

**MEETING MINUTES
of the Village of Windsor, N.Y.
107 Main Street
Windsor, NY 13865
June 6, 2024**

Present:	Mayor:	Ronald G. Harting
	Trustee	Edward C. McLean
		John R. McNulty
		James W. Miller
		Thomas M. Skinner
	Treasurer:	Patricia L. Harting
	Clerk:	Courtney J. Decker
	Streets & Water Supt.:	David M. Decker
	Grant Writer:	Steven Contento
	Code Enforcement:	Richard Osborne
	Attendees:	2

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

Pledge of Allegiance

Welcome

Public Comment – Ruth Seward inquired about the benches that were in front of the Community House. She was curious if we would be putting them back. We will be, we are just waiting for them to be sanded and repainted. She also asked about possible public transportation on behalf of some of our elderly residents, to help them get to and from doctor appointments, get medications and other errands. Patti gave Ruth some info that she had, and it was also suggested that they could call the Office for Aging.

Public Hearing at 7:07 p.m. – A local law amending chapter 200 of the Village zoning code regarding recreational uses in the residence and industrial zoning districts.

RESOLUTION NO. 8-2024

VILLAGE OF WINDSOR

A RESOLUTION APPROVING LOCAL LAW No. 1-2024

At a regular meeting of the Village Board of the Village of Windsor, held at the Community House, 107 Main Street, Windsor, New York on the 6th day of June 2024, the following resolution was offered and seconded:

WHEREAS, the Village of Windsor scheduled a public hearing for June 6, 2024, at 7:02 p.m. for Local Law No. 1 of the Year 2024 entitled “A LOCAL LAW AMENDING CHAPTER 200 OF THE VILLAGE ZONING CODE REGARDING RECREATIONAL USES IN THE RESIDENCE AND INDUSTRIAL ZONING 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 signboard; and

WHEREAS, the Local Law was referred to the Village Planning Board and the Planning Board has issued a report thereon; and

WHEREAS, the Broome County Planning Department reviewed the Local Law pursuant to GML § 239-m and has issued a report thereon; and

WHEREAS, said public hearing was duly held at the Community House, 107 Main Street, Windsor, New York on the 6th day of June 2024 at 7:02 p.m. and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, pursuant to Part 617 of the implementing regulations of the State Environmental Quality Review Act, it is determined by the Village Board of the Village of Windsor that adoption of the proposed Local Law constitutes an Unlisted Action, as defined under said regulations. The Village Board has considered the possible environmental impacts of the Local Law. The adoption of said Local Law will not have a significant adverse impact on the environment and the Village Board adopts a negative declaration with respect to the Local Law; and

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

NOW, THEREFORE, BE IT RESOLVED that the Village Board of the Village of Windsor hereby adopts Local Law No. 1 of 2024 entitled “A LOCAL LAW AMENDING CHAPTER 200 OF THE VILLAGE ZONING CODE REGARDING RECREATIONAL USES IN THE RESIDENCE AND INDUSTRIAL ZONING DISTRICTS”, a copy of which is attached hereto and made a part hereof; and it is further

RESOLVED that 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; and it is further

RESOLVED that this resolution will take effect immediately upon filing with the Department of State.

Offered by: John R. McNulty
2nd by: Edward C. McLean
Vote: AYE - Mayor Ronald G. Harting
AYE - Trustee Edward C. McLean
AYE - Trustee John R. McNulty
AYE - Trustee James W. Miller
AYE - Trustee Thomas M. Skinner

VILLAGE OF WINDSOR

LOCAL LAW NO. 1-2024

**A LOCAL LAW AMENDING CHAPTER 200 OF THE VILLAGE ZONING CODE
REGARDING RECREATIONAL USES IN THE RESIDENCE AND INDUSTRIAL
ZONING DISTRICTS**

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

Section 1. Amendment to the Permitted Uses in the Residence Zoning District

Section 200-10.A(5) of the Village Zoning Code shall hereby be amended by deleting:

- (5) Public parks, playgrounds and recreational areas (i.e. golf courses, country club, etc.) and similar uses when operated by membership organizations for the benefit of their members and not for gain.

and replacing it with:

- (5) Public parks, playgrounds and similar uses.

Section 2. Amendment to the Prohibited Uses in the Industrial Zoning District

Section 200-32.A of the Village Zoning Code shall hereby be amended by adding the following to the list of prohibited uses:

- (17) Recreational Uses.

Section 3. Remainder

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

Section 4. Separability

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, word 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 5. Effective Date

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.

Grant Writer Report, Steve Contento present - 1.) No grants were submitted, awarded or declined last month. 2.) The Clean Energy Communities Grant is still ongoing, two actions have been approved for the Village. However, there are still many more steps to take. Steve and Dave attended an EPA Lead Pipe Replacement webinar and sent an email requesting assistance. Steve was told that they will be looking to prioritize disadvantaged communities first. The grant would require us to submit a lot of information and suggested adopting a resolution they provided. At this time, Mayor Harting suggested creating a table of efficiency to figure out what structures and/or buildings would be compliant with this grant. 3.) As of now, there are no updates or news on the fire station grant.

Code Enforcement Report, Rich Osborne present – 1.) Things are picking up; two new building permits have been issued. One on King Street for an addition and one on Kent Street for a new covered deck and patio. 2.) We have several pending violations for a variety of issues that are working there away through the system. Some violations are to repeat offenders, especially regarding chickens, ducks and roosters. We will have to start issuing appearance tickets if violations are not being taken care of properly. 3.) Attended a planning board session on the proposed local law amending the recreation clause in our existing codes. 4.) Received site plans and documentation on a proposed construction project in the Village. Multiple variances will be needed to move forward. Potentially we will need to go to the Planning Board to see how many variances they will allow. 5.) Trustee McLean inquired about the violation regarding the generator running quite often at all hours on Grove Street. Not only is it a noise issue but a safety issue as well. He suggested that we possibly inquired with NYSEG to see what can be done.

Attorney's Report - A report was given, no comments made, or discussion had.

Streets Report, David Decker present - 1.) The combined Clean-Up Day with the Village and the Town went well. It is a great annual event for taxpayers. There is also an electronics Day that we hope to host this summer, we are still waiting on more details. 2.) The roof coating is done and our garage and chlorine room. 3.) Shrubs are out around the Community House and stone was put down. We will be running new electric out to the monument for the flagpole lights. 4.) Poles are in for the softball field at Klumpp Park. We will be coordinating with WYSR and Matco, to dig the trenches for the underground electrical to be put in. We also had to have CCR take down two maple trees on the edge of the woods, they were in the way. There is also a cherry tree that is in right field that will have to come down, but we should be able to take care of that.

Water Report, David Decker present - 1.) There was a water leak on Red Harvest on the two-inch service that feeds the three houses that are outside of the Village. We have been trying to pinpoint that for that last few years and it finally surfaced. 2.) There is a service leak at the Rail Station; we will have to replace the line from the main to the curb stop as soon as we can. 3.) A resident called after hours; he had a leak in his basement. We were able to fix it temporarily for the night. The next day we found and dug up the shut off and he was able to make a permanent repair.

Treasurer's Report, Patricia Harting present – 1.) Treasurer Harting went over her report. There were no questions or comments. 2.) We received the 1st quarter Sales Tax check. 3.) It looks like we will be having an electronics day again this year, Patti confirmed with David and Mayor Harting, they were happy to hear that we would be able to host it again. As we have more information in the office will keep everyone updated.

Motion: to accept the Treasurer's Report

By: James W. Miller
2nd: Edward C. McLean
Vote: AYE - All

Motion: to pay bills as authorized by vouchers signed by board members for \$34,083.60

By: Thomas M. Skinner
2nd: John R. McNulty
Vote: AYE – All

Clerk's Report, Courtney Decker present – 1.) It has been a busy month with the May water billing. 2.) A lot of time and effort went into Local Law #1-2024, public hearing, Planning Board meeting, follow-up and correspondence with the County regarding the same. 3.) Our contract with Toshiba was up, so we renewed our contract and got a new copier in the office. 4.) Mailed out second tax notice to our residents. 5.) Dave McPeak from Taylor Garbage / Casella called looking for an updated list of all the residents who have totes. As soon as they get the list, they will begin picking up recycling weekly instead of bi-weekly. Our contract will not change, it is simply one of the changes since Casella took over. I told Dave that Patti and I would get him the list next week. 6.) Clerk Decker asked that the board look to move the date of the July meeting since it fell on the 4th. She requested the 2nd of July, so the bills would still be mailed out on time.

Motion: to change July Board Meeting from July 4th to July 2nd

By: Ronald G. Harting

2nd: James W. Miller

Vote - AYE - All

Motion: to accept the Meeting Minutes of May 2, 2024

By: James W. Miller

2nd: Thomas M. Skinner

Vote - AYE - All

Mayor's Report - 1.) Mayor Harting started off by saying that the Community House looks great ! 2.) Trustee Miller wanted to acknowledge the passing of Walter Gorton. He was a longtime resident, a good man and was a Village Board Member. He was on the board from March of 1988 to March of 1990. Trustee Miller suggested sending a flower arrangement.

Motion: to send a flower arrangement to Walter Gorton's funeral service for \$100.00

By: John R. McNulty

2nd: James W. Miller

Vote - AYE - All

3.) Clean-Up Day went well, he received lots of positive feedback from the community. 4.) Adams CATV is in the process of having a change of control, they are looking to complete this transaction by the end of the 3rd quarter of 2024. Blue Ridge Cable Technologies, Inc. will acquire all issued and outstanding stock. 5.) Mayor Harting was happy to share that the poles on the softball field at Klumpp Park, went up today. The

next step will be to coordinate with Matco and the WYSR to do the trenching for the lights and the new scoreboard. The Village will also be purchasing the lights for the poles. 6.) Mayor Harting also made mention of the Pathways Through History on June 15th, 2024, from 9 to 2 at the Charles L. English Windsor Museum. 7.) Mayor Harting and David will be going to pick out the lilac tree, in memory of Fred Stapleton and be planting it on the Village Green. They just need to find the time to get out to Owego and pick it out; they are thinking between 10 – 12 feet. 8.) Discussion on the 466 Exemption, (fireman exemption) was had. Trustee McNulty, abstained from all parts of this topic of conversation. Mayor Harting opened the discussion with four suggestions, which were

- Minimum five-year membership eligibility (2–5-year option)
- Twenty-year member lifetime exemption (20 years or greater option)
- Extend exemption to un-remarried spouse of member killed in the line of duty
- Exemption amount shall be 10%

There were a lot of questions, suggestions, concerns and points of view. Some of them were the term, whether it should be two or five years. Some thought it would entice more members to join if it were shorter period for eligibility and some were concerned that they may join just for the exemption. Trustee Skinner suggested that the fire department submit a report like the EMS does or something similar. This report could include the following; how many calls are they getting, how many calls are they able to take, how many members do they have, are they active, what is considered active, do they have to participate in training, if so what training, what the individual's length of service is, is it consecutive and a list of all active and non-active members. Trustee McLean suggested that the Village monitor who is and is not active. Mayor Harting and Trustee Skinner stated that it would be exceedingly difficult for us to track this. However, if we were given a report consistently, then we would be able to keep track and then submit who is eligible to the assessor's office. Mayor Harting stated that he would need to get clarification from our attorney for a couple things but overall, the board agreed to requiring five years of consistent service for eligibility, twenty-years of consecutive service for life-time exemption, extend exemption to an un-married spouse of member who was killed in the line of duty and the exemption would be for ten percent. Mayor Harting will be confirming all of the agreed upon info with our attorney. Once done our attorney will draw up more concrete documentation. 9.) Trustee Skinner inquired about the Veteran's monument and when we were looking to finish it. One, being the plaque for the Lion's Club for their donation for the sidewalk and two, if we would be using the old pendants from the original monument. Mayor Harting said that we needed the wording for the Lion's plaque and that no he had not planned to use the old pendants but was more so looking to have pedestals for different branches of the military and / or specific battles / wars that have taken place. 10.) As previously discussed, that the Village should do something nice for Carl Colwell and all the work he did with George Hull on the spindles for the new portion of the deck at the Community House. Carl would not submit an invoice to us and was happy to help make them, however, he spent a lot of time and effort making them. The Village felt that something should be done for him. It was decided that a gift card(s) would be nice to be able to give Carl.

Motion: to purchase a gift card(s) in the amount of \$200.00 for Carl Colwell

By: James W. Miller

2nd: Edward C. McLean

Vote: AYE - All

Motion: to adjourn at 8:24 p.m.

By: James W. Miller

2nd: John R. McNulty

Vote: AYE - All

Respectfully Submitted,

Courtney J. Decker, Village Clerk