

MEETING MINUTES
of the Village of Windsor, N.Y.
107 Main Street
Windsor, NY 13865
May 5, 2014

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
Attendees: 6

Call to Order: **Time:** 7:00 P.M.
By: Mayor Ronald G. Harting

Pledge of Allegiance

Welcome

Public Comment - Resident Lawrence Hurd was present to ask about the dirt at the highway garage. He called Rocky because he and another person witnessed one of their trucks run over his cat. He followed the truck. He never heard back from the town. His cat was injured and he got an infection that infected Lawrence's eye and he was in the hospital due to this. He would like to have the speed limit signs up. It may not make a difference, but it may help. David stated that he has the speed limit sign but was waiting for the no dumping sign so he could put them up at the same time. David asked if we could put grooves in the pavement. 2) Civic Club member Diane Wallick asked the board if they all received their postcard asking for donations for their silent auction.

Pool Committee - Mike Clare from the Pool Committee was present to make sure that the committee and the village board are on the same page and to have an MOU between the two groups so we know what to expect from each other. Trustee Skinner stated that he has been asked where things stand with the pool and he has no answers. He asked what are the plans or at least their intentions. Tom thinks we need to sit down and discuss what they want to do so we know what to discuss with them. Mike stated that a lot has changed since they first started. They have been working with 21st Century Pool to discuss sizes and costs. Their plan is to build the pool in Klumpp Park. They want to raise funds for strictly a pool. Mike stated that because of their 501c3, they cannot do a spray park. The committee just wants to be clear as to what the village will support. Mike stated that they need to be in communication with the village. Code Enforcement Officer Gary Post asked if they are aware that it has to be handicap accessible. Mike stated yes, he does. There is an aging population near Klumpp Park that they feel could use the pool. Trustee Bob Bennett volunteered to work with Mike on crafting the Memorandum and working with them.

7:15 p.m. – Opening of truck bids - There were 6 sealed bids submitted for the 2006 truck. They are as follows:

JSSJR Enterprises, Inc. - \$10,790.00
Oliver's Sales & Service, LLC - \$11,010.00
Harry Mollenkopf - \$10,260.00
Northeastern Landscape - \$10,500.00
Chenango Forks Central School District - \$11,501.50

Les Seidel - \$12,803.00
Motion: to accept the bid offer of \$12,803.00 from Les Seidel for the 2006 Ford Truck

By: Ronald G. Harting
2nd: Thomas M. Skinner
Vote: AYE - All

Code Enforcement Report, Gary Post present - 1) Gary was not able to make the first court date because of his sister's death and the next date for April 30th was cancelled at the last minute. There is another date scheduled for tomorrow. 2) Gary had to meet with the owners of the China Star. They needed a certificate of occupancy due to change in ownership of the business. 3) Chips Bar applied for and received a permit from the state for drinking outside on the patio with live music. There is question if it is in the village or the town. Chip stated it is in the village and according to the county GIS, the pavilion is in the town. The town does have a noise ordinance. The paperwork does not have a seal or signature on it, so the clerk will do some research.

Streets Report, David Decker present - 1) Broome Bituminous has the bid for Broome County. The CHIPS funds this year are \$25,751.49 plus an additional amount given to all municipalities of which our part will be \$2,898.67. So the total amount we have to spend on streets is \$28,650.16. David gave a list of streets. Castle drive has alligator marks on it and it's been 11 years. Academy Street south needs it. We can either mill the street or pave wider and go right over the sidewalks. Terrace Drive needs it because of the salt that gets put on it. Kevin Truman asked if we could work with him if we do that as he gets a lot of water runoff. We also don't use top coat but instead #6 for a not smooth finish. Lower Grove Street is starting to show wear. Gary Drive needs repaving but it's not real bad. The intersection isn't good because of the water leak we had there. Cresson Hill needs repair. As soon as it gets above 50 degrees, he will fix the water leak damage on Pine and Gary. 2) With the weather finally breaking, we will be putting up all the road signs. 3) The zero turn is in and it's working fine. 4) David wanted to know if a resident needs to get a building permit for replacing an existing sidewalk. Gary stated that there should be a standard recommendation for sidewalks.

Water Report, David Decker present - 1) Had a leak at Pioch's line on Main Street. Did not use flowable fill as per state specs because it is too hard to dig up. They backfilled with crushed stone and used cold patch. They will fix with hot patch as soon as the weather allows. 2) They dug up a leak on Main Street in front of Marion's. We can't isolate that part of the village without turning water off to everyone. We can't get down to the leak the way the pipe is oriented. The plan is to eliminate her current service and hook up a new one on the 10" line in front of her existing service and then hook up a new one. The other possibility is to have a company come in and do an insertion valve under pressure at a different location so we can isolate that part of the village. 3) We will be doing the leak on Grove Street in front of Patty Lee's house next week. 4) There's a water leak at the Post Office and they want to replace the whole line, but it's too expensive. They are working with the owners of the postal service and the owner of the property. David informed them that it is a large leak so it needs to be fixed soon. 5) The CCR Report is complete. We just have to get it put on the Village website once the Health Department approves it.

Treasurer's Report, Patricia Harting present - 1) A report was submitted. 2) The owner of the building at 114 Main Street went to read her meter and found there was a broken water pipe. Her mother lives in the house and uses approximately 1,000 gallons per 6 months. She was not aware of the leak. The basement is gravel so the water soaked into the ground. Her meter reading was for usage of 611,690 gallons to a cost of \$2,813.77. The clerk sent her a bill for the 1,000 gallons but told the owner that the board has to make the decision as to what to do with that water cost. David stated that we need to at least cover the cost of the water, not necessarily the cost of their workers. The cost was believed to be \$1.09 per thousand so that would make it a cost of \$665.99.

Motion: to charge the owner \$300 for the water used.

By: Thomas M. Skinner

2nd: Eileen Shelp-Olmstead

Vote: AYE - All

3) We received the check from Broome County for the re-levied taxes. The check did not cover the base amount of taxes re-levied. There was an adjustment of approximately \$2700 and the only property owned by the county was for \$997. Patti called the county and they did not know why. The person who did the adjustment is on maternity leave they will have to do research to find out why there is a discrepancy. As of yet, we have no answer.

Resolution #17-2014 - Trustee Skinner asked if this amount shouldn't be taken out of the Appropriated Fund Balance account because that's where the money went when the books were closed in both of those years. Clerk Harting stated that she learned in a class that she attended, that you should take out of the Appropriated Fund once you have exhausted the Contingency Fund and any monies that are available to move around in your budget. Tom stated that he understood that but just questioned because that money is actually sitting in the Appropriated Fund Balance. Patti stated that was a logical explanation and she will call the State Comptroller's Office in the morning. If they do state it needs to come out of the Appropriated Fund Balance, a correction to this resolution can be made at the next board meeting.

RESOLUTION NO.17-2014

**RESOLUTION MOVING MONIES FROM
CONTINGENCY FUND**

WHEREAS, this Board having previously adopted annual budget for the fiscal year commencing March 1, 2-14, and

WHEREAS, the Village of Windsor received \$7,166.72 paid to them for rental property from First Niagara Bank by mistake; and

WHEREAS, the Town of Windsor should have received the monies, and

THEREFORE, BE IT RESOLVED, that the rental monies received from July 2012 through November 2013 in the amount of \$7,166.72 be given to the town.

AND THEREFORE BE IT RESOLVED that the Village Board of Trustees does authorize a transfer between appropriation funds as such:

Estimated Appropriations	A960	\$ -7166.72	
Subsidiary Account		A1990.4-Contingency Fund	\$ -7166.72
Estimated Appropriations	A960	\$ 7166.72	
Subsidiary Account		A1621.4-Office Contractual	\$ 7166.72

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, 2014.

Offered By: Ronald G. Harting

2nd By: Eileen Shelp-Olmstead

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 May 6, 2014

Motion: to accept the Treasurer's Report

By: Eileen Shelp-Olmstead

2nd: Ronald G. Harting

Vote: AYE - All

Motion: to accept the Meeting Minutes of April 1, 2014

By: Robert E. West

2nd: Thomas M. Skinner

Vote: AYE - All

Reports of Committees:

Code Enforcement Committee - No report

Community House Committee - No report

Fire Co Committee - No report

Parks Committee - No report

Pool Committee - No report

Streets & Water Committee - No report

Mayor's Report - 1) A parade permit was submitted for a 5K Run for Huntington's Disease for May 17th. The required insurance coverage paperwork has been submitted. Mayor Harting asked if the fire department is involved in this. Trustee Skinner stated that Sally, the organizer of the event, spoke with Fire Chief Craig Terrell on Saturday and they will have coverage for that day. Trustee Bennett also stated that the Lion's Club helps them too.

Motion: to allow the Mayor to sign the parade permit

By: Robert E. West

2nd: Eileen Shelp-Olmstead

Vote: AYE - Mayor Ronald G. Harting

ABSTAIN - Trustee Robert J. Bennett

AYE - Trustee Eileen Shelp-Olmstead

ABSTAIN - Trustee Thomas M. Skinner

AYE - Trustee Robert E. West

2) There has been a renewed interest for the Rail Trail to move forward with TEP grants. There is a meeting set up for Thursday to meet with all interested parties. 3) Clean Up Day is this Saturday. Trustee West and Trustee Shelp-Olmstead will try to attend and Trustee Bennett is not able to be there. There may be a shortage of help and equipment from the town highway department this year. 4) Mayor Harting asked the Clerk and Deputy Clerk if they sent all the information to the school for the emergency call system. They both stated no but they will work on that together on Monday.

Motion: to go into Executive Session at 8:55 to discuss a legal mitigation matter

By: Ronald G. Harting

2nd: Robert J. Bennett

Vote: AYE - All

Motion: to return from Executive Session at 9:09

By: Eileen Shelp-Olmstead
2nd: Robert E. West
Vote: AYE - All

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

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

Motion: to adjourn at 9:15 p.m.

By: Thomas M. Skinner
2nd: Eileen Shelp-Olmstead
Vote: Aye - All

Respectfully Submitted,

Patricia L. Harting, Village Clerk / Treasurer