MEETING MINUTES of the Village of Windsor, N.Y. 107 Main Street Windsor, NY 13865 September 4, 2012

Present: Mayor: Ronald G. Harting

Trustee Robert Bennett

Eileen Shelp-Olmstead Thomas M. Skinner Robert E. West

Clerk/Treasurer: Patricia L. Harting
Streets & Water Suptdnt: David M. Decker

Code Enforcement: Gary Post

Attorney: Beth E. Westfall

Attendees: 13

Call to Order: Time: 7:00 P.M.

By: Mayor Ronald G. Harting

Pledge of Allegiance

Welcome

First Night - Debbie Menta is working on First Night. She was present to ask about garbage cans and she would like to have a bonfire. Fire Chief John McNulty stated that the fire company would be present and they could build snow piles around the bonfire. She will keep the village informed as things proceed. She is looking for volunteers.

Drainage problems - Bill Seery from Kent Street was present and brought pictures to show the culvert problems.

Motion: to purchase a 40'culvert pipe with aprons and Bill will have it installed.

By: Ronald G. Harting
2nd: Robert J. Bennett
Vote: AYE - All

Fire Company - 1) Fire Chief John McNulty and West Windsor Fire President John West were present to talk to the Village about a possible consolidation. It is in the early stages and they want everyone to know what is happening. They are not looking for approval now. That will come later down the road. They presented the board with a booklet to describe what they are looking at. They have had several meetings with each of their companies and they voted and have 2/3 vote from each department to move ahead. Trustee Skinner asked about their budget. He stated that if they have a public hearing, the public will want to know their budget. For this merger to happen, they will have to lawyers involved and it will have to be approved by the New York State Attorney General. They believe it will give better service to everyone. They also can combine their equipment so neither one department has to buy something that the other one already has. The mayor asked the board members to make a list of concerns they may have and we can address them in future meetings. 2) John got a price of \$800 to finish the sealing at the parking lot. What we did last year has held up good.

Motion: to spend \$800 to have the rest of the parking lot sealed.

By: Robert E. West

2nd: Eileen Shelp-Olmstead

Vote: AYE - All

3) John stated that there is a broken window in the fire station. Would the village be able to replace it? John will get a price to have the window fixed or possibly a new one and get back to the board with a cost.

Window on the Arts - Present were Bill & Sharon Warnock, Kendron Hay and Sue & Ron Rambo to discuss the upcoming event this month. They provided an insurance certificate. Bill Warnock brought a diagram of the layout for the park for the 15th of September. They need electric over to the pavilion. Possibly Matco could do something or if they ran a chord, possibly they could cover it over because it's a high traffic area. They need to have the stone blocks by the minor field moved so they'll be able to park cars on that field. There is a port-a-john in the park and they would like to add another one to it if the village is going to leave it there. They wanted to know if ours could be changed out to match theirs. Yes, it can. The creek side of the parking lot is for the handicap. David stated we have a stencil they could use for painting the symbol. They are looking for more plug-ins for power. David stated that there is power in the boys little league field shoe and a pole by the outfield. Bill asked if the village could get a receptacle put on another pole. The music could use a lot of electric. Mayor Harting stated that Jim Melody could ask Bob Pessarchick to help with the electric. Possibly Jim could talk to Bob to see if he could help them out. They have Sheriff's patrol coming. Bill asked if the bleachers could be moved. David stated he would move them, just tell him where he needs them. They are using hay bales for the dividers and they need the village to purchase bales of hay in case of rain. They do not want to use the bathrooms in the concession. They will be using the concession to get coffee but will not be opening the windows. Kendron wanted it noted that they are paying for police services and it has nothing to do with the Farmer's Market. Sue Rambo stated that she was told by the mayor to ask the Village for a donation and the village didn't give them any. She has spent thousands of dollars for publicity stating the village supports them. Bob Bennett stated that from the very beginning he was clear that he had a problem with them moving from the Village Green. Kendron stated they would like to have it on the village green but can't have it. Sharon and Kendron took issue with the village board about not making the Farmer's Market leave the village green, in which the village has no control over. They feel the village didn't give them the \$500 and now they have forced the WOTA to pay \$700 for insurance. Trustee Skinner stated that the village has spent many hours of manpower getting ready for the event so they don't realize that the village does support them. Trustee Bennett stated that he lived in this village for 60 years. When they had it on the village green, it show-cased the village and being in the park will not showcase our village. Trustee Skinner stated that Mr. Pesce's place is not being included in the Arts Festival. Mayor Harting stated that he remains supportive of WOTA, and the \$500 donation. He also stated that the village board is comprised of elected individuals who are encouraged to express their individual opinions. He also expressed a gratitude for those opinions no matter how diverse, for it is the sign of a democratic government. Trustee Shelp-Olmstead stated she supports the Arts Festival. She also supports what Trustees Bob and Tom are saying. She felt that the first couple years were good and she would like to see it on the village green and down Main Street. It was stated that the Main Street can't be closed because it's a state road. Logistic Coordinator Bill Warnock stated you can't fit a tent on the sidewalk.

Motion: to donate \$500 to the Arts Festival

By: Eileen Shelp-Olmstead 2nd: Ronald G. Harting

Vote: AYE - Mayor Ronald G. Harting

ABSTAIN - Trustee Robert J. Bennett AYE - Trustee Eileen Shelp-Olmstead NAY - Trustee Thomas M. Skinner

- **Public Comment -** Bill & Diane Wallick were present. Diane asked Trustee Bennett if the Lions Club is doing the 'Day of Caring'. He stated yes they will be building shelved for the library. If they do it on the actual day, they get free pizza. Trustee Bennett said he will call Mike Egan and they will come measure for the shelving. The village is fine with replacing the metal shelves with wooden shelves.
- **Grant Writer Report** Steve Contento was not able to be at the meeting. Last week Steve and Tom Murphy sent out the pre-approval application for the sidewalk grant. Steve also sent in the Community Foundation Grant today.
- Code Enforcement Report, Gary Post present 1) There were some complaints sent in and violations were sent out for vehicles and grass. There were a couple building permits. 2) Gary hasn't received any notice from Bridge Street. Mayor Harting spoke to the son and he will be sending a letter to the village. 3) 185 Main Street was sold. He doesn't believe the lien was filed against the property so the village will not get any monies for any penalties for any reimbursement. We can file the transcript of judgment to get some monies from the individual which in turn would look for bank accounts. Mayor Harting asked if we start with a clean slate with the new owner? Beth stated yes.
- Attorney's Report, Beth Westfall present Beth was present to discuss legal matters in Executive Session. Beth stated she has some pending stuff she discussed with the mayor. She is going to have Bob McKertich help out with some of these projects. The job of working on the codes could take at least 10 hours or so and she would need to enlist help and it would not be under retainer. The mayor asked what the hourly wage is off retainer and she stated anywhere from \$180-\$220 per hour. She said it would be an estimate of \$1500 to \$3500 for code updates. She is going to work on a resolution for the village using a credit card to make water and tax payments.
- Streets Report, David Decker present 1) Colwell's came back with a price for work at Castle Drive at \$600. David borrowed the town backhoe and was able to do the job. 2) Oliver's had to come pick up the zero-turn because it was acting up. They ran it around and they think something was in the gas. It is running fine. 3) The Kubota broke down. They had to order parts. The hydraulic pipe filter has metal pieces in it. They'll have to keep an eye on it. They say it's common. 4) Ron did a letter to the state regarding the salt bin. They seem to be o.k with it but because it's I86, they have to go through the state to see if we can move the salt bin across the road. 5) David has to order 50 ton salt to fulfill the quota. He will order it and cover it with tarps. If we have a location to put the salt bin, we can go for a grant. 6) The state will be milling on Friday and will be paving on Monday. David will be making up flyers to give to all places on Main Street. They will be doing Chapel Street from Red Harvest Lane to the blinking light, Main Street will be from the bridge by the high school to the bridge by Miller's Farm. They said it will only take 2-3 days. 7) David found a John Deere. It was \$27,500 and it would cost \$10,000 -\$15,000 for a cab and John Deere discontinued that machine and they couldn't guarantee they would be able to get parts in 15 years. He checked with Kubota and the dealer told them that to get a used one, by the time they got a cab on it, it would be within \$5000 to \$8000 of a new one. David gave the board copies of new machines. They offer \$1800 to \$2000 off for municipalities with a 2 year warranty on everything and a 3 year warranty on engine. It also has many attachments that can be added as needed. We need to move on this soon as bad weather is just around the corner. No decision was made.
- Water Report, David Decker present 1) David spoke with Mark Stimak from the school regarding the size of the water line. David stated they don't have the flow. We'll have to look at upsizing the line. Hawk did an update in 2001 but the school isn't interested in it.

The school is going to replace parts and see what happens. 2) The well levels are back to normal. 3) John Bagg had a water leak. It was his leak but we helped Colwell's and supplied lines but they will replace them. Colwell's said thank you.

Treasurer's Report, Patricia Harting present - A report was presented. In revenues, we got a sales tax check from the county, we got FEMA/SEMO funds and a reimbursement for Worker's Comp after they reviewed our workers claims and pay scale. In the bills, the Excellus bill is high this month because Dan picked up family coverage from just spouse coverage and it was effective in September so part of that payment was for last month's difference.

Resolution #28-2012

RESOLUTION NO.28-2012 BUDGET AMENDMENT FOR YOUTH SERVICES GRANT

WHEREAS, the Village Board of Trustees having previously adopted an annual budget for the fiscal year commencing March 1, 2012, and

WHEREAS, monies have been received from New York State for Youth Grant Services in the amount of \$188.00;

BE IT RESOLVED, that said annual budget approved and filed as aforesaid, be amended as follows:

Estimated Revenues A510 \$ 188.00

Subsidiary Account A3820-Youth Service Grant \$ 188.00

Estimated Appropriations A960 \$ 188.00

Subsidiary Account A7311.4-Youth Services Grant \$ 188.00

THEREFORE, BE IT RESOLVED, that said budget as amended, is hereby adopted and established as the amended annual budget for this Village for the fiscal year beginning March 1, 2012.

Offered by: Thomas M. Skinner 2nd by: Robert J. Bennett

Vote: AYE - Mayor Ronald G. Harting

AYE - Trustee Robert J. Bennett
 AYE - Trustee Eileen Shelp-Olmstead
 AYE - Trustee Thomas M. Skinner
 AYE - Trustee Robert E. West

Resolution effective September 4, 2012

Resolution #29-2012

RESOLUTION NO.29-2012 BUDGET AMENDMENT FOR YOUTH SERVICES GRANT

WHEREAS, the Village Board of Trustees having previously adopted an annual budget for the fiscal year commencing March 1, 2012, and

WHEREAS, monies have been received from New York State for Youth Grant Services in the amount of \$211.00;

BE IT RESOLVED, that said annual budget approved and filed as aforesaid, be amended as follows:

Estimated Revenues A510 \$ 211.00

Subsidiary Account A3821-Youth Recreation Grant \$ 211.00

Estimated Appropriations A960 \$ 211.00

Subsidiary Account A7310.4-Youth Recreation Grant \$ 211.00

THEREFORE, BE IT RESOLVED, that said budget as amended, is hereby adopted and established as the amended annual budget for this Village for the fiscal year beginning March 1, 2012.

Offered by: Robert E. West 2nd by: Robert J. Bennett

Vote: AYE - Mayor Ronald G. Harting

AYE - Trustee Robert J. Bennett
 AYE - Trustee Eileen Shelp-Olmstead
 AYE - Trustee Thomas M. Skinner
 AYE - Trustee Robert E. West

Resolution effective September 4, 2012

Resolution #30-2012

RESOLUTION NO.30-2012 DONATION OF MONIES TO RAILROAD STATION

WHEREAS, the Village Board of Trustees having previously adopted an annual budget for the fiscal year commencing March 1, 2012, and

WHEREAS, a donation was made to the Village from a private party in the amount of \$1,000.00 to be used for the Railroad Station Museum; and

WHEREAS, the Windsor Civic Club also donated funds in the amount of \$100.00 to be used for the Railroad Station Museum;

BE IT RESOLVED, that said annual budget approved and filed as aforesaid, be amended as follows:

Estimated Revenues A510 \$ 1,100.00

Subsidiary Account A2705-Museum donations \$ 1,100.00

Estimated Appropriations A960 \$ 1,100.00

Subsidiary Account A7450.4-Museum \$ 1,100.00

THEREFORE, BE IT RESOLVED, that said budget as amended, is hereby adopted and established as the amended annual budget for this Village for the fiscal year beginning March 1, 2012.

Offered by: Thomas M. Skinner 2nd by: Robert J. Bennett

Vote: AYE - Mayor Ronald G. Harting

AYE - Trustee Robert J. Bennett
 AYE - Trustee Eileen Shelp-Olmstead
 AYE - Trustee Thomas M. Skinner
 AYE - Trustee Robert E. West

Resolution effective September 4, 2012

RESOLUTION NO.31-2012 RESOLUTION AMENDING ANNUAL VILLAGE BUDGET FOR 2012/2013

WHEREAS, the Village Board of Trustees having previously adopted an annual budget for the fiscal year commencing March 1, 2012, and

WHEREAS, THE Village received funds for damage done to the shop, office and garage due to flooding on September 7, 2011; and

WHEREAS, FEMA has designated this storm as FEMA PA-02-NY-4021 and this project be named NY-4031-PW-00509; and

WHEREAS, the State Emergency Management Office (SEMO) has reimbursed the Village for 25% of the expenses for this project;

THEREFORE, BE IT RESOLVED that said annual budget approved and filed as aforesaid, be amended as follows:

Estimated Revenues A510 \$ 2,381.02

Subsidiary Account A3960-State Aid \$ 2,381.02

Estimated Appropriations A960 \$ 2,381.02

Subsidiary Account A5110.4-Streets Contractual \$ 2,381.02

THEREFORE, BE IT RESOLVED, that said budget as amended, is hereby adopted and established as the amended annual budget for this Village for the fiscal year beginning March 1, 2012.

Offered by: Thomas M. Skinner 2nd by: Robert J. Bennett

Vote: AYE - Mayor Ronald G. Harting

AYE - Trustee Robert J. Bennett
 AYE - Trustee Eileen Shelp-Olmstead
 AYE - Trustee Thomas M. Skinner
 AYE - Trustee Robert E. West

Resolution effective September 4, 2012

Resolution #32-2012

RESOLUTION NO.32-2012

RESOLUTION AMENDING ANNUAL VILLAGE BUDGET FOR 2012/2013

WHEREAS, the Village Board of Trustees having previously adopted an annual budget for the fiscal year commencing March 1, 2012, and

WHEREAS, the Village received funds for damage done to the pumphouse and the water system due to flooding on September 7, 2011; and

WHEREAS, FEMA has designated this storm as FEMA PA-02-NY04-21 and this project be named PW-00169; and

WHEREAS, the State Emergency management Office (SEMO) has reimbursed the Village for 25% of the expenses for this project;

THEREFORE, BE IT RESOLVED, that said annual budget approved and filed as aforesaid, be amended as follows:

Estimated Revenues A510 \$ 1,391.80

Subsidiary Account A3690-State Aid \$ 1,391.80

Estimated Appropriations A960 \$ 1.391.80

Subsidiary Account A5110.4-Streets Contractual \$ 672.33

A8350.4-Water Contractual \$ 719.47

THEREFORE, BE IT RESOLVED, that said budget as amended, is hereby adopted and established as the amended annual budget for this Village for the fiscal year beginning March 1, 2012.

Offered by: Thomas M. Skinner 2nd by: Robert J. Bennett

Vote: AYE - Mayor Ronald G. Harting

AYE - Trustee Robert J. Bennett
 AYE - Trustee Eileen Shelp-Olmstead
 AYE - Trustee Thomas M. Skinner
 AYE - Trustee Robert E. West

Resolution effective September 4, 2012

Resolution #33-2012

RESOLUTION NO.33-2012 RESOLUTION AMENDING ANNUAL VILLAGE BUDGET FOR 2012/2013

WHEREAS, the Village Board of Trustees having previously adopted an annual budget for the fiscal year commencing March 1, 2012, and

WHEREAS, the Village received funds for damage done to Chestnut Street, Cresson Hill Road and Grove Street due to flooding on September 7, 2011; and

WHEREAS, FEMA has designated this storm as FEMA-4031-DR-NY and this project be named PW-01504(0); and

WHEREAS, Federal Emergency Management Agency (FEMA) has reimbursed the Village of Windsor 75% of the cost of repairs, which is \$6,843.16; and

WHEREAS, State Emergency Management Office (SEMO) has reimbursed the Village of Windsor 25% of the cost of repairs, which is \$2,281.05;

THEREFORE, BE IT RESOLVED, that said annual budget approved and filed as aforesaid, be amended as follows:

Estimated Revenues A510 \$ 9,124.21

Subsidiary Account A3960-State Aid \$ 2,281.05

A4960-Federal Aid \$ 6,843.16

Estimated Appropriations A960 \$ 9,124.21

Subsidiary Account A5110.4-Str5eets Contractual \$ 9,124.21

THEREFORE, BE IT RESOLVED, that said budget as amended, is hereby adopted and established as the amended annual budget for this Village for the fiscal year beginning March 1, 2012.

Offered by: Thomas M. Skinner 2nd by: Robert J. Bennett

Vote: AYE - Mayor Ronald G. Harting

AYE - Trustee Robert J. Bennett
AYE - Trustee Eileen Shelp-Olmstead
AYE - Trustee Thomas M. Skinner
AYE - Trustee Robert E. West

Resolution effective September 4, 2012

Resolution #34-2012

RESOLUTION NO.34-2012

RESOLUTION AMENDING ANNUAL VILLAGE BUDGETG FOR 2012/2013

WHEREAS, the Village Board of Trustees having previously adopted an annual budget for the fiscal year commencing March 1, 2012, and

WHEREAS, the Village was audited by PERMA, the company that carries the Village Worker's Comprehensive Policy; and

WHEREAS, the audit concluded the Village was due a credit in the amount of \$1,023.00;

THEREFORE, BE IT RESOLVED, that said annual budget approved and filed as aforesaid, be amended as follows:

Estimated Revenues A510 \$ 1,023.00

Subsidiary Account A2680-Insurance Recoveries \$ 1,023.00

Estimated Appropriations A960 \$ 1,023.00

Subsidiary Account A9040.8-Worker's Comp \$ 1,023.00

THEREFORE, BE IT RESOLVED, that said budget as amended, is hereby adopted and established as the amended annual budget for this Village for the fiscal year beginning March 1, 2012.

Offered by: Thomas M. Skinner 2nd by: Robert J. Bennett

Vote: AYE - Mayor Ronald G. Harting

AYE - Trustee Robert J. Bennett
AYE - Trustee Eileen Shelp-Olmstead
AYE - Trustee Thomas M. Skinner
AYE - Trustee Robert E. West

Resolution effective September 4, 2012

Resolution #35-2012

RESOLUTION NO.35-2012

WHEREAS, the Village of Windsor has acquired property at 36 Main Street and 22 Elm Street; and

WHEREAS, these properties have taxes that were unpaid when they were acquired; and

WHEREAS, it is required for the Village to pay taxes to Broome County for the property located at 36 Main Street in the amount of \$319.38 with a penalty of \$53.90; and

WHEREAS, it is required for the Village to pay taxes to Broome County for the property

located at 22 Elm Street in the amount of \$96.16 with a penalty of \$15.54; and

WHEREAS, County Legislator Steve Herz will present the County Legislature with a resolution to forgive the penalties.

THEREFORE, BE IT RESOLVED, that the Village pay taxes to Broome County in the amount of \$415.54 for the base tax at 36 Main Street and 22 Elm Street.

Offered by: Thomas M. Skinner 2nd by: Robert J. Bennett

Vote: AYE - Mayor Ronald G. Harting

AYE - Trustee Robert J. Bennett
 AYE - Trustee Eileen Shelp-Olmstead
 AYE - Trustee Thomas M. Skinner
 AYE - Trustee Robert E. West

Resolution effective September 4, 2012 Resolution #36-2012

RESOLUTION NO.36-2012 CREDIT CARD POLICY

PURPOSE: To provide for a convenient and efficient method of purchasing goods and services and to ensure that Village credit cards are used within approved guidelines.

POLICY: The Village of Windsor authorizes the use of credit cards by the Mayor, the Village Clerk/Treasurer and the Superintendent of Public Works. A list of all Village credits cards and Village officials in possession of Village credit cards shall be maintained by the Village Clerk/Treasurer.

PROCEDURE:

- 1. Village credit cards shall be used only for the purchase of goods or services for official business of the Village of Windsor. No personal purchases may be made with Village credit cards.
- 2. Credit card holders may utilize Village credit cards for the purchase of Village supplies, equipment, and other Village business. Credit card purchases shall be limited to \$1,000. Any credit card purchase in excess of \$1,000 shall require prior approval of the Board of Trustees.
- 3. Village credit cards may be utilized for internet purchases for goods and services if payment via the internet is the only method of payment allowed.
- 4. Credit card holders shall at all times comply with the Village's purchasing and procurement policies.
- 5. Each credit card holder is responsible for the safety of any credit card in his or her possession. Each credit card holder shall provide itemized receipts to the Village Clerk/Treasurer for any credit card purchase, indicating the nature of the purchase and the reason for the purchase. All receipts and expenditures shall be reconciled with the monthly credit card statement by the Village Clerk/Treasurer.
- 6. Violations of this policy will result in revocation of use privileges. Any Village officer or employee found guilty of illegal or unauthorized use of a Village credit card may be subject to penalties allowed by law, including disciplinary action up to and including termination. The Village will investigate and commence, in appropriate cases, criminal prosecution against any employee or officer found to have misused a Village credit card.

Offered by: Thomas M. Skinner 2nd by: Robert J. Bennett

Vote: AYE - Mayor Ronald G. Harting

AYE - Trustee Robert J. Bennett
 AYE - Trustee Eileen Shelp-Olmstead
 AYE - Trustee Thomas M. Skinner
 AYE - Trustee Robert E. West

Resolution effective September 4, 2012

Accept Meeting Minutes of August 7, 2012

By: Robert E. West 2nd: Thomas M. Skinner

Vote: Aye - All

Reports of Committees:

Code Enforcement Committee - No report

Community House Committee - The board has not had time to thoroughly review the proposal for painting the community house so it will be tabled. David talked to Paul Dillingham and he would be interested in putting in an offer. Trustee West said we may want to have David look into replacing some of the boards on the back of the building with concrete boards. David will check into it.

Fire Co Committee - No report

Parks Committee - No report

Pool Committee - No report

Streets & Water Committee - No report

Mayor's Report - Jim Verboys from the RailTrails said he would like to expedite the transfer for the railroad station because he just had to pay the taxes. He is working with Williams for gas lines and hopes to close on that soon.

Motion: to adjourn to Executive Session at 9:31 p.m. to discuss a litigation matter

By: Ronald G. Harting 2nd: Thomas M. Skinner

Vote: AYE - All

Motion: to return from Executive Session at 10:00 p.m.

By: Eileen Shelp-Olmstead 2nd: Ronald G. Harting

Vote: AYE - All

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

By: Thomas M. Skinner 2nd: Robert J. Bennett

Vote: Aye - All

Motion: to adjourn at 10:05 P.M.

By: Eileen Shelp-Olmstead 2nd: Robert J. Bennett

Vote: Aye - All

Respectfully Submitted,	
Patricia L. Harting, Village Clerk	/ Treasurer