

**Public Hearing & Regular Meeting of the Town Board  
February 11, 2026 7:00 P.M.  
Town of Windsor Town Hall  
124 Main Streets, Windsor, NY 13865**

**MEETING CALLED TO ORDER:** by Supervisor Tim Harting, at 7:01 P.M.

**PLEDGE OF ALLEGIANCE:** was recited.

**ROLL CALL** by Town Clerk Elizabeth Pfister:

Supervisor Tim Harting: Present  
Deputy Supervisor Eric A. Beavers Present  
Council Member Gary M. Hupman: Present  
Council Member James Conrad: Present  
Council Member Matthew Hartwell: Present  
Code Enforcement Officer Richard Osborne: Present  
Highway Superintendent Michael Kithcart: Present  
Attorney Mark Spinner: Present

Also, present were: Bartolo Morales, Abundant Solar; April Hartwell, East Windsor Road; Daniel Colwell, Route 79; Dell Boyle, Conklin; Scott Clarke, Dodd Road; Ruth Seward, Main Street; Ron & Patti Harting, Pine Street; Dave Ballard, Dodd Road; Carolyn Price, Reagan Road; James Donahue, Route 79; Fred & Fran Barrett, Blatchley Road; Norman Colwell, Route 79; Heather Noyd, Academy Street; Sara Hoover, Dire Road; Juan & Carolyn Garcia, Old Route 17; Kara Clarke, Fox Farm Road

**PUBLIC HEARING:**

The Public Hearing was opened at 7:02 P.M. for Local Law No. 1 of 2026 “Introducing A Proposed Local Law Entitled Amending Chapter 93 (Zoning) by Adding a New Article XVII Entitled “Solar Energy Systems” Supervisor Harting opened the floor for public comments.

Bartolo Morales, Abundant Solar – Comments were submitted to the Supervisor and Code Officer in regards to the deforestation language, his company feels it’s overly restrictive and it would reduce the number of properties that are eligible for solar farms within the Town. His company feels that the Abundant Solar and the Town could work together to come to a compromise for deforestation by replanting, or contributing to conservation within the Town.

Jim Donahue, Route 79 – Asked how solar is going to affect property values and his health and wellbeing. Donahue also stated he was not in support of deforestation for solar. Supervisor Harting asked Norman Colwell from the Planning Board to respond. Colwell explained that guidelines in regards to deforestation are written into the law and it is not allowed. Colwell also stated that he is aware that most residents do not want solar in the Town, however if the Town doesn’t develop a law solar companies will approach the State and they will decide the rules.

Scott Clarke, Dodd Road – Shared that he has had solar panels on his home for 10 years and has experienced cost savings on energy. At one time he had plans to have a half-acre solar farm on his property that did not require tree cutting; after talking with his neighbors and hearing their concerns he did not move forward with it.

Janet Zapata, Shedd Road – Said solar sounds great but she recently attended a class at Cornell Cooperative Extension that pointed out the negative side of solar such as cleanup of out of commission panels, and chemical leaching from damaged panels and asked if the Town has considered those things when they were developing the law. Zapata also asked if Town would be approving solar projects that allow farm animal grazing below them. Resident Scott Clarke explained that the cleanup was part of his solar agreement when he installed them. Attorney Spinner explained that in the Town’s law it is written that solar companies have to give the Town a bond that must be renewed annually to cover the decommissioning costs. As for chemical leaching every project is subject to the SEQR review process which will involve an engineer to ensure the proper environmental protections are in place. Agrivoltaics are allowed in certain zoned districts within the Town as a dual use.

Attorney Spinner reminded everyone that any comments from Planning Board or Zoning Board

Members can still be submitted to the Board for consideration. Broome County Planning Board has not responded with their comments and approval of the 239 reviews so the Town is required to leave the Public Hearing open.

Supervisor Harting welcomed Sheriff Fred Akshar to give an update on public safety in the Town of Windsor. Sheriff Akshar asked Captain Ben Harting to present crime statistics for the town from 2023 – 2025. Captain Harting pointed out that the increased presence of the Sheriff's Office, specifically the Strategic Response Group (SRG), over the past three years is reflected in the report.

Supervisor Harting asked if Captain Harting could explain how speed enforcement is handled with the speed trailers. Captain Harting explained that the Sheriff's Office has two speed trailers they can setup to collect data including speed, time of day, if driver's slowdown in response to the trailer and that data can be used to post an officer to that area for enforcement.

The Sheriff answered resident questions, Akshar ended by thanking Captain Harting for his leadership in their office and thanked Supervisor Harting for having them tonight.

WYSR President Heather Noyd, introduced new board members Secretary, Sara Hoover and co-Treasurer, Kara Clarke. Noyd explained the position of co-treasurer was created to make the transition as Rhea Deyo prepares to end her time on the board. Noyd gave an update on WYSR's program as they begin their 10<sup>th</sup> year stating they are thriving thanks in part to the Town's support. The program continues offering 10 league sports for ages 4-12, supporting off-season opportunities up to age 18, and enrollment numbers remain steady for all leagues. They continue to partner with the Windsor High School Varsity players as mentors to the youth athletes which the organization is very proud of.

Highlights of 2025 include new fencing on the baseball field which was completed prior to Opening Day and has added more space between the field and concession stand for watching games. The first games were played under the lights on the girls' softball field, a project that was a long time in completing thanks in part to a grant in conjunction with the Village. The first 8U baseball tournament was held over the summer with success and will be returning with plans to add 10U and 12U this year. For the coming year WYSR is looking to upgrade the playground equipment through grants. They are looking to regrade the softball field and are currently getting quotes. They are also working with Windsor High School Trades course to build new picnic tables to put in the area around the concession stand, dedicating each table in memory of community members.

#### **PUBLIC COMMENTS:**

Norman Colwell, Route 79 – Asked Supervisor Harting why the January 14, 2026 meeting minutes posted online did not accurately reflect the Supervisors response to his question about the presence of law enforcement at the December 18, 2025 Special Meeting. Supervisor Harting said the Board will address this during the approval of the meeting minutes.

Janet Zapata, Shedd Road – Came representing the Windsor Wednesday Seniors she thanked the Board for the support of their program, and asked that the Board continue to contribute at the same level or more if possible.

Carolyn Price, Reagan Road – Distributed and read aloud a statement she prepared for public comments in regards to the December 18, 2025 Special Meeting. Price made remarks on political threats, a newspaper article and the presence of Sheriff's Deputies in regards to the December 18, 2025 meeting. Price stated that former Council Member Colwell violated Town of Windsor Law 9-14, Nepotism by voting on the decision to appoint Council Member Hartwell to the vacant board seat. Price cited previous board meetings from the past two years where former Council Member Colwell had abstained from voting due to Conflict of Interest on other matters that had come before the Board.

Dan Colwell, Route 79 – Made a statement on his own behalf as to why he chose to vote for Hartwell when filling the vacant board seat. Colwell chose to vote for Hartwell due to his knowledge of the construction and highway and Colwell felt it would hurt the board to not have that knowledge.

#### **APPROVAL OF MINUTES:**

**Motion By: Council Member Conrad**

**Sec. By: Council Member Hartwell**

Motion to approve the amended minutes of the December 18, 2025 Special Meeting as

submitted.

**Vote of the Board:**

Supervisor Harting - Aye  
Deputy Supervisor Beavers - Aye  
Council Member Hupman - Aye  
Council Member Conrad - Aye  
Council Member Hartwell - Aye

**Motion Passed**

**Motion By: Council Member Hupman                      Sec. By: Council Member Hartwell**  
Motion to approve the minutes of the January 14, 2025 Regular Meeting as submitted.

**Vote of the Board:**

Supervisor Harting - Aye  
Deputy Supervisor Beavers - Aye  
Council Member Hupman - Aye  
Council Member Conrad - Aye  
Council Member Hartwell - Aye

**Motion Passed**

**Discussion:** Clerk Pfister agreed to review the recording of the January 14, 2026 Regular Meeting for the discrepancy mentioned during public comments by Norman Colwell and notate corrections in the February 11, 2026 Public Hearing & Regular Meeting Minutes.

**Original from 1/14/26 Minutes** - Norman Colwell, Route 79 – Asked if Supervisor Harting had looked any further into the threats that were mentioned being received at the December 18, 2025 Special Meeting. Supervisor Harting clarified his statement saying they were not threats of harm, they were political threats against his position.

*Colwell also asked why the Sheriff’s Department was present at that meeting as well, Supervisor Harting stated due to the nature of that meeting he had requested for them to stop by which has been done at several other meetings in the past, he stated that the Sherriff’s Department is welcome at any meeting just as they always have been. Harting noted that at no time did they enter the meeting they were merely present as a precaution.*

**Amendment** - Norman Colwell, Route 79 – Asked if Supervisor Harting had looked any further into the threats that were mentioned being received at the December 18, 2025 Special Meeting. Supervisor Harting clarified his statement saying they were not threats of harm, they were political threats against his position.

*Colwell also asked why the Sheriff’s Department was present at that meeting, Supervisor Harting stated due to the nature of that meeting he had asked if they wanted to stop by. Harting stated they have been at meetings in the past and are welcome to stop by anytime, noting that at no time did they enter the meeting, to which Colwell agreed.*

**FINANCIAL REPORT:**

**Motion By: Council Member Hartwell                      Sec. By: Deputy Supervisor Beavers**  
Motion to Approve the February 2026 Bills for Payment

**Vouchers for Payment**

A & B Fund # 32 – 79	\$ 56,609.32
DA Fund # 1	\$ 1,468.33
DB Fund # 14 – 48	\$ 76,727.84
SF1 Fund # 39	\$ 25,075.00
SF2 Fund # 40	\$ 145,975.87
SF3 Fund # 41	\$ 145,975.87
SF4 Fund # 42	\$ 10,626.72
SS3 Fund # 4 – 13	\$ 6,675.68
TA Fund # 49	\$ 1,043.46
<b>Total</b>	<b>\$ 470,178.09</b>

**Vote of the Board:**

Supervisor Harting - Aye  
Deputy Supervisor Beavers - Aye  
Council Member Hupman - Aye  
Council Member Conrad - Aye

Council Member Hartwell - Aye

**Motion Passed**

The Board received the 2025 Year End Financials, Supervisor Harting made the Board aware that Secretary to the Supervisor Kristine Breeding has an outline of the year-end financial standing that the Board will receive at the March 11, 2026 meeting.

**OFFICIALS/DEPARTMENT REPORTS:**

**Supervisor**

Supervisor Harting asked Council Member Hupman to share with the Board what the Association of Upstate Towns does and their agenda for 2026. Hupman explained that this Association is active in going to Albany to lobby on items of importance to Upstate towns. Currently they are following two bills on commercial solar that would violate home rule by forcing Towns to rewrite their solar laws using a state template. Recent proposed legislation on battery storage facilities that are needed for solar projects. The Governor and Senate are fighting for the ability to install numerous facilities across the state exempt from local zoning and town laws. Access to broadband and tick-borne diseases are also on their agenda.

**Highway Superintendent**

**Motion By: Deputy Supervisor Beavers**                      **Sec. By: Council Member Hartwell**  
Motion to Ratify the Resignation of Benjamin T. Baudendistle as Motor Equipment Operator Effective January 30, 2026

**Vote of the Board:**

Supervisor Harting - Aye  
Deputy Supervisor Beavers - Aye  
Council Member Hupman - Aye  
Council Member Conrad - Aye  
Council Member Hartwell - Aye

**Motion Passed**

**Motion By: Council Member Hupman**                      **Sec. By: Deputy Supervisor Beavers**  
Motion to Advertise for the Position of Motor Equipment Operator and Authorize Publication

**Vote of the Board:**

Supervisor Harting - Aye  
Deputy Supervisor Beavers - Aye  
Council Member Hupman - Aye  
Council Member Conrad - Aye  
Council Member Hartwell - Aye

**Motion Passed**

The Board received the November 28, 2025 – December 26, 2025 BridgeNY update on the McNair Road Bridge project. Supervisor Harting asked when construction was scheduled to begin. Highway Superintendent Kithcart stated the engineers are waiting on final approval from the State but they are looking to go out for bid by the beginning of March 2026.

The Board received a copy of notification of a Closure and Detour on Route 41 in the Town of Sanford.

**Motion By: Council Member Hupman**                      **Sec. By: Council Member Conrad**  
Motion to Approve Purchase From Account DB5130.2 of One (1) Volvo Model# DD35B Double Drum Roller in an Amount Not to Exceed \$69,390.00 on Sourcewell Contract# 011723-VCE through Alta Construction Equipment NY LLC

**Vote of the Board:**

Supervisor Harting - Aye  
Deputy Supervisor Beavers - Aye  
Council Member Hupman - Aye  
Council Member Conrad - Aye  
Council Member Hartwell - Aye

**Motion Passed**

**Discussion:** Highway Supervisor Kithcart explained the current roller is a 2001 Fergusson and it

is time to replace it; they have been replacing parts on it the last few years to keep it going but the parts are getting more expensive and harder to get.

**Town Clerk/Registrar**

The Board received the Town Clerk's January 2026 Report. Clerk Pfister said the office was very busy as usual in January with tax collection. The Clerk shared that at the close of January taxes were 68.54% collected, which is typical and the Town was made whole by the end of January for the year.

**Code Enforcement**

The Board received the Code Officer's January 2026 Report, Code Officer Osborne pointed out he had included the 2025-year end totals as well. Osborne stated \$3,353,000.00 worth of work was done in the Town this year, which is low because the Town doesn't adhere to an industry standard.

Supervisor Harting shared that himself and Code Officer Osborne met with the new legal team from PMV Legal Group, PLLC that will be handling the Town's code and dog control issues to establish the processes to be used for those cases.

**Dog Control**

**Assessor's Office**

The Board received the Assessor's January 2026 Report

**Wastewater Treatment Plant**

Deputy Supervisor Beavers is looking into proposals from different energy suppliers to try to lower the electricity costs across the Town but especially at the Wastewater Treatment Plant.

**Court**

**Motion By: Council Member Conrad                      Sec. By: Council Member Hupman**

Motion to Declare Two (2) LaserJet Printers Model M203dw, Serial# VNB5D86094 & VNB5D83817 as Surplus to be Disposed of as Appropriate

**Vote of the Board:**

Supervisor Harting - Aye  
Deputy Supervisor Beavers - Aye  
Council Member Hupman - Aye  
Council Member Conrad - Aye  
Council Member Hartwell - Aye

**Motion Passed**

**COMMITTEE REPORTS:**

**History & Cemeteries**

**Economic Development**

**TOWN OF WINDSOR, COUNTY OF BROOME, STATE OF NEW YORK**

**Resolution Authorizing Sponsorship of Dam Repair Grant Application and Authorizing Execution of Updated Agreement Resolution#9-2026**

**PRESENT:   Supervisor Timothy Harting  
              Deputy Supervisor Eric Beavers  
              Council Member Gary M. Hupman  
              Council Member James Conrad  
              Council Member Matthew Hartwell**

At a regular meeting of the Town Board of the Town of Windsor, held at the Town Hall, 124 Main Street, Windsor, NY on the 11<sup>th</sup> day of February, 2026, the following resolution was

**Offered By: Council Member Hupman  
Seconded By: Deputy Supervisor Beavers**

**WHEREAS**, the White Birch Lake Dam, an approximately 21-foot earthen dam located within the Town of Windsor, is classified by the New York State Department of Environmental Conservation ("NYSDEC") as an Intermediate Hazard Dam due to the potential for downstream impacts, including impacts to New York State Route 79, in the event of failure; and

**WHEREAS**, the White Birch Lake Property Owners' Association (the "Association") is the owner and operator of the dam and bears sole responsibility for its inspection, maintenance, repair, and regulatory compliance; and

**WHEREAS**, in 2025 the Town Board authorized execution of an agreement with the Association for sponsorship of a Water Quality Improvement Program (“WQIP”) grant application, but the grant was not awarded, and the project did not proceed; and

**WHEREAS**, the Town Board hereby determines that the prior agreement authorized in 2025 shall be deemed null, void, and of no further force or effect, and that no continuing obligations exist thereunder; and

**WHEREAS**, the Association has requested that the Town again act as public sponsor for a renewed or resubmitted WQIP grant application, and the Town Board wishes to consider such assistance subject to updated contractual protections; and

**WHEREAS**, the Association is unable to apply directly for WQIP funding due to its federal tax classification under Internal Revenue Code § 501(c)(7), and NYSDEC program rules require a municipal sponsor; and

**WHEREAS**, the Town’s role as sponsor is intended to be strictly limited to grant submission and administrative functions only, and shall not include ownership, operation, maintenance, construction management, procurement, or contracting for dam repair work; and

**WHEREAS**, the Town Attorney has advised that any new or revised agreement should include updated provisions addressing indemnification, insurance, escrowed funding, repayment obligations, and compliance with applicable grant conditions; and

**WHEREAS**, the Town Board finds that authorizing sponsorship of the grant application, subject to execution of an updated agreement reviewed and approved by the Town Attorney, serves the best interests of the Town and its residents by advancing public safety and hazard-mitigation objectives without imposing fiscal or operational burdens on the Town;

**NOW, THEREFORE, BE IT RESOLVED**, by the Town Board of the Town of Windsor, Broome County, New York, as follows:

1. The agreement previously authorized by the Town Board in 2025 between the Town of Windsor and the White Birch Lake Property Owners’ Association regarding WQIP sponsorship is hereby declared null and void, and of no further force or effect.
2. The Town Board hereby authorizes the Town to act as public sponsor for a renewed or resubmitted WQIP grant application on behalf of the Association, subject to execution of an updated written agreement.
3. The Town Supervisor is hereby authorized to execute an updated agreement with the Association only after review and approval as to form by the Town Attorney, and only upon confirmation that such agreement:
  - a. imposes no obligation on the Town to expend municipal funds;
  - b. preserves the Association’s sole ownership and responsibility for the dam; and
  - c. provides appropriate indemnification, insurance, escrow, and repayment protections for the Town.

Nothing in this Resolution shall be construed to obligate the Town to own, operate, maintain, manage, procure, bid, or contract for any dam repair or construction work.

The Supervisor, Town Attorney, Town Clerk, and such other officers or employees as may be necessary are hereby authorized to execute and submit such certifications, forms, or documents as may be required by NYSDEC in connection with grant sponsorship, consistent with this Resolution.

This Resolution shall take effect immediately.

**CERTIFICATION**

I, Elizabeth Pfister, do hereby certify that I am the Town Clerk of the Town of Windsor and that

the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Town Board of the Town of Windsor at a meeting thereof held at Town Hall, 124 Main Street, Windsor, NY on the 11<sup>th</sup> day of February, 2026. Said resolution was adopted by the following vote:

Supervisor Timothy Harting	Voted - Aye
Deputy Supervisor Eric Beavers	Voted - Aye
Council Member Gary Hupman	Voted - Aye
Council Member James Conrad	Voted - Aye
Council Member Matthew Hartwell	Voted - Aye

Dated: February 11, 2026  
Town of Windsor Seal

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Elizabeth Pfister, Town Clerk

**Discussion:** Supervisor Harting explained that White Birch Lake Property Owners Association approached the Board last year to assist them by being a municipal sponsor in order for them to apply for a grant to repair the dam at White Birch Lake that is failing. Last year they were not awarded the grant but are going to try again this year, this is at no cost to the Town, an agreement was signed that any fees associated with the project will be paid by their Association. Supervisor Harting explained that if the dam is not repaired the D.E.C. can force them to remove the dam allowing the lake to become swamp and that would not be good for the Town's tax base. The failing dam is one of the potential hazards in the most recent Broome County Hazard Mitigation Plan. Attorney Spinner told the Board he is reviewing the agreement and making necessary updates.

**Public Safety**

The Board received information regarding the Windsor Central School District Safety Meeting March 3, 2026.

The Board received information about NYSEG trimming trees in the area.

The Board received the EBES January 2026 Operation Update and Call Log. Supervisor Harting pointed out on the operation update that they have noted their Fly Car is out of service and it has been noted for a few months now. He reached out to Chris Zacharias and asked if they are eligible to purchase government surplus vehicles to make sure, they were aware of the sales and they would be able to secure a vehicle at a reasonable cost, he had not received a response prior to the meeting.

**Town Hall**

**Youth and Recreation**

**Zoning/Planning**

The Board received information about Fulton and Montgomery County Planning Boards' Annual Spring Planning and Zoning Training, Supervisor Harting stated that this information will continue to be shared with all Town Board, Planning Board and Zoning Board members and encourages all to take advantage of the opportunities if they can because it not only benefits the Town but from the feedback of those that have attended they learn a lot and find them very informative.

**UNFINISHED BUSINESS:**

Supervisor Harting read aloud Resolution#6-2026

**TOWN OF WINDSOR, COUNTY OF BROOME, STATE OF NEW YORK  
RESOLUTION RECOGNIZING WITH PRIDE THE HISTORICAL SIGNIFICANCE OF  
“PETTUS HILL” RESOLUTION#6-2026**

**PRESENT: Supervisor Timothy Harting  
Deputy Supervisor Eric Beavers  
Council Member Gary M. Hupman  
Council Member James Conrad  
Council Member Matthew Hartwell**

At a regular meeting of the Town Board of the Town of Windsor, held at the Town Hall, 124 Main Street, Windsor, NY on the 11<sup>th</sup> day of February, 2026, the following resolution was

**Offered By: Council Member Conrad**  
**Seconded By: Council Member Hupman**

**WHEREAS**, the Waterman Conservation Education Center owns conservation land located within the Town of Windsor, County of Broome, State of New York, which includes a prominent natural landform commonly recognized by the community as a hill or mountain; and

**WHEREAS**, this land is historically associated with Charles “Chuck” Pettus, who owned and thoughtfully stewarded the property for many years before ensuring its preservation for the benefit of the community; and

**WHEREAS**, Charles “Chuck” Pettus made lasting contributions to the Town of Windsor and the surrounding region through his commitment to environmental stewardship, education, generosity, and service to others; and

**WHEREAS**, Mr. Pettus expressed a clear intent that the land be preserved as open space and shared with the public, a vision that continues to be honored through its conservation and accessibility today; and

**WHEREAS**, the Waterman Conservation Education Center and members of the community have long referred to the mountain located on this conservation land as “Pettus Hill,” reflecting both Mr. Pettus’s legacy and the historical connection between the individual, the land, and the Town of Windsor; and

**WHEREAS**, the Town Board of the Town of Windsor takes great pride in Charles “Chuck” Pettus’s connection to the Town and in the enduring benefit his stewardship and generosity have provided to the community;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Windsor hereby recognizes with pride the historical significance of Charles “Chuck” Pettus and the conservation land now owned by the Waterman Conservation Education Center, and acknowledges the long-standing community identification of the mountain as Pettus Hill; and be it further

**RESOLVED**, that this Resolution is offered as a commemorative acknowledgment of Charles “Chuck” Pettus’s legacy and the historical significance of the land; and be it further

**RESOLVED**, that the Town Clerk is authorized to enter this Resolution into the official minutes of the Town Board and to provide a certified copy to the Waterman Conservation Education Center upon request.

#### **CERTIFICATION**

I, Elizabeth Pfister, do hereby certify that I am the Town Clerk of the Town of Windsor and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Town Board of the Town of Windsor at a meeting thereof held at Town Hall, 124 Main Street, Windsor, NY on the 11<sup>th</sup> day of February, 2026. Said resolution was adopted by the following vote:

Supervisor Timothy Harting	Voted - Aye
Deputy Supervisor Eric Beavers	Voted - Aye
Council Member Gary Hupman	Voted - Aye
Council Member James Conrad	Voted - Aye
Council Member Matthew Hartwell	Voted - Aye

Dated: February 11, 2026  
Town of Windsor Seal

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Elizabeth Pfister, Town Clerk

**Discussion:** Scott Clarke, Steward for the Waterman Conservation Center thanked the Board and requested that a certified copy of the resolution be sent to the Waterman Conservation Center for their records. Clarke said this was emotional for him as Chuck Pettus was about kindness and

helping others, his philosophy was “Appreciate what you have, give generously to others and strive to make the world a better place.” Clarke invited the public to visit Pettus Hill Preserve and enjoy the area, and also to visit online [www.watmancenter.org](http://www.watmancenter.org) and see the information about Mr. Pettus that was put together and presented by Eileen Ruggieri at the Community House last year, and he has arranged to share again this year May 8<sup>th</sup> and Clarke will host a guided hike at the preserve on May 9<sup>th</sup>. Clarke stated he was also working with Broome County D.O.T. for signs to be posted on the highway at the exits for Pettus Hill Preserve.

**Town of Windsor, County of Broome, State of New York**  
**A Resolution Acknowledging that an Examination of the Chief Fiscal Officer’s Records**  
**was Conducted Resolution #7-2026**

**PRESENT: Supervisor Timothy Harting**  
**Deputy Supervisor Eric Beavers**  
**Council Member Gary M. Hupman**  
**Council Member James Conrad**  
**Council Member Matthew Hartwell**

At a Regular Meeting of the Town of Windsor Town Board, held at the Town Hall on the 11<sup>th</sup> day of February, 2026, the following resolution was:

**OFFERED BY: Council Member Hartwell**  
**SECONDED BY: Deputy Supervisor Beavers**

**WHEREAS**, Town Law Section 123 requires each town officer and employee who received or disbursed any moneys in the previous fiscal year shall account with the town board for such moneys and shall produce all supporting books, records, receipts, warrants, vouchers, and cancelled checks or check images as authorized by General Municipal Law Section 99-b.

**WHEREAS**, On or about the 22<sup>nd</sup> day of January, 2026, the Chief Fiscal Officer of the Town of Windsor presented his records and docket to the auditing board of the Town of Windsor.

**WHEREAS**, On or about the 22<sup>nd</sup> day of January, 2026, the auditing board of the Town of Windsor duly examined the records and docket of the Chief Fiscal Officer of the Town of Windsor, for the timeframe of January 1, 2025 to December 31, 2025.

**WHEREAS**, the auditing board of the Town of Windsor found no issues during its examination.

**NOW, THEREFORE**, this 11<sup>th</sup> day of February, 2026,

**BE IT RESOLVED** by the Town Board of the Town of Windsor, as follows:

**RESOLVED**, The Town Board acknowledges that the required examination of the Chief Fiscal Officer’s books was conducted and that no issues were identified during the examination.

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

**CERTIFICATION**

I, Elizabeth Pfister, do hereby certify that I am the Town Clerk of the Town of Windsor and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Town Board of the Town of Windsor at a meeting thereof held at the Windsor Town Hall, 124 Main Street, Windsor, NY on the 11<sup>th</sup> day of February, 2026. Said resolution was adopted by the following vote:

Supervisor Timothy Harting	Voted - Aye
Deputy Supervisor Eric Beavers	Voted - Aye
Council Member Gary M. Hupman	Voted - Aye
Council Member James Conrad	Voted - Aye
Council Member Matthew Hartwell	Voted - Aye

**Motion Approved**  
**Resolution Adopted: February 11, 2026**

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Elizabeth Pfister Town Clerk, Town of Windsor

Supervisor Harting presented the Board with a draft Social Media Policy to expand how the Town effectively communicates with the public. Supervisor Harting clarified this is a supplemental means of communication and in no way replaces any official notification process that the Town is required to use. Harting reviewed what the policy covers including that it clearly states that the social media platform is a limited public forum not an actual public forum. There is language regarding public comments stating they are allowed at the Town's discretion and there is list of prohibited content. Attorney Spinner noted that there is also language stating that content moderation is viewpoint neutral and that this is in no way for residents to notify the Town of issues.

Resident Jim Donahue asked if a comment is made regarding world issues, Attorney Spinner stated that listed under prohibited content is "topics that are unrelated."

**Motion By: Deputy Supervisor Beavers                      Sec. By: Council Member Hartwell**  
Motion to Adopt the Social Media Policy for the Town of Windsor

**Vote of the Board:**

Supervisor Harting - Aye  
Deputy Supervisor Beavers - Aye  
Council Member Hupman - Aye  
Council Member Conrad - Aye  
Council Member Hartwell - Aye

**Motion Passed**

Supervisor Harting opened the floor for public comments, there were none.

**TOWN OF WINDSOR  
SOCIAL MEDIA POLICY**

**1. Purpose and Scope**

The Town of Windsor ("Town") maintains official social media accounts for the limited purpose of providing general information to the public regarding Town services, programs, meetings, and events. Social media is intended to supplement, not replace, the Town's official website, public meetings, or other established channels of communication.

This policy applies to all official social media accounts maintained by or on behalf of the Town.

**2. Official Accounts and Administration**

Only social media accounts authorized by the Town Board shall be considered official Town accounts. All official accounts are the property of the Town.

The Town Supervisor, Town Clerk, or their designee(s) shall serve as administrator(s) of the Town's official social media accounts and shall control posting privileges and administrative access, and comment settings, including the ability to enable, limit, suspend, or disable public comments.

**3. Limited Public Forum**

The Town's official social media accounts are limited public forums. Public comments may be permitted, subject to the restrictions set forth in this policy. The Town does not intend to open its social media accounts for unrestricted public discourse.

Public commenting is permitted solely at the Town's discretion. The Town reserves the right to allow, limit, suspend, or prohibit public comments on any post or on its social media accounts as a whole, at any time. Public access to comment is a privilege, not a right, and nothing in this policy shall be construed to require the Town to maintain public commenting or to provide a forum for public debate.

#### **4. Prohibited Content**

Comments or content posted by members of the public may be removed if they contain:

- Profane, obscene, threatening, or harassing language
- Discriminatory or hateful content based on protected characteristics
- Commercial solicitations, advertisements, or spam
- Content unrelated to the subject of the post
- False statements presented as fact
- Encouragement of illegal activity or violence
- Disclosure of confidential or private information
- Content that compromises public safety or security

Comments shall not be removed solely because they express criticism or disagreement with the Town, its officials, or its policies.

#### **5. Moderation and Enforcement**

The Town reserves the right to remove content that violates this policy and, in cases of repeated violations, to limit or block a user's access to the Town's social media accounts. Moderation shall be conducted in a viewpoint-neutral and consistent manner. The Town may, but is not required to, respond to comments.

All moderation decisions shall be made in a content-neutral and viewpoint-neutral manner. Decisions to remove comments or to limit, suspend, or disable public commenting shall be based solely on objective, administrative, and operational considerations, including the Town's capacity to manage the account in a consistent and orderly manner, and shall be applied uniformly without regard to the subject matter, identity of the speaker, or viewpoint expressed.

#### **6. No Legal Notice / Reporting Disclaimer**

Town social media accounts are not intended to serve as a means for providing official notice to the Town. Comments, posts, or messages submitted through social media do not constitute legal notice to the Town, including but not limited to notice of claims, hazardous conditions, complaints, or requests for inspections. Residents must contact the appropriate Town office to provide official notice or request action.

#### **7. Open Meetings Law**

The Town does not conduct official business, make decisions, or deliberate through social media. Members of the Town Board shall avoid engaging in discussions on social media that could be construed as Town deliberation outside of a duly noticed public meeting.

#### **8. Public Records and FOIL**

Content posted on the Town's social media accounts, including comments and messages, may be considered public records and subject to disclosure under the New York Freedom of Information Law (FOIL). The Town may retain social media content in accordance with applicable records retention requirements.

#### **9. Third-Party Platforms**

The Town's social media accounts are hosted on third-party platforms and are subject to those platforms' terms of service. The Town does not control the policies or actions of third-party platforms.

#### **10. Policy Review**

The Town Board reserves the right to modify, suspend, or discontinue the Town's use of social media at any time including the ability to suspend or discontinue public commenting features in whole or in part.

Supervisor Harting gave the Board Request for Proposals for Town Engineer Services for

FY2026, stating the purpose of the RFP is to establish a designated town engineer on an as needed basis for the services listed on pages 2-5 of the RFP, which are the same services currently provided. The RFP requires engineers submitting bids to provide a fee schedule on an hourly basis so the Board knows what the fees are and added under the scope of services it is clearly defined that the engineer is to prepare RFP's and assist with the preparation of bid documents for capital projects, which was not defined in past agreements. Supervisor Harting also pointed out that any costs associated with planning or zoning variant applicant that requires the use of the engineer, those costs are passed onto the applicant as they have been.

**Motion By: Council Member Conrad                      Sec. By: Deputy Supervisor Beavers**  
Motion to Request for Proposals for Town Engineer Services for the Fiscal Year 2026

**Vote of the Board:**

Supervisor Harting - Aye  
Deputy Supervisor Beavers - Aye  
Council Member Hupman - Aye  
Council Member Conrad - Aye  
Council Member Hartwell - Aye

**Motion Passed**

**Discussion:** Supervisor Harting opened to the floor for public comments, Dan Colwell asked for clarification on what would trigger competitive bidding, the engineering fees or the project cost. Attorney Spinner explained it would depend on the circumstance. Supervisor Harting asked the Town Clerk to make sure contact information is correct before posting.

**NEW BUSINESS:**

**TOWN OF WINDSOR, COUNTY OF BROOME, STATE OF NEW YORK**  
**Municipal Clean - Up Day Resolution#8-2026**

**PRESENT:   Supervisor Timothy Harting**  
**Deputy Supervisor Eric Beavers**  
**Council Member Gary M. Hupman**  
**Council Member James Conrad**  
**Council Member Matthew Hartwell**

At a Regular meeting of the Town of Windsor Town Board, held at the Town Hall on the 11<sup>th</sup> day of February, 2026, the following resolution was

**Offered By: Council Member Hupman**  
**Sec. By: Council Member Hartwell**

**IT IS HEREBY RESOLVED**, by the Town Board of the Town of Windsor, Broome County, New York, that, for the benefit of the residents of the Town of Windsor, the Town will have a Municipal Clean - Up Day, and

**IT IS RESOLVED**, that Saturday, May 9<sup>th</sup> 2026 from 8:00 A.M. to 12:00 P.M. is designated for this purpose, and

**IT IS RESOLVED**, that disposable items may be deposited at Klumpp Park, Park Street, Windsor.

**IT IS FURTHER RESOLVED**, that the following materials will be accepted:

1. White goods – Stoves, washers, dryers, hot water heaters, refrigerators without freon.
2. Tires (\$4.00 per tire up to 20"; \$6.00 per tire over 20")
3. Furniture

**CERTIFICATION**

I, Elizabeth Pfister, do hereby certify that I am the Town Clerk of the Town of Windsor and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Town Board of the Town of Windsor at a meeting thereof held at the Windsor Town Hall, 124 Main Street, Windsor, NY on 11<sup>th</sup> day of February, 2026. Said resolution was adopted by the following vote:

Supervisor Timothy Harting Voted - Aye  
Deputy Supervisor Eric Beavers Voted - Aye  
Council Member Gary M. Hupman Voted - Aye  
Council Member James Conrad Voted - Aye  
Council Member Matthew Hartwell Voted - Aye

**Motion Approved**

**Resolution Adopted: February 11, 2026**

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Elizabeth Pfister

Town Clerk, Town of Windsor

**Discussion:** Supervisor Harting pointed out that the price for tires has increased this year and reminded everyone that cleanup day would be at Klumpp Park in conjunction with the Village, and encouraged Council Members to plan to assist if they are available that day. Council Member Hupman said he would be hanging up his tire money collecting apron this year and invited the newer Board members to decide who would take over the duties.

Supervisor Harting asked Highway Superintendent Kithcart about the status with Trane and the HVAC unit at the garage. Kithcart said he thinks the Town will have to pay; he doesn't know what an alternative option would be. Supervisor Harting reminded everyone that this is the second time the control board has failed on this unit, the first time it was under warranty to repair and the second time it is out of warranty, back and forth discussion was had with Trane regarding when the warranty arguing the warranty should have begun on the date certified, not the date installed based on the contract that was written. Harting said the Town could fight it, it would require sending the failed part out to be tested for the Town to fight against a large company and it could be costly to do so. Supervisor asked if there was any type of extended warranty that could be purchased to offset any cost, Kithcart said he would check. Council Member Hartwell went over and looked at the unit and the service report doesn't seem factual based on his experience that what is being reported as the issue with the unit being the issue. Hartwell said his problem is the amount of money being spent on a unit that is should be able to handle a small amount of dust and as an outdoor commercial unit should be able to handle a significant amount of dust. Supervisor Harting asked Highway Supervisor Kithcart if he could attempt to escalate the issue with someone at Trane to get some recourse, the Town Clerk offered to assist Kithcart as she has experience in this area.

**UPCOMING MEETING:**

Zoning Board Meeting February 12, 2026 6:30 P.M. Windsor Town Hall

Planning Board Meeting February 25, 2026 7:30 P.M. Windsor Town Hall

Public Hearing & Regular Board Meeting March 11, 2026 7:00 P.M. Windsor Town Hall

**PUBLIC COMMENTS:**

Dave Ballard, Dodd Road – Asked if any Board members had looked at the packet he gave to the Town Clerk at the 12/10/2025 meeting. Supervisor Harting replied that he has had conversations with some people and all the Board members have this at the forefront of their mind and the Town has more research to do.

Dan Colwell, Route 79 – Requested that his earlier public comments be entered in the minutes

Fred Barrett, Blatchley Road – Asked for an update on his request to live stream meetings last month. Supervisor Harting pointed out there is no requirement for towns to livestream meetings, and explained that new laws regarding closed captioning requirements to meet new ADA requirements would be far too expensive for the Town. Barrett asked if there was grant money to assist with this and asked if it had been looked into. Harting said in order to go after grants you need to know how much it will cost and he is always willing to look into alternative funding sources but they are far and few between for towns of our size. Harting offered to email his notes on the sources he had gotten.

Dell Boyle, Town of Conklin – Addressed the Town's proposed solar law he suggested that agriculturally zoned areas of the Town have less restrictive guidelines for putting solar on their property since most farmers are trying to put solar on their property to increase their revenue. Sharing concerns over the process of filing for variances with the Planning & Zoning Boards.

Bartollo Morales, Abundant Solar - Pointed out that the draft law states that commercial solar should follow the lot size in the zoning chapter but there is no such section in the Towns zoning. Attorney Spinner said this was his oversight from using various drafts to compile the Towns law and he will correct. Morales commented that the Towns law is restrictive for commercial solar and would require them to apply for variances, which can be a lengthy process for companies. Variance issues would need to be settled before mitigation options could be discussed with the Town. There is also reference to battery storage that doesn't apply.

Scott Clarke, Dodd Road – Clarke attended First Knight where a movie that was put together by Charlie English and at the end of the video it said “we have a Stone Museum” and was aware that a death had occurred in the family but asked if the Town could purchase the museum to preserve or build a new museum built next to the train museum to preserve the items contained there.

**ADJOURNMENT:**

**Motion By: Council Member Hupman**  
Motion to Adjourn Meeting at 9:25 P.M.

**Sec. By: Council Member Conrad**

**Vote of the Board:**

Supervisor Harting - Aye  
Deputy Supervisor Beavers - Aye  
Council Member Hupman - Aye  
Council Member Conrad - Aye  
Council Member Hartwell - Aye

**Motion Passed**

Respectfully Submitted,

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Elizabeth Pfister  
Town Clerk