

**Regular Meeting of the Town Board  
Town of Windsor, New York  
June 11, 2014 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  
Councilman Timothy J. Bates: Present  
Councilwoman Lesa Hawk-Shuler: Present  
Councilman William J. McIntyre: Present  
Highway Superintendent Rocky Kohlbach: Present  
Attorney Cheryl Sacco: Present  
Engineer Ron Lake: Present  
Deputy Town Clerk Lucille Swartz: Present

Also present were: Jerry Henehan, Sue Kohlbach, Melissa Truman, Hunter Truman, Rebecca Ellsworth, Brian Ellsworth, Eileen Ruggieri, Peter Ruggieri, Barton Wolford, Terry Merrill, Matthew Colosi, Courtney Darling, Alan Colosi, Margaret Colosi, Karen Bolcavage-Colosi, Ron Rambo, Sue Rambo and Gary Hupman.

**RECOGNITION:**

Supervisor Price and the Town Board recognized members of the Windsor High School Odyssey of the Mind Team for their outstanding creativity and spontaneously solving problems at the World Finals.

**OPENING OF BIDS – FOUR VEHICLES (Advertised to be opened at 7:05pm):**

- (1) 1979 American Motors General 10-wheel truck, in running condition;
- (1) 1979 American Motors General 10-wheel truck, parts truck;
- (1) 1985 Freight Liner Corp. Uni-mog; and
- (1) 1985 Freight Liner Corp. Uni-mog.

Prior to the opening of the bids, the Town Attorney mentioned that one sealed bid was not received by the Town Clerk's Office by the advertised time of 3:30pm, June 11, 2014, and she advised the Board to not even open that bid.

**AMERICAN MOTORS GENERAL 10-WHEEL TRUCK – PARTS TRUCK**

Bid received for the American Motors General 10-wheel truck – parts truck (with 4,829 miles):  
Ken Kublo, Pennsylvania \$1,956.00

**AMERICAN MOTORS GENERAL 10-WHEEL TRUCK – IN RUNNING CONDITION**

Bid received for the American Motors General 10-wheel truck – in running condition (with 6,410 miles):  
Ken Kublo, Pennsylvania \$4,512.00

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**UNI-MOGS**

Bid received for 1985 Freight Liner Corp. Uni-mog #2 (D0028):  
Graydon Scott, E. Windsor Rd, Windsor \$5,005.00

Bid received for 1985 Freight Liner Corp. Uni-mog (D0027): HIGH BID  
Graydon Scott, E. Windsor Rd., Windsor \$5,000.00

Bid received for 1985 Freight Liner Corp. Uni-mog (with 518 miles):  
Ken Kublo, Pennsylvania \$4,356.00

Bid received for 1985 Freight Liner Corp. Uni-mog (with 802 miles):  
Ken Kublo, Pennsylvania \$4,456.00

Bid received for 1985 Freight Liner Corp. Uni-mog (#0028): HIGH BID  
Donald C. Hollister, Greene, NY \$15,300.00

Bid received for 1985 Freight Liner Corp. Uni-mog (#0027):  
Donald C. Hollister, Greene, NY \$4,300.00

Attorney Sacco asked the Board if the high bids are “fair market value. Councilman McIntyre responded in the affirmative.

**Motion By: Councilman McIntyre**

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

To award 1985 Uni-mog #0028 to Donald E. Hollister for \$15,300.00

To award 1985 Uni-mog #0027 to Graydon Scott for \$5,000.00

To award the American Motors General 10-wheel truck (parts truck) to Ken Kublo for \$1,956.00

To award the American Motors General 10-wheel truck (in running condition) to Ken Kublo for \$4,512.00

Vote of the Board:

Supervisor Price - AYE

Councilman Bates - AYE

Councilwoman Hawk-Shuler - AYE

Councilman McIntyre - AYE

**Motion Approved.**

**PUBLIC COMMENT:**

(Supervisor Price outlined the guidelines of public comment.)

Jerry Henehan, Dunbar Rd, Windsor:

\* Wanted to bring to the Board’s attention what kind of company we’re dealing with (Williams). We had a sound survey in May, and it was relatively quiet. Since they took the monitors out, it’s been audible again. He’s keeping track and will keep the PSC informed.

\* Williams’ propaganda in the Windsor Standard has gone from disception to outright misrepresentation, calling themselves “a leading employer.”

\* In yesterday’s Press & Sun Bulletin, the State of Pennsylvania has identified Williams as the top company for paying fines in the State of PA last year; \$388,000.

**APPROVAL OF MINUTES:**

**Motion By: Councilman Bates Sec. By: Councilwoman Hawk-Shuler**

To approve the minutes of the May 14, 2014 Regular Meeting, as submitted.

Vote of the Board:

Supervisor Price - AYE

Councilman Bates - AYE

Councilwoman Hawk-Shuler - AYE

Councilman McIntyre - AYE

**Motion Approved.**

**FINANCIAL REPORT:**

The Board received the Annual Financial Report, for 2013, at the last meeting. Supervisor Price asked the Board members if, after having some time to review it, they have any questions regarding that report. There were none.

Financial Report for the Month of May was distributed. No new concerns.

**Town of Windsor, County of Broome, State of New York  
RESOLUTION RENEWING THE AWARD  
OF THE ROAD SAND CONTRACT  
Resolution #21-2014**

**PRESENT:** Supervisor Carolyn W. Price  
Councilperson Vacant  
Councilperson Timothy Bates  
Councilperson Lesa Hawk-Shuler  
Councilperson William McIntyre

At a regular meeting of the Town of Windsor Town Board, held at the Town Hall on the 11<sup>th</sup> day of June, 2014, the following resolution was

**OFFERED BY:** Councilperson McIntyre

**SECONDED BY:** Councilperson Bates

**WHEREAS**, in December 2011, the Town Board sought competitive bids for the purchase of road sand wherein the bid specifications allowed for three possible renewals at the original award amount; and on or about January 4, 2012, the Town Board awarded the bid to Boland’s Excavating, both for pick up at \$3.90 per cubic yard and delivered at \$5.70 per cubic yard; and

**WHEREAS**, the road sand bid was renewed by the Town Board’s approvals of vouchers for road sand purchases; but the bid was not formally renewed; and

**NOW, THEREFORE**, this 11<sup>th</sup> day of June, 2014, **BE IT RESOLVED** by the Town Board of the Town of

Windsor, as follows:

**RESOLVED**, the Town Board formally ratifies and renews the award of the road sand bid to Boland's Excavating, both by for pick up \$3.90 per cubic Yard and delivered at \$5.70 per cubic yard; for 2013 and 2014; and **FURTHER RESOLVED**, this resolution shall take effect immediately

**Vote of the Board:**

Supervisor Carolyn W. Price  
Councilperson Vacant  
Councilperson Timothy Bates  
Councilperson Lesa Hawk-Shuler  
Councilperson William McIntyre  
Motion Approved.

**Resolution Adopted: June 11, 2014**

Councilman McIntyre reminded the Board that a truck (cab and chassis) was authorized to be purchased. However, the voucher reflects the cost of options, as well, which were not yet authorized. When we figure out how we're going to pay for it, then we can authorize the options, for example the body, spreader, snowplow, etc. As of now, per Councilman McIntyre, we are only authorizing to send a check for \$35,584 in payment of the cab and chassis.

Regarding the purchase of the truck from the Town of Stafford, we need to be sure that it has been declared surplus, and need a determination on the fair market value of the truck.

**Motion By: Councilman Bates    Sec. By: Councilwoman Hawk-Shuler**

To advertise a Special Meeting on June 17, 2014, at 7:00pm, to discuss specifics regarding the truck from the Town of Stafford.

Vote of the Board:

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

**Motion Approved.**

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

To approve bills for payment:

- General Fund Vouchers #244 through #290, totaling \$26,210.35;
- Sewer Operating Vouchers #33 through #37, totaling \$741.39;
- Highway Fund Vouchers #157 through #201, totaling \$249,886.40; Not paying Voucher #200 for the truck from the Town of Stafford. This voucher will be addressed at the 6-17-14 Special Meeting. Also, not paying Voucher #199 for \$4,295 and Voucher #198 for \$59,786.10.
- Trust and Agency Vouchers #26 through #30, totaling \$26,859.78.

Vote of the Board:

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

**Motion Approved.**

Supervisor Price reviewed Sales Tax Report.

**COMMITTEE REPORTS:**

**ASSESSOR:** Report submitted.

**DOG CONTROL:** None.

**HIGHWAY:** None.

**NATURAL GAS:**

Supervisor Price mentioned, regarding PSC Case #13-T-0538 Natural Gas Pipeline:

- Filed 2/7/14 Letter to Kathleen Burgess, PSC Secretary, From Sam Laniado Regarding United States Army Corps of Engineers Nationwide Permit 12, Revised Exhibit I

**HISTORY:** Update on delving into the Edwards/purple heart question.

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

**TOWN HALL:** Councilman McIntyre mentioned that he and Dave Brown will be working on repairing a couple spots of missing/destroyed bricks at the front of the Town Hall.

**WASTEWATER TREATMENT PLANT:**

- Supervisor Price mentioned the 5-28-14 newsletter that was sent out with the June billing.
- Engineer Lake polled some junction manholes to get an idea of what the flow was like, which was more than 24 hours after a storm, so it should have been very low. What he saw was continuous flows, not what you would expect. He recommends that we smoke-test the entire system.

**RESOLUTION AUTHORIZING THE FILING OF A NEW YORK STATE  
CONSOLIDATED FUNDING APPLICATION FOR A STRATEGIC PLANNING AND  
FEASIBILITY STUDY GRANT FOR THE WEST WINDSOR WASTE WATER TREATMENT  
PLANT**

**Resolution #23-2014**

**PRESENT:** Supervisor Carolyn W. Price  
Councilperson Vacant  
Councilperson Timothy Bates  
Councilperson Lesa Hawk-Shuler  
Councilperson William McIntyre

At a regular meeting of the Town of Windsor Town Board, held at the Town Hall on the 11<sup>th</sup> day of June, 2014, the following resolution was

**OFFERED BY:** Councilperson Bates

**SECONDED BY:** Councilperson Hawk-Shuler

**WHEREAS**, the Town Board is aware that the West Windsor Waste Water Treatment Plant is not operating at its capacity, users are paying high fees and expenditures are exceeding revenues; and

**WHEREAS**, the Town Board is concerned about this situation and is attempting to increase revenue for the plant; and

**WHEREAS**, to increase revenue for the plant more users must be brought into the plant, commercial and residential; and

**WHEREAS**, a strategy and planning is necessary for the success of the plant; and

**WHEREAS**, the Town Board desires to file a New York State Consolidated Funding Application for a Strategic Planning and Feasibility Study Grant for the West Windsor Waste Water Treatment Plant at an amount **not to exceed \$10,000**; and

**WHEREAS**, the Town Board recognizes that it will have to match 50% of the grant; and

**WHEREAS**, filing a New York State Consolidated Funding Application for a Strategic Planning and Feasibility Study Grant for the West Windsor Waste Water Treatment Plant is a Type II action under 6 NYCRR 617.5(21); and no further action is necessary under the State Environmental Quality Review Act; and

**NOW, THEREFORE**, this 11<sup>th</sup> day of June, 2014, **BE IT RESOLVED** by the Town Board of the Town of Windsor, as follows:

**RESOLVED**, that the Supervisor is expressly authorized to file a New York State Consolidated Funding Application for a Strategic Planning and Feasibility Study Grant for the West Windsor Waste Water Treatment Plant at an amount **not to exceed \$10,000**; and

**RESOLVED**, that the Supervisor is expressly authorized to take whatever reasonable actions are necessary to file the application; and

**FURTHER RESOLVED**, this resolution shall take effect immediately

**Vote of the Board:**

Supervisor Carolyn W. Price - AYE  
Councilperson Vacant  
Councilperson Timothy Bates - AYE  
Councilperson Lesa Hawk-Shuler - AYE  
Councilperson William McIntyre - AYE

Motion Approved.

**Resolution Adopted: June 11, 2014**

**YOUTH & RECREATION:** Report submitted.

**ZONING, PLANNING & CODE ENFORCEMENT:**

- ZBA meeting minutes submitted from the 4-16-14 Meeting.
- Planning Board minutes submitted from the 5-28-14 Meeting.
- Code Enforcement Monthly Report submitted.

**UNFINISHED BUSINESS:**

- Supervisor Price reviewed financial information from Clean Up Day.
- Reviewed Ostrander Road Project Timetable.

**Motion By: Councilman McIntyre**

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

To advertise the Ostrander Road Project in The Windsor Standard and The Press & Sun Bulletin.

Vote of the Board:

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

**Motion Approved.**

**Town of Windsor, County of Broome, State of New York**  
**AUTHORIZING THE SUPERVISOR TO HIRE BOND COUNSEL**  
**Resolution #20-2014**

**PRESENT:** Supervisor Carolyn W. Price  
Councilman -vacant  
Councilman Timothy Bates  
Councilman Lesa Hawk-Shuler  
Councilman William McIntyre

At a regular meeting of the Town of Windsor Town Board, held at the Town Hall on the 11<sup>th</sup> day of June, 2014, the following resolution was

**OFFERED BY:** Councilman McIntyre

**SECONDED BY:** Councilman Bates

The Town Board (hereinafter "Town Board") of the Town of Windsor (hereinafter "Town"), duly convened in regular session, does hereby resolve as follows:

Section 1. The Town Board of the Town of Windsor hereby authorizes the Supervisor of the Town to retain Hawkins Delafield & Wood LLP to act as outside bond counsel and to prepare a borrowing resolution, borrowing documents and all other required and ancillary documents necessary to borrow an amount not to exceed Five Hundred Fifty Eight Thousand Dollars (\$558,000.00), for the slope stabilization project between 170 and 176 Ostrander Road in Windsor New York.

Section 2. This Resolution shall take effect immediately.

**Vote of the Board:**

Supervisor Carolyn W. Price - AYE  
Councilman -vacant  
Councilman Timothy Bates - AYE  
Councilman Lesa Hawk-Shuler - AYE  
Councilman William McIntyre - AYE

Motion Approved.

**Resolution Adopted: June 11, 2014**

**At 8:17pm:**

**Motion By: Councilwoman Hawk-Shuler**

**Sec. By: Councilman Bates**

To enter into Executive Session for Matter Leading to the Appointment, Employment of Particular Persons and for Collective Negotiations Pursuant to Article Fourteen of the Civil Service Law and for Legal Advice.

Vote of the Board:

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

**Motion Approved.**

**At 8:54pm:**

**Motion By: Councilman McIntyre**

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

To come out of Executive Session.

Vote of the Board:

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

**Motion Approved.**

**NEW BUSINESS:**

**Motion By: Councilwoman Hawk-Shuler**

**Sec. By: Councilman McIntyre**

To accept the resignation of Catherine Aingworth, Waste Water Treatment Plant Operator, with regret, effective the close of business day June 11, 2014.

Vote of the Board:

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

**Motion Approved.**

**Motion By: Councilman Bates**

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

To accept the resignation of Craig Mattias, Waste Water Treatment Plant Operator, with regret, effective the close of business day June 11, 2014.

Vote of the Board:

Supervisor Price - AYE

Councilman Bates - AYE

Councilwoman Hawk-Shuler - AYE

Councilman McIntyre - AYE

**Motion Approved.**

**Motion By: Councilman Bates**

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

To set the Waste Water Treatment Plant Operator hourly rates, effective June 14, 2014, as follows:

- DEC Certificate 2: \$24.00 per hour;
- DEC Certificate 2A: \$24.00 per hour;
- DEC Certificate 3: \$25.00 per hour;
- DEC Certificate 3A: \$25.00 per hour;
- DEC Certificate 3A, with extra responsibilities: \$26.00 per hour.

Vote of the Board:

Supervisor Price - AYE

Councilman Bates - AYE

Councilwoman Hawk-Shuler - AYE

Councilman McIntyre - AYE

**Motion Approved.**

**Motion By: Councilwoman Hawk-Shuler**

**Sec. By: Councilman Bates**

To appoint Andrew Greenman as Waste Water Treatment Plant Operator, effective June 12, 2014.

Vote of the Board:

Supervisor Price - AYE

Councilman Bates - AYE

Councilwoman Hawk-Shuler - AYE

Councilman McIntyre - AYE

**Motion Approved.**

**Motion By: Councilman McIntyre**

**Sec. By: Councilman Bates**

To appoint Adam Afify as Waste Water Treatment Plant Operator, effective June 12, 2014.

Vote of the Board:

Supervisor Price - AYE

Councilman Bates - AYE

Councilwoman Hawk-Shuler - AYE

Councilman McIntyre - AYE

**Motion Approved.**

Supervisor Price mentioned that both of the above new appointees are both currently Level 2's. They are in class and testing this week, to become Level 3. They will not be 3A's until they have completed a certain amount of time at that type of waste water treatment plant.

**UPCOMING MEETINGS:**

Special Meeting: Tuesday, June 17, 2014, at 7:00pm, at the Town Hall.

Regular Meeting: Wednesday, July 9, 2014, at 7:00pm, at the Town Hall.

**Motion By: Councilman McIntyre**

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

To have the October, 2014 Town Board meeting on the first Wednesday of the month, October 1<sup>st</sup>, at 7:00pm, in order to meet the State requirements for timelines, as the Town of Windsor is starting to develop the budget calendar for 2015.

Vote of the Board:

Supervisor Price - AYE

Councilman Bates - AYE

Councilwoman Hawk-Shuler - AYE

Councilman McIntyre - AYE

**Motion Approved.**

Councilman Bates will work with the West Windsor Fire Company on the change of dates regarding the October meeting.

**PUBLIC COMMENTS:**

\* Peter Ruggieri wondered what the result of the May Financial Report was; “Windsor, at this point, is in what financial position?” Supervisor Price responded that the Bookkeeper prepares a report which shows, in every fund, what the budget amount is, how much is received/has been spent, and what is remaining. The Board sees every line item every month. If there is something of major importance, Supervisor Price will point that out to the Board.

**ADJOURNMENT:**

**Motion By: Councilman McIntyre**

**Sec. By: Councilman Bates**

To adjourn the meeting at 9:05pm.

Vote of the Board:

Supervisor Price - AYE

Councilman Bates - AYE

Councilwoman Hawk-Shuler - AYE

Councilman McIntyre - AYE

**Motion Approved.**

Respectfully Submitted,

Lucille Swartz, Windsor Deputy Town Clerk