

**TOWN OF KIRKWOOD
TOWN BOARD MEETING**

July 6, 2010

A regular meeting of the Kirkwood Town Board was held on July 6, 2010 at 7:30 PM at the Joseph A. Griffin Town Hall with Supervisor Gordon Kniffen presiding.

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

Also Present: Herbert Kline, Town Attorney
Gayle Diffendorf, Town Clerk
Richard Jones, DPW Commissioner

PLEDGE OF ALLEGIANCE:

APPROVAL OF MINUTES:

June 1, 2010 Town Board Meeting

PUBLIC PARTICIPATION: None

COMMUNICATIONS:

Gregory Fish regarding alcoholic beverage license.
Joe Gdovin regarding Barlow Road Culvert project.

Parents of Coach Pitch Kids regarding condition of Valley Park ball field.
Discussion: Councilman Weingartner said that he heard some rumblings about this at the beginning of the year and he explained to people that one of the reasons the field was not pristine was that the person in charge was on vacation. He said he never saw these conditions and he has a son that plays. Over the years there have been numerous times when parents have helped take care of fields. Supervisor Kniffen added that in regard to all of the other fields the Town continues to get compliments and praise throughout the year. The fields are well kept.

COMMITTEE REPORTS:

Councilwoman Yonchuk reported that she received a letter from the Town Fair Committee thanking the Town and asking for their continued support.

Councilman Diffendorf explained that the Town belongs to the Economic Development Zone and pay \$8900 annually. He said he has heard of no recent projects in Kirkwood but he has heard of 2 projects in the Town of Conklin and Conklin is not in the Economic Development Zone. He is concerned since Conklin is not paying a fee and they have benefited twice and Kirkwood is paying annually and has not benefited recently. He wants an explanation why Kirkwood is paying and Conklin benefits. Supervisor Kniffen will contact Len Basso, Kirkwood's representative on the EDZ, and have him report on this.

Councilman Weingartner presented the dog control report for June.

Councilman Weingartner reported that the Windsor Youth Football, for which Kirkwood youth play, has requested the use of the football field at Veterans River Park for the first month of the season since Windsor's field is under construction. Their insurance is up to date and he told them they would have to put the lines down.

Marchie Diffendorf, Chairman of the Planning Board, reported that Thompson & Johnson, the Forklift and Bobcat company, is open for business.

**TOWN OF KIRKWOOD
TOWN BOARD MEETING**

July 6, 2010

OLD BUSINESS:

111-10
SEQR
LL 12-2010
Cold War
Vet Exempt

Councilwoman Yonchuk moved to adopt resolution, after a Public Hearing, adopting the SEQR Determination that Proposed Activity Does Not Require Environmental Review regarding Local Law 12-2010 entitled “A Local Law Authorizing a Real Property Tax Exemption for Cold War Veterans”, in accordance with the attached SEQR Determination. Councilman Diffendorf seconded.

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

MOTION CARRIED.

112-10
Adopt
LL 12-2010
Cold War
Vet Exempt

Councilman Diffendorf moved to adopt resolution, after a Public Hearing, adopting Local Law No. 12-2010 entitled “A Local Law Authorizing a Real Property Tax Exemption for Cold War Veterans”, in accordance with the attached resolution. Councilman Grubham seconded.

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

MOTION CARRIED.

113-10
MOU
County
Code Study

Councilman Grubham moved to adopt resolution authorizing Supervisor to sign the Memorandum of Understanding for Intermunicipal Cooperation in Regard to the Broome County County-Wide Code Enforcement Office Feasibility Study, in accordance with the attached Memorandum of Understanding. Councilman Weingartner seconded.

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

MOTION CARRIED.

114-10
Order
Call PH
Stratmill Rd
Pump Sta

Councilman Weingartner moved to adopt Order Calling Public Hearing on July 20, 2010 at 6:00 PM in the Matter of the Increase and Improvement of Facilities of Extensions Two, Three and Four of Sewer District No. 1 and Sewer District No. 6, (Stratmill Road Pump Station) in the county of Broome, New York, pursuant to section 202-b of the Town Law, in accordance with the attached Order. Councilwoman Yonchuk seconded.

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

MOTION CARRIED.

115-10
Tire Drop
Off Days

Councilwoman Yonchuk moved to adopt resolution Establishing Tire Drop Off Days for the Town of Kirkwood to be held Saturday, September 11, 2010 and Saturday, September 25, 2010 at the Highway Garage, such tires to be delivered by the Department of Public Works to the Broome County Landfill with a waiver of tip fees. Councilman Diffendorf seconded.

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

MOTION CARRIED.

**TOWN OF KIRKWOOD
TOWN BOARD MEETING**

July 6, 2010

Councilman Diffendorf moved to adopt resolution scheduling a Special Town Board Meeting on July 20, 2010 immediately following the 6:00 PM Public Hearing.

Councilman Grubham seconded.

Roll Call Vote:	Councilman Weingartner	- yes	
	Councilman Grubham	- yes	116-10
	Councilwoman Yonchuk	- yes	Sched Spec
	Councilman Diffendorf	- yes	Mtg 7-20-10
	Supervisor Kniffen	- yes	

MOTION CARRIED.

Councilman Diffendorf moved to adopt resolution authorizing Supervisor to enter into an agreement with the Town of Conklin regarding providing cooperative dog control services, in accordance with the attached agreement. Councilman Grubham seconded.

Roll Call Vote:	Councilman Weingartner	- yes	117-10
	Councilman Grubham	- yes	Agreement
	Councilwoman Yonchuk	- yes	Conklin –
	Councilman Diffendorf	- yes	Dog Control
	Supervisor Kniffen	- yes	

MOTION CARRIED.

Councilman Grubham moved to adopt resolution approving Standard Work Day & Reporting Resolution, in accordance with the attached resolution. Councilman Weingartner seconded.

Roll Call Vote:	Councilman Weingartner	- yes	118-10
	Councilman Grubham	- yes	Standard Wk
	Councilwoman Yonchuk	- yes	Day & Rptng
	Councilman Diffendorf	- yes	(Retirement)
	Supervisor Kniffen	- yes	J. Smith

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, and ratifying the payment of the prepaid claims as authorized by resolution adopted January 5, 2010, all in accordance with the abstract of claims on file in the Town Clerk's Office. Councilwoman Yonchuk seconded.

Roll Call Vote:	Councilman Weingartner	- yes	119-10
	Councilman Grubham	- yes	Exec Sess
	Councilwoman Yonchuk	- yes	
	Councilman Diffendorf	- yes	
	Supervisor Kniffen	- yes	

MOTION CARRIED.

NEW:

Councilman Diffendorf moved to adopt resolution to adjourn this meeting to conduct an Executive Session pursuant to section 105 paragraph d of the Public Officers Law to discuss proposed, pending, or current litigation. Councilwoman Yonchuk seconded.

Roll Call Vote:	Councilman Weingartner	- yes	120-10
	Councilman Grubham	- yes	Audit/Pay
	Councilwoman Yonchuk	- yes	
	Councilman Diffendorf	- yes	
	Supervisor Kniffen	- yes	

MOTION CARRIED.

Ken Newberry thanked the Board for remembering him during his recent illness.

**TOWN OF KIRKWOOD
TOWN BOARD MEETING**

July 6, 2010

ADJOURNMENT:

Councilman Weingartner moved to adopt resolution to adjourn the meeting.

Councilwoman Yonchuk seconded. All voted in favor.

MOTION CARRIED.

121-10
Adjourn

Meeting adjourned at 8:22 P.M.

Respectfully submitted,

Gayle M. Diffendorf
Town Clerk