

**Work Session Meeting
of the Windsor Town Board
January 10, 2012**

Present were: Supervisor Randy J. Williams, Councilman George B. West, Councilman Timothy J. Bates, Councilman Jeff Olin and Councilman LeWayne H. Colwell, Attorney Bob McKerdich, and Town Clerk Barbara Rajner Miller.

Supervisor Williams called the meeting to order at 7:00pm.

Discussed the Flood Relief Act. The Town has the choice to opt into this. If Windsor “opts in,” homeowners, with 50% or more damage as a result of flooding from Hurricane Irene and/or Tropical Storm Lee, would have their parcels reassessed, and in turn have their 2012 taxes lowered. There was concern over the loss of overall Town assessment if this goes through. After the flood of 2006, NYS picked up the cost, not the Town. However, with this Act, NYS would not be extending that same gesture. The shortfall and tax revenue would have to be made up by the Town. The Town Board needs to determine by January 23, 2012, whether it wants to “opt in” to this statute.

Councilman West was wondering why the Code Enforcement Officer was not involved thusfar.

Councilman Bates will notify Assessor Becky Ottens of a meeting on Monday, January 16, 2012, at 7:00pm, regarding the Flood Relief Act. She should come with a list of the affected parcels.

Attorney McKerdich distributed to the Board a copy of the draft version of the Franchise Agreement Between the Town of Windsor, Broome County, New York, and Leatherstocking Gas Company, LLC, which was critiqued page-by-page.

Attorney McKerdich will be looking into the following:

- On Page 1, Section 1. Term: Changing from 50 years to 10 years;
- On Page 3, Section 4. Costs: Add Engineer’s fees (for inspection and review of plans);
- On Page 3, Section 3. Construction and Maintenance, Letter D.: Delete “to the extent practicable.”;
- On Page 3, Section 3. Construction and Maintenance, Letter D.: Change Civic Center and Airport to Highway Garage and Town Hall;
- On Page 4, Section 6. Indemnification, Insurance and Security: Change \$100,000 to \$1,000,000;
- On Page 4, Section 7. Location: Add Code Enforcement Officer;
- On Page 4, Section 8. Plans and Inspection: Change to: “...shall file with the Code Enforcement Officer, who then contacts the Town Engineer...”;
- On Page 8, Section 8 – Core Services, Number 6: Add: “...annually with the Town Board...”

Attorney McKerdich will make the above changes and will forward to Leatherstocking’s attorney.

The Village of Windsor is looking into a similar agreement with Leatherstocking. Attorney McKerdich will be meeting with the Village next week.

If the Village does anything other than 3% franchise fee, Mr. McKerdich will notify the Town Board.

Motion By: Councilman LeWayne H. Colwell

Sec. By: Councilman George B. West

To adjourn the meeting at 7:55pm.

Vote of the Board:

- Supervisor Williams - AYE
- Councilman Colwell - AYE
- Councilman West - AYE
- Councilman Bates – AYE
- Councilman Olin - AYE

Motion Approved

Respectfully Submitted,
Barbara Rajner Miller, Windsor Town Clerk