

**Minutes of the Regular Meeting of the Town Board of the Town of Kirkland held at the Town of Kirkland Municipal Building, 3699 State Route 12-B, Clinton, Oneida County, New York on February 26, 2020, at 7:00 p.m.**

Present:

Councilman Michael D. O’Neil

Councilwoman Donna E. Yando

Councilman Garry F. Colarusso

Absent:

Supervisor Robert J. Meelan

Councilman Richard Maxam

Deputy Supervisor Colarusso called the regular meeting to order at 7:00 p.m. and asked those present to stand for the Pledge of Allegiance. He asked those present to remain standing for a moment of silence for the passing of Andy Maxam, son of Patti and Doug Maxam.

Kathryn Arcuri was present to record the minutes in the absence of the Town Clerk and Deputy Town Clerk.

**RESOLUTION #17**

Upon motion by Councilman O’Neil, seconded by Councilwoman Yando, the following resolution was ADOPTED:

**RESOLVED**, that the Kirkland Town Board appoint Kathryn Arcuri, temporary Deputy Town Clerk for the February 26, 2020 Town Board Meeting, for the sole purpose of recording the minutes in the absence of the Town Clerk and Deputy Town Clerk.

**Roll Call Vote:**

<u>NAME</u>	<u>VOTE</u>
Supervisor Robert Meelan	Absent
Councilman Michael O’Neil	Aye
Councilwoman Donna Yando	Aye
Councilman Garry Colarusso	Aye
Councilman Richard Maxam	Absent

Girl Scout Troop 60268 addressed the board asking for the Town’s help with eliminating the amount of litter in the Town and Village. The young ladies gave a great presentation. Deputy Supervisor Colarusso told them they should do the same presentation with the village and he would follow up to see how we can assist them with their goal to reduce the amount of litter in the town.

Deputy Supervisor Colarusso opened the Public Hearing. Kathryn Arcuri read the Legal Notice of Public Hearing on the proposed Local Law No. 1 of 2020. The Public Hearing was left open. (A copy of the Notice of Public Hearing has been made a part of these minutes.)

TOWN OF KIRKLAND  
COUNTY OF ONEIDA, STATE OF NEW YORK  
**NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE THAT, in Accordance with Section 202-b of the New York State Town Law, the Town Board of the Town of Kirkland, Oneida County, New York (the “Town”) will conduct a public hearing on February 26, 2020 at 7 p.m. at the Town of Kirkland Municipal Building, located at 3699 State Route 12B, Clinton, New York in regard to proposed Local Law No. 1 of 2020 entitled “Moratorium on Construction, Erection and/or Installation of Solar Energy Systems.” It is the purpose of this act to declare a Town of Kirkland policy to temporarily prevent the construction, erection and installation of solar energy systems (SES), and defer review of permit applications begun prior to enactment of this Local Law, pending the completion and possible adoption of permanent comprehensive regulations.

The Public Hearing will be held to hear all persons interested in the Moratorium on Construction, Erection and/or Installation of Solar Energy Systems. A copy of the proposed Local Law is available for inspection in the Office of the Town Clerk, 100 N. Park Row, Clinton, NY

Dated: January 29, 2020  
By Order of the Town Board of  
The Town of Kirkland  
Oneida County, New York  
Donna B. Maxam, Clerk

Sally Carman, Bonnie Reynolds, Mike Rudy, Mona Perrotti, Chad Davis, and David Hermann addressed the board regarding their concerns with the moratorium. Deputy Supervisor Colarusso addressed their concerns, providing information about the postponement of the moratorium and the effects of postponing it.

**RESOLUTION #18**

Upon motion by Councilman O’Neil, seconded by Councilwoman Yando, the following resolution was ADOPTED:

**RESOLVED**, that the Public Hearing for the proposed Local Law No. 1 of 2020 be closed at 08:03 p.m.

**Roll Call Vote:**

<u>NAME</u>	<u>VOTE</u>
Supervisor Robert Meelan	Absent
Councilman Michael O’Neil	Aye
Councilwoman Donna Yando	Aye
Councilman Garry Colarusso	Aye
Councilman Richard Maxam	Absent

### **RESOLUTION #19**

Upon motion by Councilman O’Neil, seconded by Councilwoman Yando, the following resolution was ADOPTED:

Town of Kirkland

2020 Budget Amendment

Resolved: That the Budget Director is hereby

authorized to make the following Transfers:

From: B 1990.4 Contingency      \$4,000.00

To: B 3120.1 Police Salaries      \$4,000.00

Purpose: To Transfer Funds to cover Police Contract Settlement.

Dated: February 26, 2020

### **Roll Call Vote:**

<u>NAME</u>	<u>VOTE</u>
Supervisor Robert Meelan	Absent
Councilman Michael O’Neil	Aye
Councilwoman Donna Yando	Aye
Councilman Garry Colarusso	Aye
Councilman Richard Maxam	Absent

### **RESOLUTION #20**

Upon motion by Councilman O’Neil, seconded by Councilwoman Yando, the following resolution was ADOPTED:

**RESOLVED**, that the Kirkland Town Board approve the February 10th minutes as printed.

**Roll Call Vote:**

<u>NAME</u>	<u>VOTE</u>
Supervisor Robert Meelan	Absent
Councilman Michael O’Neil	Aye
Councilwoman Donna Yando	Abstain
Councilman Garry Colarusso	Aye
Councilman Richard Maxam	Absent

CORRESPONDENCE

4<sup>th</sup> Quarter Sales tax check was received in the amount of \$430,796.07

A check in the amount of \$81,933 was received from Oneida County for snow removal

Oneida County Mortgage Tax Check was received in the amount of \$53, 800.47

The 2015 Dodge Charger was sold to the Village of Vernon for \$12,500.00

The 2003 Plow was sold to the Village of Vernon for \$10,000.00

The 2014 Dodge Charger is still up for auction online, most recent bid of \$7,200.00

AUDIT BILLS

**RESOLUTION #21**

Upon motion by Councilman O’Neil, seconded by Councilwoman Yando, the following resolution was ADOPTED:

**RESOLVED**, that the Kirkland Town Board review and approve the bills as audited: The totals were:

- A -** 38,525.88
- B -** 6,829.83
- DA -** 19,216.28
- SF -** 274,179.97
- SS1 -** 9,219.91
- SS2 -** 33.91
- SS4-** 103.62
- SW3 -** 50.00

<b>SW4-</b>	50.00
<b>SW5-</b>	100.00
<b>SW6-</b>	100.00

**Roll Call Vote:**

<u>NAME</u>	<u>VOTE</u>
Supervisor Robert Meelan	Absent
Councilman Michael O’Neil	Aye
Councilwoman Donna Yando	Aye
Councilman Garry Colarusso	Aye
Councilman Richard Maxam	Absent

Deputy Supervisor Colarusso asked for a motion to enter into executive session to discuss a legal matter.

A motion was made by Councilman O’Neil, second by Councilwoman Yando to enter in to executive session at 8:06. All in favor.

A motion was made by Councilman O’Neil, second by Councilwoman Yando to come out of executive session at 8:12. All in Favor.

Deputy Supervisor Colarusso announced to the people in attendance that if they carve out a specific group of people for this moratorium, it could be cause for litigation. As the Chair of the meeting he declared it would not be in the best interest of the Town to do so, with that he decided to move forward with the moratorium.

**RESOLUTION #22**

Upon motion by Councilman O’Neil, seconded by Councilwoman Yando, the following resolution was ADOPTED:

**RESOLVED**, that the Kirkland Town Board adopt Local Law #1 of 2020, entitled, “Moratorium on Construction, Erection and/or Installation of Solar Energy Systems.” (A copy of LL #1 of 2020 has been made a part of these minutes)

**Roll Call Vote:**

<u>NAME</u>	<u>VOTE</u>
Supervisor Robert Meelan	Absent
Councilman Michael O’Neil	Aye
Councilwoman Donna Yando	Aye
Councilman Garry Colarusso	Aye

Councilman Richard Maxam

Absent

There being no further business to come before the Town Board, upon motion by Councilman O'Neil, seconded by Councilwoman Yando, the meeting was adjourned at 8:16 p.m.

Minutes typed by: Diane C. Wightman, Deputy Town Clerk