

**TOWN OF KIRKWOOD  
TOWN BOARD MEETING**

**September 2, 2025**

A regular meeting of the Kirkwood Town Board was held on September 2, 2025 at 6:27 PM at the Joseph A. Griffin Town Hall with Supervisor Lewis Grubham presiding.

Present: Supervisor Lewis Grubham  
Councilmember William Diffendorf, Jr.  
Councilmember Marc Latini  
Councilmember Katie Legg  
Councilmember Sandy Wasson

Also Present: Robert McKertich, Attorney  
Kelley Diffendorf, Town Clerk  
Karen Ferguson, Historian

Absent: Poe Williams, Highway Superintendent

**PLEDGE OF ALLEGIANCE:**

**APPROVAL OF MINUTES:** August 5, 2025 Town Board Meeting

**PUBLIC PARTICIPATION:**

Becky Angello of Langdon Park Drive spoke to the Board about her concerns regarding a possible project on Maple Drive, which is off Zimmer Road. Although a stop work order has been issued to the property owner, Becky Angello is very concerned about the work that has already been done, mainly the almost 4 acres of land that was grubbed/cleared. She wants to know what recourse the Langdon Park area has since all the trees and brush have been removed from the property on Maple Drive and there will be flooding in Langdon Park. She claims that Langdon Creek is not a stable stream and a lot of it has been lost from previous flooding. Residents have also lost up to 20 feet of their land due to the flooding. Supervisor Grubham noted that along with the stop work order the property owner has been working with an engineer and the Town engineer is also involved because a stormwater drainage plan must be produced. Becky Angello told the Board that the law states that they should have had some sort of stormwater system put in before they did any grubbing. She said there cannot be any more water going into Langdon Creek. She wants to know what the Town can do to ensure Langdon Park won't flood and that more of the stream will not be washed away because someone did not follow the correct procedures. She feels the Town has let the residents of Langdon Park down. Supervisor Grubham explained that there is no way to tell how this all will turn out. He understands all the concerns but noted the Town can't tell people to not use their property forever. Langdon Creek is not the Town's property so as far as Supervisor Grubham knows the Town does not get involved in dredging creeks for anyone, but he will check into it. Supervisor Grubham and Code Officer Chad Moran will continue to follow through on monitoring the status of this project. Since no permits have been filed there is no information on the future plans for the property in question.

Martin Kennerup, Jr. of Foley Road thanked the Town and highway department for cleaning ditches and cutting back brush along the roads. He asked about getting a big dip in the road at 155 Foley repaired. Lastly, he questioned why the public is allowed to ask questions and get responses at these meetings and the Zoning Board meetings, but when he attends the solar meetings for Norbut Solar Farms the Planning Board directs the residents to send in questions and none can be asked on the spot. He doesn't feel this is fair and wants Norbut to handle the questions right then and there.

Lorraine Geiger of Route 11 has been a Kirkwood resident for 61 years, while her husband Bob Geiger, was a Kirkwood resident for 83 years. Lorraine Geiger explained that Bob was always a man of his word and they both have been pleased to be a part of this community. She addressed a gentleman's handshake agreement that happened between Bob, the DEC, and a few members of the Town Board several years ago. This agreement was regarding the Town filling potholes and keeping Geiger Lane in decent condition after the boat launch was put in. Although Lorraine Geiger realizes a handshake is not a legal agreement, that is what happened, and she has asked Kirkwood to keep the commitment like Bob kept his.

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Don Geiger spoke to the Board and stated he would like to ditto what his mom said (Lorraine Geiger) and add a couple of other reasons to keep Geiger Lane maintained. He noted the boat launch is used for Fire and Rescue so swift water rescue can happen, and that fisherman use it more than anyone else. He is unsure if anyone lives in the area, if so, he believes they are there only part-time. He asked for the approval of the resolution since it is minimal work for the Town and noted everyone from the Town has treated him right and things tend to get worked out. On a final note, Don Geiger stated he is not in favor of solar either.

**COMMUNICATIONS:** None.

**COMMITTEE REPORTS:**

**Dog Control Report.**

Councilmember Legg reported numbers from the August 2025 Dog Control Report. A copy is filed in the Town Clerk’s office.

**Historian Report.**

Save the date. Saturday, October 11, 2025 at 11 AM is the official dedication of the Riverside Patriot Burial Marker.

**OLD BUSINESS:**

119:25  
Adopt Reso  
and Order  
Water Plant  
Upgrade

Councilmember Diffendorf moved to adopt resolution and order after a Public Hearing for the Increase and Improvement of Facilities of Consolidated Water District No. 1 in the Town of Kirkwood, pursuant to Section 202-b of the Town Law, in accordance with the attached Resolution and Order. Councilmember Wasson seconded.

Roll Call Vote:	Councilmember Diffendorf	- yes
	Councilmember Wasson	- yes
	Councilmember Legg	- yes
	Councilmember Latini	- yes
	Supervisor Grubham	- yes

**MOTION CARRIED.**

120:25  
Adopt Bond  
Reso – Funds  
Water Plant  
Upgrade

Councilmember Wasson moved to adopt Bond resolution of the Town of Kirkwood, New York, adopted September 2, 2025, appropriating \$12,000,000 for the Increase and Improvement of Facilities of Consolidated Water District No. 1, and authorizing the Issuance of Bonds of said Town in the principal amount of \$12,000,000 to finance said appropriations, in accordance with the attached resolution. Councilmember Legg seconded.

Roll Call Vote:	Councilmember Diffendorf	- yes
	Councilmember Wasson	- yes
	Councilmember Legg	- yes
	Councilmember Latini	- yes
	Supervisor Grubham	- yes

**MOTION CARRIED.**

121:25  
Adopt Board  
Reso – Grant  
Funding

Councilmember Legg moved to adopt Board resolution authorizing submission of the New York State Environmental Facilities Corporation’s Drinking Water State Revolving Fund (DWSRF) and Water Infrastructure Improvement Act (WIIA) Funding Applications, in accordance with the attached resolution. Councilmember Latini seconded.

Roll Call Vote:	Councilmember Diffendorf	- yes
	Councilmember Wasson	- yes
	Councilmember Legg	- yes
	Councilmember Latini	- yes
	Supervisor Grubham	- yes

**MOTION CARRIED.**

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Councilmember Latini moved to adopt resolution, after a Public Hearing, adopting Assessment Rolls for 2026 for Sewer and Water Districts, in accordance with the attached resolution. Councilmember Diffendorf seconded.

122:25  
Adopt 2026  
W&S Unit  
Assessments

Roll Call Vote:      Councilmember Diffendorf    - yes  
                         Councilmember Wasson        - yes  
                         Councilmember Legg               - yes  
                         Councilmember Latini               - yes  
                         Supervisor Grubham               - yes

MOTION CARRIED.

Councilmember Diffendorf moved to adopt resolution scheduling a Public Hearing for September 30, 2025, at 6 PM regarding a Local Law Amending Article XV, Section 1501.3A.1 of the Zoning Code Regarding Zoning Board of Appeals Meeting Dates. Councilmember Wasson seconded.

123:25  
Schedule PH  
LL#10  
ZBA Meeting  
Date Change

Roll Call Vote:      Councilmember Diffendorf    - yes  
                         Councilmember Wasson        - yes  
                         Councilmember Legg               - yes  
                         Councilmember Latini               - yes  
                         Supervisor Grubham               - yes

MOTION CARRIED.

Councilmember Wasson moved to adopt resolution reappointing Richard Pedro as Assessor for a term to expire September 30, 2031. Councilmember Legg seconded.

124:25  
Reappoint  
R.Pedro  
Assessor

Roll Call Vote:      Councilmember Diffendorf    - yes  
                         Councilmember Wasson        - yes  
                         Councilmember Legg               - yes  
                         Councilmember Latini               - yes  
                         Supervisor Grubham               - yes

MOTION CARRIED.

Councilmember Legg moved to adopt resolution establishing a Publicity Fund and appropriating moneys for such fund, in accordance with the attached resolution. Councilmember Latini seconded.

125:25  
Establish  
Publicity Fund  
250<sup>th</sup>  
Celebration

Roll Call Vote:      Councilmember Diffendorf    - yes  
                         Councilmember Wasson        - yes  
                         Councilmember Legg               - yes  
                         Councilmember Latini               - yes  
                         Supervisor Grubham               - yes

MOTION CARRIED.

Councilmember Latini moved to adopt resolution establishing the Town of Kirkwood 250<sup>th</sup> American Revolution Commission, in accordance with the attached resolution. Councilmember Diffendorf seconded.

126:25  
Establish  
250<sup>th</sup>  
Commission

Roll Call Vote:      Councilmember Diffendorf    - yes  
                         Councilmember Wasson        - yes  
                         Councilmember Legg               - yes  
                         Councilmember Latini               - yes  
                         Supervisor Grubham               - yes

MOTION CARRIED.

Councilmember Diffendorf moved to adopt resolution scheduling a Public Hearing for September 30, 2025, at 6:03 PM regarding amending fees for water meters. Councilmember Wasson seconded.

127:25  
Schedule PH  
LL #11  
Amend Fees  
Water Meters

Roll Call Vote:      Councilmember Diffendorf    - yes  
                         Councilmember Wasson        - yes  
                         Councilmember Legg               - yes  
                         Councilmember Latini               - yes  
                         Supervisor Grubham               - yes

MOTION CARRIED.

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128:25  
Schedule PH  
LL#9  
Solar  
Moratorium

Councilmember Wasson moved to adopt resolution scheduling a Public Hearing for September 30, 2025, at 6:05 PM regarding a proposed Local Law Affecting a Temporary Moratorium within the Town of Kirkwood on the Development and Construction of Solar Energy Systems. Councilmember Legg seconded.

Roll Call Vote:      Councilmember Diffendorf    - yes  
                         Councilmember Wasson            - yes  
                         Councilmember Legg                - yes  
                         Councilmember Latini                - yes  
                         Supervisor Grubham                   - yes

MOTION CARRIED.

129:25  
Advertise  
Bid – Road  
Broom  
DPW

Councilmember Legg moved to adopt resolution authorizing advertising for Sealed Bids for a new Broom, with bids returnable September 23, 2025, at 12 noon and publicly opened and read at that time. Councilmember Latini seconded.

Roll Call Vote:      Councilmember Diffendorf    - yes  
                         Councilmember Wasson            - yes  
                         Councilmember Legg                - yes  
                         Councilmember Latini                - yes  
                         Supervisor Grubham                   - yes

MOTION CARRIED.

130:25  
Appointing  
O.MacDonald  
PT Clerk  
Court

Councilmember Latini moved to adopt resolution appointing Olivia MacDonald as Clerk, PT to work in the Town Court, effective September 3, 2025, at a rate of pay of \$18 per hour. Councilmember Diffendorf seconded.

Roll Call Vote:      Councilmember Diffendorf    - yes  
                         Councilmember Wasson            - yes  
                         Councilmember Legg                - yes  
                         Councilmember Latini                - yes  
                         Supervisor Grubham                   - yes

MOTION CARRIED.

131:25  
Education  
C.Moran  
Code

Councilmember Diffendorf moved to adopt resolution authorizing Chad Moran to attend the Southern Tier Home Builders & Remodelers Association training at the Dryden Neptune Hose Company, Dryden, NY, on September 17, 2025, at a cost not to exceed \$35, with all reasonable expenses paid. Councilmember Wasson seconded.

Roll Call Vote:      Councilmember Diffendorf    - yes  
                         Councilmember Wasson            - yes  
                         Councilmember Legg                - yes  
                         Councilmember Latini                - yes  
                         Supervisor Grubham                   - yes

MOTION CARRIED.

132:25  
Authorize  
Items for  
Auction  
DPW

Councilmember Wasson moved to adopt resolution declaring surplus and authorizing the sale at auction the equipment set forth in the attached document. Councilmember Legg seconded.

Roll Call Vote:      Councilmember Diffendorf    - yes  
                         Councilmember Wasson            - yes  
                         Councilmember Legg                - yes  
                         Councilmember Latini                - yes  
                         Supervisor Grubham                   - yes

MOTION CARRIED.

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Councilmember Legg moved to adopt resolution, on the recommendation and approval of the Code Enforcement Officer, pursuant to section 304.3 of the Mobile Home – Trailer Ordinance, authorizing the town Clerk to issue license for the following mobile home-trailer park, such license will be for the year 2025:

Quilty Hill Mobile Home Park, 49 Quilty Hill Road, Kirkwood, NY 13795

Owner: Charles C. Tai

Councilmember Latini seconded.

Roll Call Vote:	Councilmember Diffendorf	- yes
	Councilmember Wasson	- yes
	Councilmember Legg	- yes
	Councilmember Latini	- yes
	Supervisor Grubham	- yes

MOTION CARRIED.

133:25  
Approve  
Trailer Park  
License 2025  
Quilty Hill

Councilmember Latini moved to adopt resolution authorizing Layne Christensen Co. to clean Well #1 and Well #3, at a cost not to exceed \$92,900, in accordance with the attached confirming order. Councilmember Diffendorf seconded.

Roll Call Vote:	Councilmember Diffendorf	- yes
	Councilmember Wasson	- yes
	Councilmember Legg	- yes
	Councilmember Latini	- yes
	Supervisor Grubham	- yes

MOTION CARRIED.

134:25  
Well #1 & #3  
Cleaning

Councilmember Diffendorf moved to adopt resolution authorizing the Highway Department to perform certain maintenance repairs to Geiger Lane, in accordance with the attached resolution. Councilmember Wasson seconded.

Roll Call Vote:	Councilmember Diffendorf	- yes
	Councilmember Wasson	- yes
	Councilmember Legg	- yes
	Councilmember Latini	- yes
	Supervisor Grubham	- yes

MOTION CARRIED.

135:25  
Authorize  
Maintenance  
Repairs to  
Geiger Lane

Councilmember Wasson moved to adopt resolution authorizing the Supervisor to enter into a Legal Services Agreement with NDV Law, PLLC, in accordance with the attached legal services engagement letter. Councilmember Legg seconded.

Roll Call Vote:	Councilmember Diffendorf	- yes
	Councilmember Wasson	- yes
	Councilmember Legg	- yes
	Councilmember Latini	- yes
	Supervisor Grubham	- yes

MOTION CARRIED.

136:25  
Agreement  
NDV Law  
(Gina/Solar)

**AUDIT AND PAYMENT OF CLAIMS:**

Councilmember Legg 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 #25000950 through #25001069 the total amount of \$205,846.65, which includes prepaid claims as authorized by resolution adopted January 7, 2025. Councilmember Latini seconded.

Roll Call Vote:	Councilmember Diffendorf	- yes
	Councilmember Wasson	- yes
	Councilmember Legg	- yes
	Councilmember Latini	- yes
	Supervisor Grubham	- yes

MOTION CARRIED.

137:25  
Audit/Pay

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**ADJOURNMENT:**

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

**MOTION CARRIED.**

Meeting adjourned at 7:02 PM

Respectfully submitted,

Kelley M. Diffendorf  
Town Clerk