

The Theresa Town Board held a regular meeting October 2, 2013 at 6:00 p.m. in the Town Office at 215 Riverside Ave. and the following were present:

Clinton Coolidge	Supervisor
Timothy Busler	Councilmember
Charles Folsom	Councilmember
Pamela Brown	Councilmember
Kevin McCarthy	Councilmember
Kim Delles	Town Clerk
Gerald Reynolds	Highway Superintendent

Others present: Ken McCormick, Sara McGeogh, Corinne Klepacz & Steve Macinkowski

The meeting was called to order by Supervisor Coolidge at 6:00 p.m.

Reports received and placed on file:

Town Clerk's & Building & Zoning September 2013 report  
Transfer Site September 2013 report

Res. #59

Motion by: Timothy Busler  
Seconded by: Kevin McCarthy

**RESOLVED**, that the minutes of September 11, 2013 be accepted as read.

VOTE: Mr. Busler – aye, Mr. Folsom – aye, Mrs. Brown – aye, Mr. McCarthy – aye,  
Mr. Coolidge – aye. Motion carried.

Res. #60

Motion by: Kevin McCarthy  
Seconded by: Pamela Brown

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

General	Voucher #	392-414	\$25,325.54
General O/S		53-55	\$2,153.00
Highway		277-293	\$63,317.47
Cemetery		88-100	\$2,611.56

VOTE: Mr. Busler – aye, Mr. Folsom – aye, Mrs. Brown – aye, Mr. McCarthy – aye,  
Mr. Coolidge – aye. Motion carried.

Res. #61

Motion by: Kevin McCarthy  
Seconded by: Timothy Busler

**RESOLVED**, that David Chester be Re-appointed as Town Assessor for a six year term, with his term retroactive as of October 1, 2013 and ending September 30, 2019.

VOTE: Mr. Busler – aye, Mr. Folsom – aye, Mrs. Brown – aye, Mr. McCarthy – aye,  
Mr. Coolidge – aye. Motion carried.

Town Board meeting held October 2<sup>nd</sup>, 2013 cont'd.

Res. #62

Motion by: Pamela Brown  
Seconded by: Timothy Busler

**WHEREAS**, Ken Brown & Sons Inc. had the Town's Contract for fuel oil, diesel fuel & kerosene and has sold the business to Philly Fuels Inc. as of August 1, 2013 and  
**WHEREAS**, the Town of Theresa has the option to renew the contract for a second year and  
**WHEREAS**, Philly Fuels Inc. has agreed to the terms of the original agreement, but will not charge the Town for freight charges, so therefore be it  
**RESOLVED**, that the Town Board extend the contract (.15 cents over rack price) for fuel oil, diesel fuel and kerosene with Philly Fuels Inc., for one year.

VOTE: Mr. Busler – aye, Mr. Folsom – aye, Mrs. Brown – aye, Mr. McCarthy – aye,  
Mr. Coolidge – aye. Motion carried.

Discussion:

The Town Board discussed Judge Duvall's budget that was submitted late. Judge Duvall made note in his budget that his salary "was zeroed out by the direction of the Board for the year 2013". The Town Board would like the following entered into the minutes.

*"We, as a Town Board, feel a need to remind Judge Duvall that it was he who requested that we zero out his salary. He is misleading everyone when he says we won't pay him. It was after trying to pay him for four months he was in office that he informed us that he and his accountant could not determine a way to accept the Town's salary with out affecting his disability benefits. It was at this point he informed the Town Board that he was going to work without pay".*

A letter (see attached) from David Chester, Assessor, was read by the Town Board regarding his request for a raise.

Res. #63

Motion by: Timothy Busler  
Seconded by: Pamela Brown

**RESOLVED**, that the attached Resolution pertaining to the Town Board approving the preliminary budget for the fiscal year commencing January 1, 2014 be adopted and the Town Board meeting be held the 6<sup>th</sup> day of November at 7:00 pm in the Town Office, 215 Riverside Avenue, for the purpose of a Public Hearing on the Preliminary budget and for a regular Town Board meeting and be it  
**FURTHER RESOLVED**, that the notice of Public Hearing be published as a legal notice in the Watertown Daily Times.

VOTE: Mr. Busler – aye, Mr. Folsom – aye, Mrs. Brown – aye, Mr. McCarthy – aye,  
Mr. Coolidge – aye. Motion carried.

Res. #64

Motion by: Kevin McCarthy  
Seconded by: Charles Folsom

**RESOLVED**, that the Town Board of Theresa does hereby prepare and approve the preliminary budget of this Town of the fiscal year beginning on the 1<sup>st</sup> day of January 2014, the itemized statement of estimated revenues and expenditures hereto attached and made part of this resolution, and be it  
**FURTHER RESOLVED**, that such preliminary budget shall be filed in the office of the Town Clerk where it shall be available for inspection by any interested person at all reasonable hours, and be it  
**FURTHER RESOLVED**, that this Board shall meet at 6:00 pm on the 6<sup>th</sup> day of November 2013, for the purpose of holding a Public Hearing upon such preliminary budget, and be it

Town Board meeting held October 2<sup>nd</sup>, 2013 cont'd.

**FURTHER RESOLVED**, that the Town Clerk gives notice of such Preliminary Hearing on the manner provided in Section 113 of the Town Law, and such notice be published and posted substantially in the following form:

**NOTICE OF HEARING UPON PRELIMINARY BUDGET**

Notice is hereby given that the preliminary budget of the Town of Theresa for the fiscal year beginning January 1, 2014, has been completed and filed in the office of the Town Clerk, 215 Riverside Avenue, Theresa, New York, where it is available for inspection by interested parties at all reasonable hours, and be it

**FURTHER NOTICE**, is hereby given that the Town Board of the Town of Theresa will meet and review said preliminary budget and hold a Public Hearing thereon, at the Town Office, 215 Riverside Avenue, at 6:00 pm on the 6<sup>th</sup> day of November 2013 and that such meeting hearing any person may be heard in favor or against the preliminary budget as compiled, or for any item or items therein contained.

**PURSUANT TO SECTION 113** of the Town Law, the proposed salaries of the Town Officers are hereby specified as follows:

Supervisor - \$8,875.00  
Town Justice - \$5,000.00  
Town Justice - \$5,000.00  
Councilman (4) - \$32,706.00  
Town Clerk/TaxCollector - \$32,706.00  
Supt. of Highways - \$52,616.00  
BY ORDER OF THE TOWN BOARD

VOTE: Mr. Busler – aye, Mr. Folsom – aye, Mrs. Brown – aye, Mr. McCarthy – aye,  
Mr. Coolidge – aye. Motion carried.

Discussion:

Steve Marcinkowski, Planning Board Chairman, told the Board that the Planning and Zoning Boards were close to finishing the new changes to the Zoning Book. He suggested using the Town Hall for an informational meeting for the public's input.

Res. #65

Motion by: Pamela Brown  
Seconded by: Kevin McCarthy

**RESOLVED**, that the Town Board go into Executive Session at 7:57 p.m. to discuss a personnel issue.

VOTE: Mr. Busler – aye, Mr. Folsom – aye, Mrs. Brown – aye, Mr. McCarthy – aye,  
Mr. Coolidge – aye. Motion carried.

Executive session ended at 8:05 p.m.

Res. #66

Motion by: Charles Folsom  
Seconded by: Timothy Busler

**RESOLVED**, that the meeting be closed at 8:06 p.m.

VOTE: Mr. Busler – aye, Mr. Folsom – aye, Mrs. Brown – aye, Mr. McCarthy – aye,  
Mr. Coolidge – aye. Motion carried.

Respectfully submitted,

Kim A. Delles  
Town Clerk