

**TOWN OF KIRKWOOD
TOWN BOARD MEETING**

October 1, 2024

A regular meeting of the Kirkwood Town Board was held on October 1, 2024 at 6 PM at the Joseph A. Griffin Town Hall with Supervisor Lewis Grubham presiding.

Present: Supervisor Lewis Grubham
Councilmember William Diffendorf, Jr.
Councilmember Sandy Wasson
Councilmember Robert Weingartner

Also Present: Robert McKertich, Attorney
Kelley Diffendorf, Town Clerk
John A. Finch Jr., Commissioner of Public Works
Gordie Woolbaugh, Planning Board Chairman
Karen Ferguson, Historian

Absent: Councilmember Katie Legg

PLEDGE OF ALLEGIANCE:

APPROVAL OF MINUTES: September 3, 2024 Town Board Meeting, September 3, 2024 Water & Sewer Benefit Unit Assessments Grievance Day, and September 24, 2024 Public Hearing

PUBLIC PARTICIPATION:

Larry Holt of Trim Street asked if any plans had been made yet for Veterans Day. Supervisor Grubham will check with Councilmember Legg when she returns.

COMMUNICATIONS: Letter from Achieve.

COMMITTEE REPORTS:

Food Council Meeting.

Councilmember Wasson attended the recent Food Council meeting, Kirkwood was commended for having a representative present. Eventually someone from the Food Council would like to come and make a presentation to the Board.

Flower Beds at Intersections.

Supervisor Grubham acknowledged how nice the flower beds have looked all summer, Councilmember Wasson did a great job taking care of them.

Condition of the Parks.

Supervisor Grubham commended Tim Finch for the condition of the parks this year. The parks are in great condition, he puts in a lot of work to make them look so good.

OLD BUSINESS:

Councilmember Diffendorf moved to adopt resolution, after a Public Hearing, adopting Local Law No. 7-2024 entitled "A Local Law Amending Section 706 of the Zoning Code Regarding Application Fees for Solar Energy Systems", in accordance with the attached resolution. Councilmember Wasson seconded.

Roll Call Vote: Councilmember Diffendorf - yes
Councilmember Wasson - yes
Councilmember Weingartner - yes
Supervisor Grubham - yes

MOTION CARRIED.

117:24
Adopt LL#7
Amend Solar
Application
Fees

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118:24 Approve 2025 Preliminary Budget Schedule PH	<p>Councilmember Wasson moved to adopt resolution approving the 2025 Preliminary Budget and Directing a Public Hearing for October 29, 2024 at 6 PM. Councilmember Weingartner seconded.</p> <p>Discussion. Mr. McKertich confirmed that changes can be made to the budget after the Public Hearing.</p> <p>Roll Call Vote:</p> <table><tr><td>Councilmember Diffendorf</td><td>- yes</td></tr><tr><td>Councilmember Wasson</td><td>- yes</td></tr><tr><td>Councilmember Weingartner</td><td>- yes</td></tr><tr><td>Supervisor Grubham</td><td>- yes</td></tr></table> <p>MOTION CARRIED.</p>	Councilmember Diffendorf	- yes	Councilmember Wasson	- yes	Councilmember Weingartner	- yes	Supervisor Grubham	- yes
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Councilmember Wasson	- yes								
Councilmember Weingartner	- yes								
Supervisor Grubham	- yes								
119:24 Schedule PH Fire Contracts 2025	<p>Councilmember Weingartner moved to adopt resolution scheduling a Public Hearing for October 29, 2024 at 6:03 PM on the Year 2025 Fire Contracts. Councilmember Diffendorf seconded.</p> <p>Roll Call Vote:</p> <table><tr><td>Councilmember Diffendorf</td><td>- yes</td></tr><tr><td>Councilmember Wasson</td><td>- yes</td></tr><tr><td>Councilmember Weingartner</td><td>- yes</td></tr><tr><td>Supervisor Grubham</td><td>- yes</td></tr></table> <p>MOTION CARRIED.</p>	Councilmember Diffendorf	- yes	Councilmember Wasson	- yes	Councilmember Weingartner	- yes	Supervisor Grubham	- yes
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120:24 Re-appoint P.M.Maciak BAR	<p>Councilmember Diffendorf moved to adopt resolution re-appointing Peter M. Maciak as Member Board of Assessment Review for a term to expire September 30, 2029. Councilmember Wasson seconded.</p> <p>Roll Call Vote:</p> <table><tr><td>Councilmember Diffendorf</td><td>- yes</td></tr><tr><td>Councilmember Wasson</td><td>- yes</td></tr><tr><td>Councilmember Weingartner</td><td>- yes</td></tr><tr><td>Supervisor Grubham</td><td>- yes</td></tr></table> <p>MOTION CARRIED.</p>	Councilmember Diffendorf	- yes	Councilmember Wasson	- yes	Councilmember Weingartner	- yes	Supervisor Grubham	- yes
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Supervisor Grubham	- yes								
121:24 Authorize Roof Repairs to Town Hall	<p>Councilmember Wasson moved to adopt resolution authorizing Fruehan & Son’s, LLC to perform roof repairs on the right side of the Kirkwood Town Hall, at a cost not to exceed \$17,300, in accordance with the attached quote. Councilmember Weingartner seconded.</p> <p>Roll Call Vote:</p> <table><tr><td>Councilmember Diffendorf</td><td>- yes</td></tr><tr><td>Councilmember Wasson</td><td>- yes</td></tr><tr><td>Councilmember Weingartner</td><td>- yes</td></tr><tr><td>Supervisor Grubham</td><td>- yes</td></tr></table> <p>MOTION CARRIED.</p>	Councilmember Diffendorf	- yes	Councilmember Wasson	- yes	Councilmember Weingartner	- yes	Supervisor Grubham	- yes
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Councilmember Weingartner	- yes								
Supervisor Grubham	- yes								
122:24 Retirement Reporting A.Harden Planning Bd	<p>Councilmember Weingartner moved to adopt resolution approving the Standard Work Day and Reporting Resolution for Elected and Appointed Officials for Adisen Harden as Member Planning Board, in accordance with the attached resolution. Councilmember Diffendorf seconded.</p> <p>Roll Call Vote:</p> <table><tr><td>Councilmember Diffendorf</td><td>- yes</td></tr><tr><td>Councilmember Wasson</td><td>- yes</td></tr><tr><td>Councilmember Weingartner</td><td>- yes</td></tr><tr><td>Supervisor Grubham</td><td>- yes</td></tr></table> <p>MOTION CARRIED.</p>	Councilmember Diffendorf	- yes	Councilmember Wasson	- yes	Councilmember Weingartner	- yes	Supervisor Grubham	- yes
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Councilmember Weingartner	- yes								
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123:24 Appoint J.Cambisi Deputy Town Clerk	<p>Councilmember Diffendorf moved to adopt resolution appointing Jessica Cambisi as Deputy Town Clerk, effective October 7, 2024, at a salary of \$8,964.22, pro-rated for the remainder of 2024. Councilmember Wasson seconded.</p> <p>Roll Call Vote:</p> <table><tr><td>Councilmember Diffendorf</td><td>- yes</td></tr><tr><td>Councilmember Wasson</td><td>- yes</td></tr><tr><td>Councilmember Weingartner</td><td>- yes</td></tr><tr><td>Supervisor Grubham</td><td>- yes</td></tr></table> <p>MOTION CARRIED.</p>	Councilmember Diffendorf	- yes	Councilmember Wasson	- yes	Councilmember Weingartner	- yes	Supervisor Grubham	- yes
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Councilmember Wasson moved to adopt resolution authorizing Alan Glover and Matthew Loftus to attend the Southern NY Water Works Conference on October 10, 2024, in Sidney, NY, at cost of \$40 for each person. Councilmember Weingartner seconded.

124:24
Education
A.Glover and
M.Loftus
W&S

Roll Call Vote: Councilmember Diffendorf - yes
 Councilmember Wasson - yes
 Councilmember Weingartner - yes
 Supervisor Grubham - yes

MOTION CARRIED.

Councilmember Weingartner moved to adopt resolution awarding the Sealed Bid for the Detention Tank and Air Stripper Tank Project to Anchor Insulation Company, Inc., being the lowest responsible bidder at \$ 80,731. Councilmember Diffendorf seconded.

125:24
Award Bid
Detention Tank
Air Stripper
Tank Project

Roll Call Vote: Councilmember Diffendorf - yes
 Councilmember Wasson - yes
 Councilmember Weingartner - yes
 Supervisor Grubham - yes

MOTION CARRIED.

NEW BUSINESS:

Discussion. Water & Sewer Late Fees – Loughlin Road Trailer Park.

Supervisor Grubham reminded the Board of the problems Loughlin Road Trailer Park has had with water leaks, large water and sewer bills and late fees, which was discussed in length at a previous meeting. Supervisor Grubham noted the Town was estimating the water and sewer bill for many years and not proactive in making sure the new meter was installed, even though it was the Trailer Parks responsibility. Once the new compound meter was installed it was discovered they were using about five times more water than the estimation (because of the leaks), which led to very large bills. They paid the bill in two parts but interest charges did accrue of approximately \$4,800. They have asked to have those interest charges forgiven. Supervisor Grubham suggested the Town was partially at fault for not making sure the Trailer Park installed the new meter sooner and suggested the interest charges be waived. All Board members agreed. Resolution needed.

Councilmember Diffendorf moved to adopt resolution authorizing the Supervisor to sign an agreement with Broome County for Court Security for a term of 9/1/24 – 8/31/25, in accordance with the attached agreement. Councilmember Wasson seconded.

126:24
Agreement
Broome
County
Court Security

Discussion. This is a new agreement for the upcoming year, and the rates did not increase.

Roll Call Vote: Councilmember Diffendorf - yes
 Councilmember Wasson - yes
 Councilmember Weingartner - yes
 Supervisor Grubham - yes

MOTION CARRIED.

OTHER:

Councilmember Wasson moved to adopt resolution authorizing Spectrum Enterprise to install coax internet service at Veterans River Park, to be used for the camera system, at a cost of \$6,917.93. Councilmember Weingartner seconded.

127:24
Authorize
Spectrum to
Install Internet
Veterans River
Park

Roll Call Vote: Councilmember Diffendorf - yes
 Councilmember Wasson - yes
 Councilmember Weingartner - yes
 Supervisor Grubham - yes

MOTION CARRIED.

Councilmember Weingartner moved to adopt resolution to waive the late charges for water and sewer use assessed to the Loughlin Road Trailer Park in the amount of \$4,370.62 for sewer and \$384.95 for water. Councilmember Wasson seconded.

128:24
Waive Late
Charges at
Loughlin Road
Trailer Park
W&S

Roll Call Vote: Councilmember Diffendorf - yes
 Councilmember Wasson - yes
 Councilmember Weingartner - yes
 Supervisor Grubham - yes

MOTION CARRIED.

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AUDIT AND PAYMENT OF CLAIMS:

129:24
Audit/Pay

Councilmember 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 #24001056 through #24001152 in the total amount of \$150,885.16, which includes prepaid claims as authorized by resolution adopted January 2, 2024. Councilmember Wasson seconded.

Roll Call Vote: Councilmember Diffendorf - yes
 Councilmember Wasson - yes
 Councilmember Weingartner - yes
 Supervisor Grubham - yes

MOTION CARRIED.

ADJOURNMENT:

Councilmember Weingartner moved to adopt resolution to adjourn the meeting.
Councilmember Diffendorf seconded. All voted in favor.

MOTION CARRIED.

Meeting adjourned at 6:18 PM

Respectfully submitted,

Kelley M. Diffendorf
Town Clerk