

**TOWN OF KIRKWOOD
TOWN BOARD MEETING**

June 7, 2022

A regular meeting of the Kirkwood Town Board was held on June 7, 2022 at 6:00 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
John A. Finch Jr., Commissioner of Public Works
Marchie Diffendorf, Planning Board Chairman

PLEDGE OF ALLEGIANCE:

APPROVAL OF MINUTES: May 3, 2022 Town Board Meeting

PUBLIC PARTICIPATION:

Tim Gourley of Tract Engineering asked the Board for a status update on the solar moratorium since the Seidel solar farm application had been submitted at the end of March 2022. Supervisor Grubham explained that Mr. McKertich just presented a copy tonight of what will be proposed to the Solar Committee. The committee will meet next week to look the proposal over for changes or amendments. It will then be presented to the Town Board on June 29, 2022, after that it goes to the Planning Board for their recommendation, then to the County for a 239 review, then a Public Hearing will be held, and lastly the new law can be voted on.

Supervisor Grubham responded to Tim Gourley stating reviews and comments can be done during the Public Hearing. Copies of the proposed law will be available at that time. Tim Gourley explained he was concerned about being zoned out or having the project limited in regards to the new proposed law and the application he has already filled out. Supervisor Grubham said he was unable to comment until everything was finalized. Tim Gourley was hoping the Town would keep him informed as decisions are made since an application has already been filed. Mr. McKertich said we create zoning laws that are going to apply throughout the Town to any type of solar project that might come in and it's intended to last for years into the future. We don't tailor a law to fit or not fit any particular project. Tim Gourley gave his opinion on the matter as an outsider looking in, the Town of Kirkwood already has one of the most progressive/regulated solar ordinances in this area that is quite strict, it looks as if the Town is trying to make it more strict with this new proposed law. Mr. McKertich and Supervisor Grubham noted that Tim Gourley hasn't seen any discussed material so there is no way of knowing what will be proposed at this point. Tim Gourley asked to be involved in the process moving forward since the application was submitted before the moratorium. If things go as planned, the Public Hearing will be held on August 2, 2022 and that will give Tim Gourley the opportunity to speak about the proposed law.

COMMUNICATIONS: None.

COMMITTEE REPORTS:

Springer Road.

Springer Road has been paved, it will be topped with oil and stone sometime in July or August. It only took 2 days to get it done with no issues.

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Ponding at NYSEG site near Route 11.

This past spring and winter water started ponding at the NYSEG site near Route 11. The pipe that goes under Grosset Drive has partially collapsed. Quotes will be coming in to find out how much it will cost to correct that. This is a project that will have to be looked at in the future. The problem is not from the beavers plugging it up. There are some areas that need to be ditched. It appears the water is getting trapped in there. The water goes under Route 11 and then between the golf course and water treatment plant then to the river. The water also runs along the road into the water plant. According to the DEC the area is not a wetland. John Finch is checking with the Army Corps of Engineers to find out if some of the area is on their maps. If so, then the Town needs to proceed differently.

OLD BUSINESS:

Councilman Diffendorf moved to adopt resolution authorizing the Supervisor to enter into an agreement with the Police Athletic League (PAL) for the 2022 Summer Camp Program, 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.

Councilwoman Wasson moved to adopt resolution authorizing the Supervisor to enter into an agreement with ACHIEVE for the 2022 Summer Camp Program, 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.

Councilwoman Legg moved to adopt resolution authorizing the design and procurement of drawings and easements needed to advance the Upper Court Street Sanitary Sewer Replacement Project, in the amount not to exceed \$ 4,400.00. Councilman Weingartner seconded.

Discussion. A new easement is needed to get through the Subway plaza parking lot, the water line needs to be hooked up to Barlow Road. This will get the water line off the top of the sewer line that needs repair. That water line will feed the truck stop, the empty Gorick lot, and Clement's Tire.

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

MOTION CARRIED.

Councilman Weingartner moved to adopt resolution eliminating a Town Justice Position Reducing the Number of Town Justices, in accordance with the attached resolution. Councilman Diffendorf seconded.

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

MOTION CARRIED.

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Councilman Diffendorf moved to adopt resolution authorizing York’s Landscape Service to repair the Veterans Memorial at Veterans River Park, at a cost not to exceed \$4,575.00, in accordance with the attached quote. Councilwoman Wasson seconded.

99:22
Repair of
Veterans
Memorial at
VR Park

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 ratifying a resolution authorizing Chad Moran to attend Southern Tier Home Builders and Remodelers Association training on June 1-2, 2022 at Tioga Downs Conference Center at a cost not to exceed \$120.00.

100:22
Education
C.Moran
Code

Councilwoman Legg seconded.

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 authorizing Pump Service and Supply of Troy, Inc., to repair one HOMA AMX644-280/29P/C-FM Electric Sub Pump at the Main Sewer Station, at a cost not to exceed \$4,599.50, in accordance with the attached quote.

101:22
Sub Pump
Repair at Main
Sewer Station

Councilman Weingartner seconded.

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

MOTION CARRIED.

NEW BUSINESS:

Discussion. Councilman Weingartner told the Board that he is an employee of the Dick’s Distribution Center in Conklin, NY. Ms. Sybille Raymond, a member of the LEADS management team at Dick’s purchased a large quantity of soccer equipment and asked Councilman Weingartner if he knew of a group that could use the equipment. He suggested the Town of Kirkwood Youth Program, in which Ms. Sybille Raymond agreed. It’s all brand new and quality equipment that will be greatly appreciated.

102:22
Soccer
Equipment
Donation

Councilman Weingartner moved to adopt resolution graciously accepting a donation from Ms. Sybille Raymond to the Town of Kirkwood Youth Program regarding new soccer equipment including: 18 pairs of assorted sized soccer cleats, 20 pairs of knee high soccer socks, 30 pairs of youth sized soccer shin guards, and 15 sprinkle cans of Dr. Scholl’s foot powder. Councilman Diffendorf seconded.

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

MOTION CARRIED.

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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 #22000575 through #22000722 in the total amount of \$231,240.75, which includes prepaid claims as authorized by resolution adopted January 4, 2022. Councilwoman Wasson seconded.

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 6:17 PM

Respectfully submitted,

Kelley M. Diffendorf
Town Clerk

103:22
Audit/Pay