

The Theresa Town Board held a Public Hearing and Regular meeting March 9, 2011 at 7:00 p.m. in the Town Office at 215 Riverside Ave. and the following were present:

Clinton Coolidge	Supervisor
Nellie Kelsey - absent	Councilmember
Timothy Busler	Councilmember
Charles Folsom - absent	Councilmember
Gary Haller	Councilmember
Kim Delles	Town Clerk
Gerald Reynolds	Highway Superintendent

Others present: Allen Drake

The meeting was called to order by Supervisor Coolidge at 7:00 p.m.

Proof of Public Hearing having been furnished, Supervisor Coolidge opened the Public Hearing at 7:00 p.m. on Local Law No. 1-2011 entitled “Local Law to repeal Local Law No. 3 of 1984 also known as “Flood Damage Prevention Local Law”.

Public Hearing closed at 7:05 p.m.

Res. #23

Motion by: Timothy Busler  
Seconded by: Gary Haller

**RESOLVED**, that Local Law No. 1-2011 entitled “Local Law to repeal Local Law No. 3 of 1984 also known as Flood Damage Prevention Local Law” be adopted.

VOTE: Mrs. Kelsey – absent, Mr. Busler – aye, Mr. Folsom – absent, Mr. Haller – aye,  
Mr. Coolidge – aye. Motion carried.

Proof of Public Hearing having been furnished, Supervisor Coolidge opened the Public Hearing at 7:05 p.m. on Local Law No. 2-2011 entitled “Local Law to provide for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code (the Uniform Code) and the State Energy Conservation Construction Code (the Energy Code)”.

Public Hearing closed at 7:10 p.m.

Res. #24

Motion by: Gary Haller  
Seconded by: Timothy Busler

**RESOLVED**, that Local Law No. 2-2011 entitled “Local Law to provide for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code (the Uniform Code) and the State Energy Conservation Construction Code (the Energy Code)” be adopted.

VOTE: Mrs. Kelsey – absent, Mr. Busler – aye, Mr. Folsom – absent, Mr. Haller – aye,  
Mr. Coolidge – aye. Motion carried.

Proof of Public Hearing having been furnished, Supervisor Coolidge opened the Public Hearing at 7:00 p.m. on Local Law No. 3-2011 entitled “Local Law to amend Section 655 of the Town of Theresa Zoning law as the same relates to compliance with the Fair Housing practices”.

Public Hearing closed at 7:15 p.m.

Town Board meeting held March 9, 2011 cont'd.

Res. #25

Motion by: Timothy Busler  
Seconded by: Gary Haller

**RESOLVED**, that the Local Law No. 3-2011 entitled “Local Law to amend Section 655 of the Town of Theresa Zoning law as the same relates to compliance with the Fair Housing practices” be adopted.

VOTE: Mrs. Kelsey – absent, Mr. Busler – aye, Mr. Folsom – absent, Mr. Haller – aye,  
Mr. Coolidge – aye. Motion carried.

Reports received and placed on file:

Town Clerk’s February 2011 report  
Building & Zoning February 2011 report  
Transfer Site February 2011 report

Res. #26

Motion by: Gary Haller  
Seconded by: Timothy Busler

**RESOLVED**, that the minutes of February 10, 2011 be accepted as read.

VOTE: Mrs. Kelsey – absent, Mr. Busler – aye, Mr. Folsom – absent, Mr. Haller – aye,  
Mr. Coolidge – aye. Motion carried.

Res. #27

Motion by: Timothy Busler  
Seconded by: Gary Haller

**RESOLVED**, that the following bills be paid:

General	Voucher #77-121	\$33,024.41
General O/S	17-20	\$1,100.37
Highway	34-62	\$22,353.15

VOTE: Mrs. Kelsey – absent, Mr. Busler – aye, Mr. Folsom – absent, Mr. Haller – aye,  
Mr. Coolidge – aye. Motion carried.

Res. #28

Motion by:  
Seconded by:

**RESOLVED**, that Terry McKeever, Building and Zoning Officer, shall be considered working 12 hours per week and each day worked shall be based on a 6 hour day for retirement reporting purposes.

VOTE: Mrs. Kelsey – absent, Mr. Busler – aye, Mr. Folsom – absent, Mr. Haller – aye,  
Mr. Coolidge – aye. Motion carried.

Discussion:

Allen Drake told the Board that there is plenty of CHIPS money this year and it looks like it will be there next year. The County lost \$150,000.00 on salt because some Town’s did not pay their share.

Town board meeting held March 9, 2011 cont'd.

The Board looked over a letter from Bob VanTassel and William Decker about some issues brought up at their Planning Board meeting January 6, 2011. The 1<sup>st</sup> issue was about a public hearing being waived on a subdivision on Bartlett Drive. The 2<sup>nd</sup> issue was about a lot line change because a house was built in the right of way on Bartlett Drive.

Mr. Coolidge told the Board that an application (07-10) submitted on 3/1/2010 by Rosemary Bartlett (for parcel #34.06-1-2.1) for a minor subdivision on Bartlett Drive only paid \$100.00 and received (2) lots subdivided. \$200.00 should have been received. Mr. Coolidge stated that Robert Busler, from LaFave, White and McGivern, told him that on the day of the meeting it was changed from (1) lot to (2) lots and it was an oversight it wasn't paid.

Res. #29

Motion by: Gary Haller  
Seconded by: Timothy Busler

**WHEREAS**, only \$100.00 was paid to the Town for minor subdivision for Rosemary Bartlett, for parcel #34.06-1-2.1 on Bartlett Drive and (2) lots were given, so be it  
**RESOLVED**, that the Town Board accept a check for \$100.00 from LaFave, White and McGivern for the 2<sup>nd</sup> lot subdivided.

VOTE: Mrs. Kelsey – absent, Mr. Busler – aye, Mr. Folsom – absent, Mr. Haller – aye,  
Mr. Coolidge – aye. Motion carried.

Res. #30

Motion by: Timothy Busler  
Seconded by: Gary Haller

**RESOLVED**, that the meeting be closed at 7:36 p.m.

VOTE: Mrs. Kelsey – absent, Mr. Busler – aye, Mr. Folsom – absent, Mr. Haller – aye,  
Mr. Coolidge – aye. Motion carried.

Respectfully submitted,

Kim A. Delles  
Town Clerk