

The Theresa Town Board held a meeting December 29, 2016 at 9:00 a.m. in the Town Office at 215 Riverside Ave. and the following were present:

Steven Marcinkowski	Supervisor
Timothy Busler	Councilmember
Charles Folsom	Councilmember
Kevin McCarthy	Councilmember
Danielle Rajner	Councilmember
Kim Delles	Town Clerk
Darren Edgar	Highway Superintendent

The meeting was called to order by Supervisor Marcinkowski at 9:00 a.m.

Res. #92

Motion by: Danielle Rajner
Seconded by: Kevin McCarthy

Resolved, that the minutes of December 14, 2016 be accepted as read.

VOTE: Mr. Busler - aye, Mr. Folsom - aye, Mr. McCarthy - aye, Mrs. Rajner - aye,
Mr. Marcinkowski - aye. Motion carried.

Res. #93

Motion by: Steven Marcinkowski
Seconded by: Timothy Busler

Resolved, that the following bills be paid:

General	Voucher #	332-351	\$4,717.25
Highway		274-279	\$2,440.18
Cemetery		25	\$110.00

VOTE: Mr. Busler - aye, Mr. Folsom - aye, Mr. McCarthy - aye, Mrs. Rajner - aye,
Mr. Marcinkowski - aye. Motion carried.

Res. #94

Motion by: Timothy Busler
Seconded by: Steven Marcinkowski

Resolved, that the Supervisor be authorized to transfer \$2,143.60 from General Fund Appropriation Contingent Account, A-1990.4 to General Fund Appropriation Account Refuse & Garbage, Personal Service, A-8160.1.

VOTE: Mr. Busler - aye, Mr. Folsom - aye, Mr. McCarthy - aye, Mrs. Rajner - aye,
Mr. Marcinkowski - aye. Motion carried.

Res. #95

Motion by: Steven Marcinkowski
Seconded by: Kevin McCarthy

Resolved, that the Supervisor be authorized to transfer \$2,034.68 from General Fund Appropriation Building, Contractual Expense Account, A-1620.4 to General Fund Appropriation Health Insurance Account, A-9060.8.

VOTE: Mr. Busler - aye, Mr. Folsom - aye, Mr. McCarthy - aye, Mrs. Rajner - aye,
Mr. Marcinkowski - aye. Motion carried.

Town Board meeting held December 29, 2016 cont'd.

Res. #96

Motion by: Danielle Rajner
Seconded by: Timothy Busler

Resolved, that the Supervisor be authorized to transfer \$135.60 from Highway Outside Fund Appropriation General Repairs, Personal Service Account, DB-5110.1 to Highway Outside Fund Appropriation Social Security Account, DB-9030.8

VOTE: Mr. Busler - aye, Mr. Folsom - aye, Mr. McCarthy - aye, Mrs. Rajner - aye,
Mr. Marcinkowski - aye. Motion carried.

Res. #97

Motion by: Steven Marcinkowski
Seconded by: Timothy Busler

Resolved, that the Supervisor be authorized to transfer \$635.70 from Library Fund Appropriation Clerk Substitute, Personal Service Account, L-7410.41 to Library Fund Appropriation Clerk, Personal Service Account, L-7410.1.

VOTE: Mr. Busler - aye, Mr. Folsom - aye, Mr. McCarthy - aye, Mrs. Rajner - aye,
Mr. Marcinkowski - aye. Motion carried.

Discussion:

Supervisor Marcinkowski read an email from Rick Nuijens, Planning Board Chairman, concerning Board Member Ed Robertson. He said that Mr. Robertson always contributes in the meetings and is an active Board Member.

Res. #98

Motion by: Steven Marcinkowski
Seconded by: Timothy Busler

Resolved, that the Town Board re-appoint Edward Robertson to the Planning Board for a (5) year term commencing January 1, 2017.

VOTE: Mr. Busler - aye, Mr. Folsom - aye, Mr. McCarthy - aye, Mrs. Rajner - aye,
Mr. Marcinkowski - aye. Motion carried.

Discussion:

Supervisor Marcinkowski told the Board that he called the Comptroller and spoke with Lard about setting pay schedules for Elected Town employees. They advised him that it ties the hands of future Boards and that any adjustment to salary can be done at budget time, except for Judges (which can be done at the end of term).

Mr. Marcinkowski stated that as of January 1, 2017 all Town Board Members will be paid in full no matter if they have missed a meeting. Mr. Marcinkowski stated that he did not appreciate being accused of doing things illegally in an open Board meeting. He reiterated that the Board Members not being paid if they missed a meeting was passed years ago by a different Board. It was also agreed upon by Board Members, until now. Mr. Folsom said that he does not want to be paid his final year on the Board. The Board said he can donate if he would like. Mrs. Rajner said that Mr. Marcinkowski told her she would not get paid if she missed a meeting and that the Town does illegal things all the time. Supervisor Marcinkowski asked her what things are done illegal and she did not have any specifics. He stated that the Town had a very good audit and that the Town was running better than it ever has. Mr. Folsom said that nobody was there for the money. Mrs. Rajner said that the salary is not just for meetings and that Members do things off meetings and attend extra meetings, like this one.

Town Board meeting held December 29, 2016 cont'd.

Supervisor Marcinkowski read a letter from DEC notifying the Town Board that they have sufficient evidence to commence an enforcement action of violations of several Environmental Conservation Laws against Harold Ludlow.

Superintendent Edgar told the Board that DEC had given him a warning when he replaced the pipe by the muck, because he did not get a permit. He will call in the future on all projects to determine if near wetlands.

Res. #99

Motion by: Steven Marcinkowski

Seconded by: Timothy Busler

Resolved, that the meeting be closed at 9:38 a.m.

VOTE: Mr. Busler - aye, Mr. Folsom - aye, Mr. McCarthy - aye, Mrs. Rajner - aye,
Mr. Marcinkowski - aye. Motion carried.

Respectfully submitted,

Kim A. Delles
Town Clerk