

**TOWN OF KIRKWOOD
TOWN BOARD MEETING**

November 2, 2020

A regular meeting of the Kirkwood Town Board was held on November 2, 2020 at 6:00 PM at the Joseph A. Griffin Town Hall with Supervisor Gordon Kniffen presiding.

Present: Supervisor Gordon Kniffen
Councilman Robert Weingartner
Councilman Lewis Grubham
Councilwoman Katie Legg
Councilman William Diffendorf, Jr.

Also Present: Keegan Coughlin, Attorney
Kelley Diffendorf, Town Clerk
John A. Finch Jr., Commissioner of Public Works
Marchie Diffendorf, Planning Board Chairman
Duane Travis, ZBA Chairman (via Zoom)

PLEDGE OF ALLEGIANCE:

APPROVAL OF MINUTES: October 6, 2020 Town Board Meeting and October 27, 2020 Public Hearings

PUBLIC PARTICIPATION:

COMMITTEE REPORTS:

Dog Control Monthly Report

Councilwoman Legg read the October 2020 report, stating the Dog Control Officer picked up three dogs with one going to the shelter and two back to their homes. There were two lost dogs and two anonymous complaints for the month, and 19 tickets issued for overdue licenses.

DISCUSSION:

Hiner Road/Krager Road Project

Supervisor Kniffen said there has been a lot of discussion on the Hiner Road project. At the last meeting the Board decided they didn't want to go with the alternative the City of Binghamton was supporting, so we wrote a letter to Mayor David. Basically it says, the people are against it, the property owner doesn't want to sell their property, and the Board wasn't for it. We didn't just drop it there, we said if they had any other ideas after looking at the rest of the plans they could submit them to us and we could think about it, but right now we are going on record as not supporting that project.

OLD BUSINESS:

Councilwoman Legg moved to adopt resolution, after a Public Hearing, Adopting Annual Budget for 2021, in accordance with the attached resolution. Councilman Diffendorf seconded.

120:20
Adopt Annual
Budget 2021

Roll Call Vote: Councilman Weingartner - yes
Councilman Grubham - yes
Councilwoman Legg - yes
Councilman Diffendorf - yes
Supervisor Kniffen - yes

MOTION CARRIED.

Councilman Diffendorf moved to adopt resolution scheduling a Public Hearing for November 24, 2020 at 6:00 PM on the Year 2021 Water & Sewer Budget. Councilman Grubham seconded.

121:20
Sched PH for
W&S Budget

Roll Call Vote: Councilman Weingartner - yes
Councilman Grubham - yes
Councilwoman Legg - yes
Councilman Diffendorf - yes
Supervisor Kniffen - yes

MOTION CARRIED.

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122:20
Sched PH for
Fire Contracts

Councilman Grubham moved to adopt resolution scheduling a Public Hearing for November 24, 2020 at 6:05 PM on the Year 2021 Fire Contracts. Councilman Weingartner seconded.

Roll Call Vote: Councilman Weingartner - yes
 Councilman Grubham - yes
 Councilwoman Legg - yes
 Councilman Diffendorf - yes
 Supervisor Kniffen - yes

MOTION CARRIED.

123:20
Adopt 5G
Standards

Councilman Weingartner moved to adopt resolution adopting the Town of Kirkwood Small Wireless Facilities Aesthetic Design Standards, in accordance with the attached standards. Councilwoman Legg seconded.

Roll Call Vote: Councilman Weingartner - yes
 Councilman Grubham - yes
 Councilwoman Legg - yes
 Councilman Diffendorf - yes
 Supervisor Kniffen - yes

MOTION CARRIED.

124:20
Purchase Mini
Excavator
W&S

Councilwoman Legg moved to adopt resolution to purchase a new Mini Excavator CX57 from Monroe Tractor in accordance with the attached Purchase Agreement and Addendum to Purchase Agreement in the amount of \$71,740 less a \$40,000 trade-in of the Town's 2018 Mini Excavator CX57, which is hereby declared surplus. Councilman Diffendorf seconded.

Discussion. John Finch responded to Councilman Grubham stating, I met with Jim Smith on Thursday and he said it's no problem and he added it to the Water and Sewer budget for next year. The trade-in will be going on the auction site tomorrow and run for 10 days.

Roll Call Vote: Councilman Weingartner - yes
 Councilman Grubham - yes
 Councilwoman Legg - yes
 Councilman Diffendorf - yes
 Supervisor Kniffen - yes

MOTION CARRIED.

125:20
2019 Court
Records
Examined and
Fines Collected

Councilman Diffendorf moved to adopt resolution acknowledging that the calendar year 2019 examination of the Justice Court records and dockets were examined and the fines collected, per the two justices, have been turned over to the proper officials of the Town as required by law, pursuant to section 2019-a of the Uniform Justice Court Act. Councilman Grubham seconded.

Roll Call Vote: Councilman Weingartner - yes
 Councilman Grubham - yes
 Councilwoman Legg - yes
 Councilman Diffendorf - yes
 Supervisor Kniffen - yes

MOTION CARRIED.

126:20
Approve
K Diffendorf
Standard Work
Day

Councilman Grubham moved to adopt resolution approving the Standard Work Day and Reporting Resolution for Elected and Appointed Officials for Kelley Diffendorf, Town Clerk and Registrant of Vital Statistics, in accordance with the attached resolution.

Councilman Weingartner seconded.

Roll Call Vote: Councilman Weingartner - yes
 Councilman Grubham - yes
 Councilwoman Legg - yes
 Councilman Diffendorf - yes
 Supervisor Kniffen - yes

MOTION CARRIED.

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Councilman Weingartner moved to adopt resolution authorizing the Transfer of Funds, in accordance with the attached Budget Adjustment Sheet. Councilwoman Legg seconded. 127:20
Transfer of Funds

Roll Call Vote: Councilman Weingartner - yes
Councilman Grubham - yes
Councilwoman Legg - yes
Councilman Diffendorf - yes
Supervisor Kniffen - yes

MOTION CARRIED.

Councilwoman Legg moved to adopt resolution to rescind late fee notices in the amount of \$467.03 which were erroneously sent to Water and Sewer customers due to a clerical error related to credit card payment. Councilman Diffendorf seconded. 128:20
Rescind Late Fees Error W&S Customers

Roll Call Vote: Councilman Weingartner - yes
Councilman Grubham - yes
Councilwoman Legg - yes
Councilman Diffendorf - yes
Supervisor Kniffen - yes

MOTION CARRIED.

Councilman Diffendorf moved to adopt resolution authorizing Tyler Harpell to attend W2O Confined Space & Competent Person Training on October 30, 2020 at a cost of \$100 and DSNY Certified Excavator Initial Training & Renewal on November 2, 2020 at a cost of \$35.00. Councilman Grubham seconded. 129:20
Education – T Harpell

Roll Call Vote: Councilman Weingartner - yes
Councilman Grubham - yes
Councilwoman Legg - yes
Councilman Diffendorf - yes
Supervisor Kniffen - yes

MOTION CARRIED.

OTHER:

Councilman Grubham moved to adopt resolution authorizing the repair of one AMX644-280/30F/FM Electric Sub Pump by Pump Service and Supply of Troy, Inc., at a cost not to exceed \$4,357.00, in accordance with the attached proposal. Councilman Weingartner seconded. 130:20
Authorize Repair to Pump at Main Sewer Station

Discussion. John Finch responded to Councilman Diffendorf saying, this is one of the pumps for the main sewer station, it was sent out for repair. It's up at the Pump Services warehouse waiting for the repair approval. We pulled that pump out ourselves.

Roll Call Vote: Councilman Weingartner - yes
Councilman Grubham - yes
Councilwoman Legg - yes
Councilman Diffendorf - yes
Supervisor Kniffen - yes

MOTION CARRIED.

AUDIT AND PAYMENT OF CLAIMS:

Councilman Weingartner moved to adopt resolution, authorizing the audit and payment of the following claims: General and Highway Funds, Special Districts (Fire, Light, Water and Sewer Districts), Professional Services, Capital Projects and Reserve Funds claims # 20-01243 through # 20-1398 in the total amount of \$ 723,140.60, which includes prepaid claims as authorized by resolution adopted January 7, 2020. Councilwoman Legg seconded. 131:20
Audit/Pay

Roll Call Vote: Councilman Weingartner - yes
Councilman Grubham - yes
Councilwoman Legg - yes
Councilman Diffendorf - yes
Supervisor Kniffen - yes

MOTION CARRIED.

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ADJOURNMENT:

Councilman Weingartner moved to adopt resolution to adjourn the meeting. Councilman Diffendorf seconded. All voted in favor.

MOTION CARRIED.

Meeting adjourned at 6:12 PM

Respectfully submitted,

Kelley M. Diffendorf
Town Clerk