

**TOWN OF KIRKWOOD
TOWN BOARD MEETING**

June 26, 2023

A regular meeting of the Kirkwood Town Board was held on June 26, 2023 at 6:14 PM at the Joseph A. Griffin Town Hall with Supervisor Lewis Grubham presiding.

Present: Supervisor Lewis Grubham
Councilmember William Diffendorf, Jr.
Councilmember Katie Legg
Councilmember Sandy Wasson
Councilmember Robert Weingartner

Also Present: Robert McKertich, Attorney
Kelley Diffendorf, Town Clerk
John A. Finch Jr., Commissioner of Public Works
Marchie Diffendorf, Planning Board Chairman

PLEDGE OF ALLEGIANCE:

APPROVAL OF MINUTES: June 6, 2023 Town Board Meeting

PUBLIC PARTICIPATION:

Larry Holt of Trim Street asked the Board if they could rescind the solar law that was put in place in September of 2022 that allowed solar fields in residential areas, he feels that is not the place for solar fields to be located.

John O'Neil of Trim Street/Route 11 asked if the solar law can't be rescinded maybe it could be amended. He suggested a certified notice be mailed to all residents with a return receipt asking if they would accept solar fields in residential areas. He then continued by asking the Board if any of them would like to walk out their door and look at solar fields. Councilmember Legg has a neighbor with solar panels, and Councilmember Diffendorf answered no to the question. John O'Neil feels this is something the residents should be able to decide. He also mentioned that if the solar field is put in it will change the character of the neighborhood, and reminded the Board of the petition they presented at a previous meeting.

COMMUNICATIONS: None.

COMMITTEE REPORTS:

Valley Park Slide/Equipment. The slide was repaired at Valley Park. Some of the other playground equipment is showing wear. Supervisor Grubham will take a look at it.

Foley Road Zoning Question. After checking for the third time regarding whether or not property on Foley Road had been rezoned, Supervisor Grubham sent Tom French a letter stating his property has not had a zoning change and is zoned the same as it always has been, his attorney was also in agreeance with this finding.

Dog Racing Event. This event was held at Veterans River Park and went really well. It was well attended, fun for spectators, and received rave reviews. Assuming no issues come up between now and next year they should be able to hold it at the park again.

Canopy Building. The Agency finally received money from them and we should receive a check for back taxes soon.

Modern Marketing Building. This building is in the Industrial Park and is about to be purchased. The company buying the building plans to continue processing cannabis and eventually expand on that as well. They will start with 15-20 employees and possibly increase that to 100 in the future.

Trim Street Drainage. Supervisor Grubham was able to get the drainage problem on Trim Street taken care of that was mentioned at a previous meeting.

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Dog Control Officer. Cyndi French's last day is Friday, June 30, 2023. Councilmember Legg stated that Kirkwood could utilize other town's Dog Control Officers until a plan is put into place (Conklin and Harpursville). Councilmember Legg ultimately would like to collaborate with other towns for dog control, she will bring this to the Board once her research is complete. Mr. McKertich will draft an intermunicipal agreement when needed.

OLD BUSINESS:

89:23
Agreement
with Broome
County for
Pavilion Grant

Councilmember Diffendorf moved to adopt resolution authorizing the Supervisor to enter into an agreement with the County of Broome to accept the \$25,000 grant for the Veterans River Park Picnic Pavilion, in accordance with the attached agreement. Councilmember Wasson seconded.

Roll Call Vote: Councilmember Diffendorf - yes
 Councilmember Wasson - yes
 Councilmember Legg - yes
 Councilmember Weingartner - yes
 Supervisor Grubham - yes

MOTION CARRIED.

90:23
Court Audit

Councilmember Wasson moved to adopt resolution acknowledging that the calendar year 2022 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 Court Act. Councilmember Legg seconded.

Roll Call Vote: Councilmember Diffendorf - yes
 Councilmember Wasson - yes
 Councilmember Legg - yes
 Councilmember Weingartner - yes
 Supervisor Grubham - yes

MOTION CARRIED.

91:23
Purchase/Install
Security Door –
Front Hallway
in Town Hall

Councilmember Legg moved to adopt resolution authorizing the purchase and installation of a new passageway door for the front hallway of the Town Hall, by Marchuska Glass, LLC, at a cost not to exceed \$9,758, in accordance with the attached quote. Councilmember Weingartner seconded.

Roll Call Vote: Councilmember Diffendorf - yes
 Councilmember Wasson - abstain
 Councilmember Legg - yes
 Councilmember Weingartner - yes
 Supervisor Grubham - yes

MOTION CARRIED.

92:23
Hire
B.Cencetti
Clerk, PT
Court

Councilmember Weingartner moved to adopt resolution appointing Bernadette Cencetti as Clerk, PT to work in the Town Court, effective June 27, 2023, at a rate of pay of \$18 per hour. Councilmember Diffendorf seconded.

Roll Call Vote: Councilmember Diffendorf - yes
 Councilmember Wasson - yes
 Councilmember Legg - yes
 Councilmember Weingartner - yes
 Supervisor Grubham - yes

MOTION CARRIED.

93:23
Hwy to
Purchase
Truck #24 from
Water Dept

Councilmember Diffendorf moved to adopt resolution authorizing the Highway Department to purchase the Water Department's Truck #24, a 2016 Ford F-250, at a cost not to exceed \$18,000, in accordance with the attached Kelley Blue Book estimate. Councilmember Wasson seconded.

Roll Call Vote: Councilmember Diffendorf - yes
 Councilmember Wasson - yes
 Councilmember Legg - yes
 Councilmember Weingartner - yes
 Supervisor Grubham - yes

MOTION CARRIED.

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Councilmember Wasson moved to adopt resolution authorizing the paving of the Highway Garage parking lot at a cost not to exceed \$10,826, in accordance with the attached estimate. Councilmember Legg seconded.

94:23
Paving of
Highway
Garage Parking
Lot

Roll Call Vote: Councilmember Diffendorf - yes
 Councilmember Wasson - yes
 Councilmember Legg - yes
 Councilmember Weingartner - yes
 Supervisor Grubham - yes

MOTION CARRIED.

Councilmember Legg moved to adopt resolution authorizing the renewal of the WPN 5-year plan with 64 Seconds for the 2 iPads for the Water & Sewer Department to include data loss protection, phone and email support, initial GIS import, unlimited syncing, data content, users, iOS devices and exporting of data, at a cost not to exceed \$5,490, in accordance with the attached quote. Councilmember Weingartner seconded.

95:23
Software
Update
for iPads
W&S

Roll Call Vote: Councilmember Diffendorf - yes
 Councilmember Wasson - yes
 Councilmember Legg - yes
 Councilmember Weingartner - yes
 Supervisor Grubham - yes

MOTION CARRIED.

Councilmember Weingartner moved to adopt resolution authorizing the Transfer of Funds, in accordance with the attached Budget Adjustment Sheet. Councilmember Diffendorf seconded.

96:23
Transfer of
Funds

Roll Call Vote: Councilmember Diffendorf - yes
 Councilmember Wasson - yes
 Councilmember Legg - yes
 Councilmember Weingartner - yes
 Supervisor Grubham - yes

MOTION CARRIED.

AUDIT AND PAYMENT OF CLAIMS:

Councilmember Diffendorf 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 #23000715 through #23000822 in the total amount of \$573,646.98, which includes prepaid claims as authorized by resolution adopted January 3, 2023.

97:23
Audit/Pay

Councilmember Wasson seconded.

Roll Call Vote: Councilmember Diffendorf - yes
 Councilmember Wasson - yes
 Councilmember Legg - yes
 Councilmember Weingartner - yes
 Supervisor Grubham - yes

MOTION CARRIED.

ADJOURNMENT:

Councilmember Weingartner moved to adopt resolution to adjourn the meeting.

Councilmember Diffendorf seconded. All voted in favor.

MOTION CARRIED.

Meeting adjourned at 6:32 PM

Respectfully submitted,

Kelley M. Diffendorf
Town Clerk