

**TOWN OF KIRKWOOD
SPECIAL TOWN BOARD MEETING**

December 27, 2022

A Special Town Board meeting of the Kirkwood Town Board was held on December 27, 2022 at 6:11 PM at the Joseph A. Griffin Town Hall with Supervisor Lewis Grubham presiding.

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

Also Present: Robert McKertich, Attorney
Kelley Diffendorf, Town Clerk
Jim Smith, Budget Officer

Absent: John A. Finch Jr., Commissioner of Public Works

PLEDGE OF ALLEGIANCE: Done Prior to the Public Hearings

APPROVAL OF MINUTES: December 6, 2022 Town Board Meeting

PUBLIC PARTICIPATION: None.

COMMUNICATIONS: None.

COMMITTEE REPORTS: None.

OLD BUSINESS:

Councilman Diffendorf moved to adopt resolution amending the Procurement Policy, in accordance with the attached policy. Councilwoman Wasson seconded.

159:22
Amend
Procurement
Policy

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

MOTION CARRIED.

Councilwoman Wasson moved to adopt resolution, pursuant to Zoning Code Section 1411.B, to entertain the petition for a zoning change filed by Kirkwood Warehouse Investors, LLC to rezone Tax Map # 162.15-2-12 from Multi Residential to Industrial Development District, and to refer said application to the Planning Board for a report and recommendation. Councilwoman Legg seconded.

160:22
Zoning Change
Race Track Site
Multi Res. to
Industrial Dev.

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

MOTION CARRIED.

Councilwoman Legg moved to adopt resolution reappointing Bruce Nemcek to the Zoning Board of Appeals for a term to expire December 31, 2027. Councilman Weingartner seconded.

161:22
Reappoint
B.Nemcek
ZBA

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

MOTION CARRIED.

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162:22
Reappoint
J.Bukowski
Pl Bd

Councilman Weingartner moved to adopt resolution reappointing Jim Bukowski to the Planning Board for a term to expire December 31, 2027. Councilman Diffendorf seconded.

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

MOTION CARRIED.

163:22
Towing
Agreement
with Studer's

Councilman Diffendorf moved to adopt resolution authorizing Supervisor to enter into an agreement with Roger Studer d/b/a Studer's Body Shop & Garage, in accordance with the attached agreement. Councilwoman Wasson seconded.

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

MOTION CARRIED.

164:22
Agreement
with Zoo

Councilwoman Wasson moved to adopt resolution authorizing Supervisor to enter into an agreement with Southern Tier Zoological Society, Inc., in accordance with the attached agreement. Councilwoman Legg seconded.

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

MOTION CARRIED.

165:22
Establish
Hwy Road
Improvement
Reserve Fund

Councilwoman Legg moved to adopt resolution authorizing the Establishment of a Capital Reserve Fund for Highway Road Improvements, in accordance with the attached resolution. Councilman Weingartner seconded.

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

MOTION CARRIED.

166:22
Issue License
Mobile Home
Park on
Loughlin Rd

Councilman Weingartner moved to adopt resolution, on recommendation and approval of the Code Enforcement Officer, pursuant to section 304.3 of the Mobile Home - Trailer Ordinance, authorizing the Town Clerk to issue license for the following mobile home/trailer park, such license is for the year 2023:

KMHC, Inc., 41 Loughlin Road, Binghamton, NY 13904

Owner: Charles & James Williamson

Councilman Diffendorf seconded.

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

MOTION CARRIED.

OTHER:

Town Historian. Councilwoman Legg commended Town Historian, Karen Ferguson, for all her hard work at the Schoolhouse Museum, in the Town, and for cleaning up and organizing the office space. Councilwoman Legg also referred to a handout from Karen Ferguson that recapped her 2022 activities and accomplishments and her plans for 2023.

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Karen Ferguson explained that during her research she discovered that the State requires Town Historians to officially give Town Boards their year-end reviews of activities and accomplishments as well as their future plans as historian, clarifying the reason behind the handout she presented to the Board. A copy is on file in the Town Clerk's office.

State Approved Uniform for Code Officer. Supervisor Grubham explained the State has come up with a new uniform for Code department officials, at some point the Board will have to approve this.

AUDIT AND PAYMENT OF CLAIMS:

Councilman 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 #22001579 through #22001717 in the total amount of \$258,761.67, which includes prepaid claims as authorized by resolution adopted January 4, 2022. Councilwoman Wasson seconded.

167:22
Audit/Pay

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

MOTION CARRIED.

ADJOURNMENT:

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

MOTION CARRIED.

Meeting adjourned at 6:21 PM

Respectfully submitted,

Kelley M. Diffendorf
Town Clerk