

**TOWN OF KIRKWOOD  
WORK SESSION**

**January 26, 2010**

Present: Supervisor Gordon Kniffen, presiding  
Councilman Robert Weingartner  
Councilman Lewis Grubham

Absent: Councilwoman Linda Yonchuk  
Councilman William Diffendorf, Jr.

Also Present: Oliver Blaise III, Deputy Town Attorney  
Gayle Diffendorf, Town Clerk  
Raymond Coolbaugh, DPW Deputy Commissioner

1. Recommendation from Planning Board – Request for Change in Zoning – Joseph Balogh, III – 665 Upper Court Street – Business-2 to Business-3 – Schedule Public Hearing for February 26, 2010 at 6:00 PM.

Resolution for 2-2-10 to schedule a public hearing for 2-23-10.

2. Recommendation from Planning Board – Permitted Uses in a Business-2 – Sales, Service & Repair of Rental, Industrial & Construction Equipment – Schedule Public Hearing for February 26, 2010 at 6:05 PM

Supervisor Kniffen said that this involves adding rental businesses as a permitted use.  
Resolution for 2-2-10 to schedule a public hearing for 2-23-10.

3. Discussion – New Truck for Water Department. (RJJ)  
Mr. Coolbaugh explained that this is for a Chevy pickup truck at a cost of approximately \$22,000; state bid price - there is money in the budget for this purchase. Mr. Finch explained that Jim Smith included this purchase in his budget presentation. It was noted that the old truck will not be traded but given to the Parks Department. Most likely they will be sending another old truck to the County auction this year. Resolution for 2-2-10.

4. Resolution naming M & T Bank as the depository for town funds for the Supervisor for 2010. (GEK)

Resolution for 2-2-10.

5. Discussion – Training for 2009 – Planning Board and Zoning Board of Appeals:

Following have not met their training requirement for 2009:

Jim Bukowski (needs 4 hours for 2008 and 4 hours for 2009)

Sandy Fox (needs 6 hours for 2009)

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Tom Tracey (needs 1 hours for 2009)

Jason Griffin (needs 6 hours for 2008 and 4 hours for 2009)

Andy Harpell (needs 4 hours for 2009)

Supervisor Kniffen explained that this training is a NYS requirement; the first three listed are on the Planning Board and the next two are on the ZBA. Mr. Blaise added that although this is mandatory there is nothing in the law regarding the consequences; it is up to the discretion of the Town Board. Supervisor Kniffen said that his secretary has sent letters notifying each individual that they are short on training. Hold for further review.

6. Resignation from Alfred (Tiger) Gorick as Ad Hoc Member of the Zoning Board of Appeals. (GEK)

Supervisor Kniffen noted that Len Basso has expressed an interest in serving on a Town of Kirkwood board and Duane Travis, the ZBA Chairman, is recommending Mr. Basso for the vacated position. Mr. Basso will be contacted in this regard and if he agrees there will be a resolution of appointment on the 2-2-10 agenda.

7. Resolution, pursuant to Not-For-Profit Corporation Law Section 1402(c)(3) approving the membership roster for the Kirkwood Fire Company, with the understanding that the members so approved will be assigned for which they have been qualified, in accordance with the attached roster. (GEK)

Resolution for 2-2-10.

8. Resolution, on recommendation and approval of the Ordinance Enforcement Officer, pursuant to section 304.3 of the Mobile Home-Trailer Ordinance, authorizing the Town Clerk to issue renewal license of the following mobile home-trailer parks, such license to be effective upon the expiration of the previous permit and to continue in force for a period of one year:

Kirkwood Mobile Home Court, LLC, 41 Loughlin Road, Binghamton, NY 13904, Owner: Robert Morgan, etal

Southern Tier Communities, LLC, Owner: Robert and Mouna Hartley

Resolution for 2-2-10.

9. Audit of Claims.

Resolution for 2-2-10.

Councilman Grubham reported that Tim Kane will not be resigning his position as part-time recreation supervisor.