

**TOWN OF KIRKWOOD  
WORK SESSION**

**September 6, 2022**

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  
William Tozer, Deputy Commissioner of Public Works  
Marchie Diffendorf, Planning Board Chairman

**1. Resolution scheduling a Grievance Day Hearing on the 2023 Unit Assessments for September 27, 2022 at 6:00 PM. (LCG)**

**Resolution.**

**2. Discussion – No parking signs on Meadow Lane. (JAF)**

William Tozer explained there has been obstruction issues on Meadow Lane because cars are being parked on the road causing congestion. These issues have been brought to the attention of the Highway Department by a few local bus drivers. The suggestion is to have no parking during school hours/months, 6 AM to 5 PM, Monday through Friday, and September 1 through June 30. Mr. McKertich noted a law will need to be drafted to put this into effect.

**3. Discussion – Cedarhurst Drainage Project. (JAF)**

Supervisor Grubham reminded the Board that this drainage issue is on Cedarhurst Road and was discussed at the last meeting. Many years ago the Town Highway Department redirected the piping on the left side (if you are going up) of Cedarhurst Road and took it across the road and dumped it into a ditch on the right hand side of the road. The ditch runs along the property of Jenny and Tony Lovaglia at 272 Cedarhurst Road. With all the heavy rains the water running through the ditch is eroding their property and getting closer to their house.

Jenny Lovaglia reiterated what Supervisor Grubham mentioned and added a few other facts regarding the issue. Over the past 10 years they have lost eight to ten feet of property heading towards the house. What was a two to three foot ditch is

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now five to six feet in some areas and ten to twelve feet in other areas. They are losing property quickly with only 25 feet left before it will hit the foundation of their house. Jenny and Tony Lovaglia are asking the Town for a repair of the ditch.

Supervisor Grubham reported the numbers from John Finch to change all the piping on both sides of the road would be approximately \$20,000. To take care of the Lovaglia property right now without any piping work at this time the cost would be approximately \$5,000. Supervisor Grubham recommended that this be taken care of now so they don't keep losing property and revisit next spring whether we should take care of the crossovers the rest of the way down the hill to get it completely away from their property. Unfortunately the property they have lost they will not get back. A release to do the work on the property will need to be signed by the Lovaglia's, which they agreed to do. **Resolution.**

**4. Discussion – Agreement for new radio equipment from Broome County. (JAF)**

Supervisor Grubham explained that we will be hooked up to the Broome County network and given new radio equipment. William Tozer reported that the equipment given to us is under warranty for 10 years and after that we will be responsible for any repairs, replacements, etc. **Resolution.**

**5. Discussion – Sale of Truck 34 – 2010 Volvo to Windsor Highway Department. (JAF)**

William Tozer reported the sale of Truck #34 to Windsor for \$45,000. The truck was originally supposed to be traded in but the truck needs more work than expected so Windsor is willing to buy it as is. **Resolution.**

**6. Discussion – Install (2) 18" storm pipes across Crescent Drive at the Highway Garage. (JAF)**

According to William Tozer, Vacri Construction is going to install the storm pipes across Crescent Drive and then backfill with crusher run to help with the drainage issue at the Town Garage for \$12,692. The Town will black top Crescent Drive once Vacri is done with their part. The Highway Department will then finish installing piping to the back of the Town Garage lot.

**TOWN OF KIRKWOOD  
WORK SESSION**

**September 6, 2022**

- 7. Discussion – Resolution authorizing Aidan Ellsworth to attend W20 Grade C Certification Training on September 19-23, 2022, at a cost of \$575.00, with all reasonable expenses paid, in accordance with the Reimbursement Policy for Employee Training Expenses. (JAF)**

**Resolution.**

- 8. Discussion – Agreement with PayGOV.US, LLC to allow credit cards as payment for the Town Clerk’s Office. (KMD)**

Kelley Diffendorf presented information to the Board asking for their approval to get a credit card machine to use for payments made to the Town Clerk’s office.

**Resolution.**

- 9. Discussion – Proposed Five Mile Point Speedway Project – Sending 239 Review to Broome County. (LCG).**

Supervisor Grubham expressed that the biggest issue with this project is the how the traffic will be handled at the Crescent Drive/Frances Street intersection. The intersection is owned by the State and they would like to see the 239 review to get further information before any decisions are made. Supervisor Grubham sat at the intersection counting cars for eight hours or more. Approximately 400 cars per hour would go through the intersection at peak hours, 8 AM to 9 PM and 4 PM to 5 PM. The cars went through without any delays. Things to consider, adding tractor trailer traffic from the potential warehouse site, and sight line concerns. When the 239 review is complete it may give helpful information and can be discussed on how to proceed with the project.

Supervisor Grubham noted he considers this a good project for the site, it would generate \$160,000 a year in tax money, and provide 300 jobs.

Councilman Diffendorf expressed how critical the sight line is at that intersection. If one person makes a mistake there could be a fatality, so the Board needs to be certain of their decision. **Resolution.**

- 10. Audit of Claims.**