consents will be endorsed upon or annexed to such Certificate of Amendment.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Windsor hereby authorizes the Second Certificate of Amendment to the Certificate of Incorporation of The Windsor Fire Company Inc., and

BE IT FURTHER RESOLVED, that the Mayor of the Village of Windsor or his duly authorized representative is hereby empowered to execute any such agreements, documents or papers as may be necessary to implement the intent and purpose of this Resolution; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

Offered by: Thomas M. Skinner
2nd by: Eileen Shelp-Olmstead
Vote: **AYE** - Mayor Ronald G. Harting
AYE - Trustee Robert J. Bennett, absent
AYE - Trustee Eileen Shelp-Olmstead
AYE - Trustee Thomas M. Skinner
AYE - Trustee Robert E. West

Resolution effective April 7, 2015

7:15 P.M. Public Hearing for Fire Contract - Mayor Ron noted that the contract is the same as it was last year. Nothing changed. The Village pays the fire company \$39,000 per year. Mayor Harting and the board thanked Fred for all they do for us. No other comments.

Motion: to authorize the Mayor to sign the Fire Company contract

By: Thomas M. Skinner
2nd: Eileen Shelp-Olmstead
Vote: AYE - All

7:20 P.M. Public Hearing for Local Law No.1-2015 - This law is in regard to signs. It makes a person that is putting up a sign to have come to the village for a permit. The cost is \$25.00 for any size sign. Scott expressed his concern regarding the signage not accommodating to churches. No further comments.

RESOLUTION NO.5-2014
A RESOLUTION APPROVING LOCAL LAW NO.1-2015

WHEREAS, the Village of Windsor scheduled a public hearing for April 7, 2015 at 7:20 p.m. for Local Law No.1 of the Year 2015 entitled "A LOCAL LAW TO AMEND SECTION 150-3 OF THE VILLAGE CODE OF THE VILLAGE OF WINDSOR INSTITUTING A PERMITTING PROCESS FOR SIGNS IN COMMERCIAL, INDUSTRIAL AND TRANSITION DISTRICTS" and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Village and posted on the Village Clerk's sign board; and

WHEREAS, said public hearing was duly held at the Community House, 107 Main Street, Windsor, New York on the 7th day of April, 2015 at 7:20 p.m. and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Laws, or any part thereof; and

WHEREAS, pursuant to Part 617 of the implementing regulations pertaining to the State Environmental Quality Review Act the Village Board determines that adoption of the proposed Local Law is not an “action” as that term is defined in the regulations; and

WHEREAS, the Village Board, after due deliberation, finds it in the best interest of the Village to adopt said Local Law; and

NOW, THEREFORE, BE IT RESOLVED, that the Village Board hereby adopts said Local Law as Local Law No.1-2015 entitled “A LOCAL LAW TO AMEND SECTION 159-3 OF THE VILLAGE CODE OF THE VILLAGE OF WINDSOR INSTITUTING A PERMITTING PROCESS FOR SIGNS IN COMMERCIAL, INDUSTRIAL AND TRANSITION DISTRICTS’, a copy of which is attached hereto and made a part hereof; and

THEREFORE, the Village Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and to give due notice of the adoption of said Local Law to the Secretary of State.

RESOLVED, that this resolution will take effect immediately.

Offered by: Robert E. West

2nd by: Eileen Shelp-Olmstead

Vote: **AYE** - Mayor Ronald G. Harting

AYE - Trustee Robert J. Bennett, absent

AYE - Trustee Eileen Shelp-Olmstead

AYE - Trustee Thomas M. Skinner

AYE - Trustee Robert E. West

VILLAGE OF WINDSOR LOCAL LAW NO.1 OF THE YEAR 2015

A LOCAL LAW TO AMEND SECTION 159-3 OF THE VILLAGE CODE OF THE VILLAGE OF WINDSOR INSTITUTING A PERMITTING PROCESS FOR SIGNS IN COMMERCIAL, INDUSTRIAL AND TRANSITION DISTRICTS

Be it enacted by the Board of Trustees of the Village of Windsor as follows:

Section 1.

The Village Code of the Village of Windsor shall hereby be amended by this Local Law by deleting the following provision in Section 159-3;

“Within C Commercial and I Industrial Districts, only one (1) such single-faced or double-faced billboard, display sign, etc., shall be allowed on any building lot, and it shall:”

And replacing it with the following:

“Within Commercial, Industrial and Transition districts, no billboard, poster, panel, advertising sign or display sign shall be erected or maintained unless a Sign Permit is issued by the Code Enforcement Officer pursuant to this section. All applicants for Sign Permits shall pay the fee set forth in Appendix B of the Code of the Village of Windsor. No more than one (1) single-faced or double-faced billboard, poster, panel, advertising sign or display sign shall be allowed on any building lot. The Code Enforcement Officer shall issue a Sign Permit, provided that the sign shall:”

Section 2.

Except as hereinabove amended, the remainder of the Code of the Village of Windsor shall remain in full force and effect.

Section 3.

The provisions of this Local Law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or

parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, work or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 4.

This Local Law shall take effect immediately upon filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

7:25 - Public Hearing for Local Law #2-2015 - At this time, the Village Board is awaiting word from the Attorney before proceeding with this public hearing. It may come later this evening so they are postponing this hearing to be the last item of discussion tonight.

Code Enforcement Report, Gary Post present - 1) Gary finished up the NYS end of the year reports. 2) On March 26th there was a Planning Board meeting to discuss the sign and parking laws. The Planning Board suggested to the two laws be approved by the village board. 3) On April 2nd, there was a Planning and Zoning Board of Appeals meeting with the developer working on the Family Dollar Store. They are having trouble with the DEC and the water run-off. So everything's on hold right now. 4) Last Thursday he met with a gentleman that wants to build a house in the village. 5) He met with the owner of a building where he had a complaint from the tenant. It was just standing water in the basement, not sewer water. 6) Resident Tom Frye asked Gary where things stand at 135 Main Street. Gary stated that they have been cleaning up. He spoke with the owner today and he stated that he should be finished soon. Tom stated that Gary gave him 10 days to do it and he hasn't taken care of it and why not. Gary stated that the law says we have to give them 30 days to take care of it. Gary stated as long as 135 is working on cleaning up the place, he cannot take him to court. Mr. Frye asked if Gary sited 133 Main Street for the shed. Gary stated that Ron and he walked down there and you can't see anything unless you go on the other street and look between a fence and a building just to see it and they couldn't tell exactly what it is. Gary stated he can't write a violation on something he doesn't see and some things you just can't write violations on. Trustee Skinner told Mr. Frye that if Gary was to write a violation up for something that he can't see, when it goes to court, Gary purjers himself. Mr. Frye asked if the court is open to the public. Yes, it is.

Attorney's report - An itemized bill was submitted. The clerk was asked where things stood on the bill that was submitted last month from previous bills unpaid. Patti stated that she has heard nothing back from them on the previous balance. On this bill, there was an amount that had a previous balance of \$87.50 but she had paid that as part of last month's bill. She made a copy of the voucher from last month and a copy of this month's voucher noting of the discrepancy and will be mailing it back with a check for the balance.

Streets Report, David Decker present - 1) The salt spreader is coming off this week. 2) They will be starting leaf pickup this coming Monday through the 1st Monday in November. A notice needs to be put in the Windsor Standard. 3) As soon as the snow melts, they'll be cleaning up the intersections. 4) Brian Williams, who is going to build a house on Terrace Drive, says the sluice pipe in his driveway has several holes. David hasn't had a chance to look at it. He told him the procedure for replacement and what is our responsibility and what is his. 5) They are doing cold patching around the village now and will continue to do it.

Water Report, David Decker present - 1) The new fluoride saturator and pump came in and installed. It works great. New York Rural Water is coming out to look at it. 2) All the homes that had frozen water this winter are all unfrozen. He would like to get the clarification of our responsibility in the code book. Scott stated that the county is getting an underground pipe thawing machine to help with frozen pipes that municipalities may be able to use if they have problems. 3) Marion had a major leak. She should be opening soon. She purchased 70' of plastic pipe which we will bill her for. 4) David walked around with Chris from DDA in regard

to the gas lines. Most of their laying pipes will be boring and won't disturb pavement. There are a couple of intersections that may need to be dug up. Approximately 90% of the gas lines will be on the opposite sides of the street from the water lines, which is good. 5) We're reading water meters right now. 6) We've had a few issues with the probe that sits on top of the reservoir. It kicks the pump on and off. It's been screwing up at least once or twice a day. Sometimes it re-calibrates itself and sometimes it doesn't. It is 17 years old. Maybe we need to look at some newer technology. David and Ron are doing research on this.

Treasurer's Report, Patricia Harting present - 1) The board was presented with the budget from the March meeting where the February bills were paid. They were also presented with March's report. Nothing outstanding.

Motion: to accept the Treasurer's Report

By: Thomas M. Skinner

2nd: Robert E. West

Vote: AYE - All

Motion: to accept the Meeting Minutes of March 3, 2015

By: Thomas M. Skinner

2nd: Robert E. West

Vote: AYE - All

Motion: to accept the Meeting Minutes of March 11, 2015

By: Thomas M. Skinner

2nd: Robert E. West

Vote: AYE - All

Resolution #16-2015

RESOLUTION NO.16-2015 VILLAGE OF WINDSOR CLEAN-UP DAY

BE IT RESOLVED, that the Village will sponsor a Clean-up Day on Saturday, May 9, 2015 from 8:00 a.m. to 12:00 p.m. and

BE IT FURTHER RESOLVED, that there will be four categories proved:

Tires

White goods, metal

Bulk items

Non-contaminated C & D

Offered by: Robert E. West

2nd by: Thomas M. Skinner

Vote: **AYE** - Mayor Ronald G. Harting

AYE - Trustee Robert J. Bennett, absent

AYE - Trustee Eileen Shelp-Olmstead

AYE - Trustee Thomas M. Skinner

AYE - Trustee Robert E. West

Resolution effective April 7, 2015

Job Center Sign - Steve Goss has asked the village if he can put up a new sign. The sign he had has been damaged by the weather and high winds and needs to be replaced soon. David mentioned that we were supposed to have replaced the Community House sign and he thinks we should replace our sign but put it higher and put 2 signs underneath it for the library and the Job Center

that hook underneath it so they can be removed if they have to. Trustee Tom will check in to prices.

Reports of Committees: No committee reports.

Mayor's Report - 1) Next week we hope to set up our meeting with the DEC for the water access. They tried to set up a meeting a couple weeks ago but there was too much snow. 2) We are working with Leatherstocking to get info out to residents for an informational meeting and to get people to sign up. 3) The PSC has asked for a letter of support for Leatherstocking to speed the process for approval. 4) There was an oil leak at a residents house on Grove Street. It may have been leaking for a very long time. Mayor Ron spoke with a gentleman at DEC. He stated that the clean-up company was supposed to have contacted the village and all the local residents. Ron told him he wants weekly reports. 5) Ron thanked Scott for all his hard work on the sex offender law. 6) Scott Baker talked about a letter we had received just before the meeting in regarding to ambulance service. There is concern that there are not people around during the day to answer ambulance calls in a timely matter. The Windsor Ambulance is working with Deposit, and possibly others, to be able to staff each others place and help each other out. It's in the early stages yet so more information will be coming as it becomes available.

Motion: to go into Executive Session at 8:50 p.m. to discuss a possible legal matter

By: Ronald G. Harting

2nd: Robert E. West

Vote: AYE - All

Motion: to return from Executive Session at 9:00 p.m.

By: Ronald G. Harting

2nd: Thomas M. Skinner

Vote: AYE - All

Public Hearing for Local Law #2-2015 – The 239 was not received from the County before this time, so we will continue with the public hearing but the board cannot vote on it tonight. There were no questions regarding the law which pertains to off-street parking requirements. There was no public comment.

Motion: to pay bills as authorized by vouchers signed by board members

By: Thomas M. Skinner

2nd: Eileen Shelp-Olmstead

Vote: AYE - All

Motion: to adjourn at 9:09 p.m.

By: Thomas M. Skinner

2nd: Eileen Shelp-Olmstead

Vote: AYE - All

Respectfully Submitted,

