

**TOWN OF KIRKWOOD
TOWN BOARD MEETING**

September 1, 2015

A regular meeting of the Kirkwood Town Board was held on September 1, 2015 at 7:00 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
Raymond Coolbaugh, DPW Commissioner
Marchie Diffendorf, Planning Board Chairman

PLEDGE OF ALLEGIANCE:

APPROVAL OF MINUTES:

August 4, 2015 Public Hearing
August 4, 2015 Town Board Meeting

PUBLIC PARTICIPATION: None.

COMMUNICATIONS: None.

COMMITTEE REPORTS:

Supervisor Kniffen reported he attended a quarterly meeting with the Broome County Executive. He noted that the County did get the election budget reduced. In regard to the sale tax, he explained that it has been a long time since the split has been 50/50 between the County and the towns and villages. Debbie Preston pledged to get that back to 50/50 but it has been a struggle with the tax cap and all that has been going on. The tax cap was originally 2% but now it is related to the inflation rate, whichever is lower. For next year it is .76, which is $\frac{3}{4}$ of a percent by which taxes can be raised. With the sales tax, under the current plan how it is distributed, is to take the difference between how they distribute it now and if it was 50/50 what the difference would be and give the towns and villages 20% of that. For next year Debbie said she will give the towns and villages 30%.

OLD BUSINESS:

Councilwoman Yonchuk moved to adopt resolution Proclaiming the Town of Kirkwood as a Purple Heart Town, in accordance with the attached resolution. Councilman Diffendorf seconded.

114-15
Purple Heart
Designation

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

MOTION CARRIED.

Councilman Diffendorf moved to adopt resolution authorizing Commissioner of Public Works to send a 2002 Dodge Caravan, a New Holland flail mower, model 918H, and a 1992 Chevy S-10 to the Broome County Auction to be held September 26, 2015 at 10 am. Councilman Grubham seconded.

115-15
Br Co
Auction
Items

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**

September 1, 2015

116-15
Reappoint
A. Gorick
BAR
Member

Councilman Grubham moved to adopt resolution reappointing Alfred Gorick, Jr. as Member, Board of Assessment Review for a term to expire September 30, 2020. Councilman Weingartner seconded.

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

MOTION CARRIED.

117-15
Appoint
J. Tutko
Parks
Laborer

Councilman Weingartner moved to adopt resolution appointing Jake Tutko as Laborer to work in the Parks Department effective September 2, 2015 until September 30, 2015 at a rate of pay of \$10.64 per hour. Councilwoman Yonchuk seconded.

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

MOTION CARRIED.

118-15
Transfer of
Funds

Councilman Diffendorf moved to adopt resolution authorizing the Transfer of Funds, in accordance with the attached Budget Adjustment Sheet with the exception of the \$4,000 transfer for mailing. Councilman Grubham seconded.

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

MOTION CARRIED.

AUDIT AND PAYMENT OF CLAIMS:

119-15
Audit/Pay

Councilwoman Yonchuk 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 6, 2015, all in accordance with the abstract of claims on file in the Town Clerk's Office. Councilman Diffendorf seconded.

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

MOTION CARRIED.

OTHER:

Discussion of Industrial Development Agency Property – Supervisor Kniffen stated he would like to request advice from the Town Attorney in a closed meeting and in doing so I will assert the attorney-client privilege pursuant to section 108 of the Public Officers Law of the State of New York regarding any matter made confidential by section 4503 of the New York Civil Practice Law and Rules.

120-15
Exec Sess

Councilwoman Yonchuk moved to adopt resolution to adjourn this meeting to conduct an Executive Session pursuant to section 105 paragraph f of the Public Officers Law to discuss a matter relating to the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. Councilman Diffendorf seconded.

**TOWN OF KIRKWOOD
TOWN BOARD MEETING**

September 1, 2015

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

MOTION CARRIED.

ADJOURNMENT:

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

MOTION CARRIED.

Meeting adjourned at 8:20 P.M

Respectfully submitted,

Gayle M. Diffendorf
Town Clerk