

**Regular Meeting of the Town Board  
Town of Windsor, New York  
March 11, 2015 7:00pm  
Town of Windsor, Town Hall  
124 Main Street, Windsor, NY 13865**

Supervisor Price pointed out the exits in the room.

**MEETING CALLED TO ORDER** by Supervisor Carolyn Price, at 7:00pm.

**PLEDGE OF ALLEGIANCE** was recited.

**ROLL CALL** by Clerk:

Supervisor Carolyn Price: Present  
Deputy Supervisor William J. McIntyre: Present  
Councilman Timothy J. Bates: Present  
Councilwoman Lesa Hawk-Shuler: Present  
Councilman Gary M. Hupman: Present  
Highway Superintendent Rocky Kohlback: Present  
Attorney Cheryl Sacco: Present  
Engineer Ron Lake: Present  
Town Clerk Barbara Rajner Miller: Present

Also present were: Dave Ballard, Elizabeth Einstein, Don Einstein, Bev Foster-Bills, Michael W. Foster, Thomas Eves, Rebecca Reed, Mark Lippolis, Jerry Henehan, Paul Koorse, James Rosar, Jerry Launt, Scott Baker, Ron Rambo, Sr. and Theresa Benjamin Hasson.

Supervisor Price recognized the presence of County Legislator Scott Baker.

**BID OPENING:** LED Solar Portable Traffic Signal Unit (2 pieces). Advertised for 7:00pm

Town Clerk Miller opened the sole bid:

\* JC Smith, Inc., Syracuse, NY \$10,100.00

The Board decided not to accept the bid, as it was not considered fair market value.

Hwy Superintendent will check with other municipalities to see if they would need it.

**RECOGNITION:**

The Town Board recognized Paul Koorse, webmaster, for his outstanding volunteer service in developing and maintaining the website for the Town of Windsor.

**PUBLIC COMMENT:**

(Supervisor Price outlined the guidelines of public comment.)

\* Jerry Henehan – read aloud, and submitted a letter to the Town Board. He wanted to ask the Board members, each individually, if they would be in support of the Town of Windsor seceding to Pennsylvania. Supervisor Price pointed out that this issue is not before the Board. Attorney Sacco said that they may answer if they chose, but are not obligated to. When Mr. Henehan proceeded to ask, alphabetically, what their answer would be, Councilman Bates and Councilwoman Hawk-Shuler responded that they chose not to respond. At that point, the three minute time limit was realized, and Councilman Hupman asked Mr. Henehan to please sit down.

**APPROVAL OF MINUTES:**

**Motion By: Deputy Supervisor McIntyre Sec. By: Councilwoman Hawk-Shuler**

To approve the minutes of the February 11, 2015 Public Hearing & Regular Meeting, as submitted.

Vote of the Board:

Supervisor Price - AYE

Deputy Supervisor McIntyre - AYE

Councilman Hupman - AYE

Councilman Bates - AYE

Councilwoman Hawk-Shuler - AYE

**Motion Approved.**

**Motion By: Councilman Bates Sec. By: Councilman Hupman**

To approve the minutes of the February 19, 2015 Work Session, as submitted.

Vote of the Board:

Supervisor Price - AYE

Deputy Supervisor McIntyre - AYE

Councilman Hupman - AYE

Councilman Bates - AYE

Councilwoman Hawk-Shuler - AYE

**Motion Approved.**

**FINANCIAL REPORT:**

- January 2015 Financial Report was distributed.
- February 2015 Financial Report was distributed.

**Motion By: Deputy Supervisor McIntyre**

**Sec. By: Councilwoman Hawk-Shuler**

To approve bills for payment:

- General Fund Vouchers #101 through #141, totaling \$15,833.22;
- Sewer Operating Vouchers #8 through #13, totaling \$383.94;
- Highway Fund Vouchers #37 through #75, totaling \$76,578.62;
- Trust and Agency Vouchers #7 through #14, totaling \$110,392.39;

Vote of the Board:

Supervisor Price - AYE

Deputy Supervisor McIntyre - AYE

Councilman Hupman - AYE

Councilman Bates - AYE

Councilwoman Hawk-Shuler - AYE

**Motion Approved.**

**COMMITTEE REPORTS:**

**ASSESSOR:** Report submitted.

**DOG CONTROL:** None.

**ECONOMIC DEVELOPMENT:** Councilman Hupman mentioned that the committee met with some local business leaders brainstorming ideas trying to bring in opportunities to this area.

**HIGHWAY:** Hwy Superintendent Kohlbach mentioned that he ordered a couple loads of pipe for this year.

**HISTORY:** Councilwoman Hawk-Shuler gave an update. Has been interest in having a tour of the bowling lanes in the basement.

**NATURAL GAS:**

Supervisor Price distributed:

1. Petition of Leatherstocking Gas Company, LLC to Public Service Commission for Approval of, and Authority to Exercise Two New Gas Franchises Granted by the Town of Windsor and the Village of Windsor, February 20, 2015
2. Notice of Motion to the Public Service Commission by Leatherstocking Gas Company, LLC For Expedited Proceeding, March 3, 2015

**TOWN CLERK/TAX COLLECTOR/REGISTRAR:** Report submitted.

**TOWN HALL:** Deputy Supervisor McIntyre mentioned that the Town Clerk's Office has had phone issues in the last week. If someone tried to call in, they would have gotten a busy signal. It turned out to be a phone company issue, but was resolved.

**WASTEWATER TREATMENT PLANT:** No report.

Supervisor Price distributed:

1. 2-25-15 Newsletter
2. 2-23-15 E-mail from Bret Jennings, Chairman, Hallstead Great Bend Joint Sewer Authority.
3. 3-9-15 Letter to Senator Thomas Libous from Supervisor Carolyn Price, which she read aloud.

**YOUTH & RECREATION:** Report submitted.

**ZONING, PLANNING & CODE ENFORCEMENT:**

- ZBA – Minutes from 1-21-15 Regular Meeting were submitted.
- ZBA – Minutes from 2-18-15 Regular Meeting were submitted.
- Code Enforcement Monthly Report submitted.

**UNFINISHED BUSINESS:**

- Supervisor Price gave a report on amending the 2006 Comprehensive Plan.
- Rosar Matter: Code Enforcement Officer Dave Brown gave an update, stating that an inspection of the basement was done. Mr. Rosar's engineer submitted a report to the Town of Windsor's engineer. At this point, it is a useable foundation. Engineer Lake had two comments on that which was submitted:
  - (1) Engineer Lake would like to see them specify the membrane to be used on top (to seal it); and
  - (2) would like the hatch to be designed, as it is not currently depicted.Attorney Sacco gave a synopsis of the situation timeline, and mentioned that it is now a closed matter.

**NEW BUSINESS:**

TOWN OF WINDSOR, COUNTY OF BROOME, STATE OF NEW YORK  
**A Resolution Authorizing the Sale of Equipment  
Between the Town of Dickinson and Town of Windsor  
RESOLUTION #6-2015**

PRESENT: Supervisor Carolyn W. Price  
Deputy Supervisor William J. McIntyre  
Councilman Timothy J. Bates  
Councilwoman Lesa Hawk-Shuler  
Councilman Gary M. Hupman

At a regular meeting of the Town of Windsor Town Board, held at the Town Hall on the 11<sup>th</sup> day of March, 2015, the following resolution was

**Offered By: Deputy Supervisor McIntyre**  
**Second By: Councilman Bates**

WHEREAS, the Town Board of the Town of Windsor (“Windsor”), located in Broome County, purchased three 25,000 watt Ingersoll Rand generators for use in conjunction with their water/sewer public works in 2009 (“the generators”); and

WHEREAS, Windsor no longer needs all of the generators to suit its needs, such that at least one of the generators should be deemed as surplus by Windsor; and

WHEREAS, the Town of Dickinson (“Dickinson”), located in Broome County, is in need of a generator to assist with the operation of its water/sewer public works, and the generators deemed as surplus by Windsor will suit Dickinson’s needs; and

WHEREAS, the generators are currently valued at approximately \$17,500, based on research of similar sized Ingersoll Rand generators of similar age, usage and condition, as determined by research conducted by Dickinson’s Public Works Commissioner and Deputy Public Works Commissioner and confirmed by Windsor; and

WHEREAS, Windsor and Dickinson desire to exchange one of Windsor’s surplus generators for the aforementioned price as being in the public interest of both towns; and

NOW THEREFORE, the Town Board of the Town of Windsor duly convened in regular session on the 11<sup>th</sup> day of March, 2015, does hereby resolve as follows:

Section 1. One generator is hereby declared surplus.

Section 2. The Town Board authorizes the sale of a surplus generator to the Town of Dickinson for \$17,500, which is fair market value, and to execute of all necessary documents relating thereto.

Section 3. This resolution shall take effect immediately.

Vote of the Board:

Supervisor Price-AYE  
Deputy Supervisor McIntyre-AYE  
Councilman Bates- AYE  
Councilwoman Hawk-Shuler-AYE  
Councilman Hupman- AYE

Motion Approved.

Resolution Adopted: March 11, 2015

### **UPCOMING MEETINGS:**

**Motion By: Deputy Supervisor McIntyre**

**Sec. By: Councilman Bates**

To hold a Work Session on March 26, 2015, at 7:00pm, with the Planning Board and Code Enforcement Officer, at the Town Hall, regarding the Comprehensive Plan.

Vote of the Board:

Supervisor Price - AYE  
Deputy Supervisor McIntyre - AYE  
Councilman Hupman - AYE  
Councilman Bates - AYE  
Councilwoman Hawk-Shuler - AYE

**Motion Approved.**

- Regular Meeting: Wednesday, April 1, 2015, at 7:00pm, at the Windsor Town Hall.

### **PUBLIC COMMENTS:**

None.

**At 7:38pm:**

**Motion By: Councilman Bates**

**Sec. By: Councilman Hupman**

To enter into Executive Session to discuss collective negotiations pursuant to Article 14 of the Civil Service Law and to discuss the Appointment of a Particular Person or Persons Pursuant to Public Officer’s Law Section 1051F.

Vote of the Board:

Supervisor Price - AYE  
Deputy Supervisor McIntyre - AYE  
Councilman Hupman - AYE  
Councilman Bates - AYE  
Councilwoman Hawk-Shuler - AYE

**Motion Approved.**

**At 8:04pm:**

**Motion By: Councilman McIntyre**

**Sec. By: Councilman Hupman**

To return from Executive Session.

Vote of the Board:

Supervisor Price – AYE

Deputy Supervisor McIntyre - AYE  
Councilman Hupman - AYE  
Councilman Bates - AYE  
Councilwoman Hawk-Shuler - AYE

**Motion Approved.**

**At 8:06pm-**

Attorney Sacco informed the Town Board that tonight was the set time for Mr. Robert Firmstone to appear on behalf of the Teamsters on a pending appeal to the Town Board. It is currently 8:06pm, and Mr. Firmstone has not appeared.

**Motion By: Deputy Supervisor McIntyre                      Sec. By: Councilman Bates**

To reject the Teamsters appeal; grievance on Article 7.16 Callout Pay. Due to the fact that Mr. Firmstone has not appeared and presented, I make a motion to uphold the Supervisor's determination, denying the grievance, in total.

Vote of the Board:

Supervisor Price - AYE  
Deputy Supervisor McIntyre - AYE  
Councilman Hupman - AYE  
Councilman Bates - AYE  
Councilwoman Hawk-Shuler - AYE

**Motion Approved.**

**ADJOURNMENT:**

**Motion By: Councilwoman Hawk-Shuler**

**Sec. By: Councilman Hupman**

To adjourn the meeting at 8:09.

Vote of the Board:

Supervisor Price - AYE  
Deputy Supervisor McIntyre - AYE  
Councilman Hupman - AYE  
Councilman Bates - AYE  
Councilwoman Hawk-Shuler - AYE

**Motion Approved.**

Respectfully Submitted,  
Barbara Rajner Miller, Windsor Town Clerk