

The Theresa Town Board held a Public Hearing and Regular meeting November 9, 2016 at 6:00 p.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

Others present: Scott Brown, Linda McMahon, Beth Jones, Greg Parmes, Bethany Neuroth, Jeff Hamilton, William Ciszek & Christy Ciszek.

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

Reports received and placed on file:

Town Clerk's & Building & Zoning October 2016 report  
Transfer Site October 2016 report  
Supervisor's October 2016 reports  
Town Justice Simpson's October 2016 report

Res. #69

Motion by: Kevin McCarthy  
Seconded by: Timothy Busler

**Resolved**, that the minutes of October 5<sup>th</sup>, 2016 be accepted as read.

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

Res. #70

Motion by: Steven Marcinkowski  
Seconded by: Danielle Rajner

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

General	Voucher	255-295	\$21,438.80
General O/S		37-41	\$822.25
Highway		201-240	\$90,592.18
Cemetery		23&24	\$271.75

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

Res. #71

Motion by: Danielle Rajner  
Seconded by: Kevin McCarthy

**Resolved**, that the Supervisor be authorized to transfer \$17.27 from General Outside Fund Appropriation Zoning, Contractual Expense, B-8010.4 to the General Outside Fund Appropriation Unemployment Insurance Account, B-9050.8.

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

Town Board meeting held November 9, 2016 cont'd.

Res. #72

Motion by: Steven Marcinkowski  
Seconded by: Timothy Busler

**Resolved**, that the Supervisor be authorized to transfer \$404.14 from Highway Fund Appropriation Retirement Account, DA-9010.8 to the Highway Fund Appropriation Unemployment Insurance Account, DA-9050.8.

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

Res. #73

Motion by: Timothy Busler  
Seconded by: Kevin McCarthy

**Resolved**, that the Supervisor be authorized to transfer \$20,839.67 from Highway Outside Fund Appropriation General Repairs Account, Contractual, DB-5110.4 to Highway Outside Fund Appropriation Capital Outlay Fund, DB-5112.2.

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

Res. #74

Motion by: Steven Marcinkowski  
Seconded by: Kevin McCarthy

**Resolved**, that the Supervisor be authorized to transfer \$9,114.00 from Highway Fund Appropriation Machinery Account, Contractual, DA-5130.4 to Highway Fund Appropriation Machinery Account, Equipment, DA-5130.4.

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

Res. #75

Motion by: Timothy Busler  
Seconded by: Danielle Rajner

**Resolved**, that the Supervisor be authorized to transfer \$800.00 from General Fund Appropriation Contingent Account, A-1990.4 to General Fund Appropriation Town Clerk, Contractual Account, A-1410.4.

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

Res. #76

Motion by: Steven Marcinkowski  
Seconded by: Kevin McCarthy

**Resolved**, that the Town Board re-appoint Charles VanTassel to a five year term to the Board of Assessment Review retroactive October 1, 2016 and ending September 30, 2021.

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

Town Board meeting held November 9, 2016 cont'd.

Discussion:

Linda McMahon, Recreation Director, advised the Board that she had drafted a new Application for Employment form for new hires. She told the Board that she would go through the applicants with the Board before she hires rink workers. The Supervisor will look into if an Employee under (16) could work for the Town. She told the Board that there were (27) kids last week for Friday night recreation. They have free play, crafts, snacks and then she reads a book at the end. The Board gave Ms. McMahon permission to start a Facebook page for Park & Recreation.

Scott Brown, President of the Rotary Club, asked the Board if there were any projects the Town needs done. He wanted to make the Town aware that Rotary is there if anything is needed. They helped with the dugouts and bleachers and now would like to do more. Supervisor Marcinkowski told him that the basketball/tennis courts are the Town's next project. Mr. Brown thought that a sketch should be done and then could go from there.

Beth Jones told the Board that they were holding a pancake breakfast on November 12th at the Firehall. The proceeds will be used to make the baseball field sheds bigger. The Board agreed for Ms. Jones to start a Facebook page for baseball only. The Board wants all positive and no negative on the site.

Supervisor Marcinkowski told the Board that the Cemetery is ahead this year \$3,800.00 plus. The increase in the plots/fees and the new hire that works just (40) hours a week have made the difference.

The Indian River High School FFA/Ag. class is interested in working with the Town on some projects. Mr. Marcinkowski suggested they could work with the Progress Group building flower boxes and starting flowers for the boxes in their greenhouses. Nicole Hurt from Indian River is applying for a grant in February to fund it.

Supervisor Marcinkowski advised the Board that (7) Towns are pulling out of Jefferson County Dog control. The Towns have been working 2 1/2 years with the County to settle the issues. Now the Town of Theresa's cost could double or possibly triple with all the Towns leaving. Allen Drake, County Legislator, suggested the Town jump out of the program. Mr. Marcinkowski met with Daniel Moyer from Gouverneur to contract with him. He has a shelter that meets all State Regulations and would charge the Town \$5,000.00 for 2017. He does several other Towns. He also would enumerate dogs for the Town. The Supervisor told the Board that the Town still owes the County for the next (2) years because the Town is charged for prior years.

Superintendent Edgar Highway update:

- \*Plows ready to go
- \*New bright road stakes have been placed on the roads for winter
- \*A permit will be needed from DEC to replace a pipe on Honey Hill Road

Andrew Hostetler, Dano Road, would like the Town's permission to tap the maple trees at the Creek Road/Stills Corner Cemetery. The Town Board did not approve. They did not want to set a precedence.

Jeff Hamilton, Eddy Road, addressed the Board about a trailer that he placed on his land. He stated that his place had burned and that there was a septic and well on the land. Terry McKeever, Zoning Officer, issued him a violation notice and sent him to Court for placing it there without a permit. The year of the trailer is unknown and is older than what is allowed in the Town, in Mr. McKeever's opinion. The Court advised him to come to the Town Board meeting. The Town Board told him that he would need to apply for a variance with the ZBA Board.

Town Board meeting held November 9, 2016 cont'd.

Res. #77

Motion by: Steven Marcinkowski  
Seconded by: Timothy Busler

**Resolved**, that the Town Board accept Terry McKeever's resignation as Building & Zoning Officer (for the purpose of retirement) effective December 1, 2016.

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

Res. #78

Motion by: Steven Marcinkowski  
Seconded by: Kevin McCarthy

**Resolved**, that the Town Board hire Terry McKeever as Building & Zoning Officer for the Town of Theresa, effective December 2, 2016.

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

Discussion:

Mr. Parmes had a concern over the double digit pay raises for some employees. He stated that if things are going good then the Board could throw the taxpayers a bone.

Councilman Folsom stated that he would like a pay schedule for the Judges and Supervisor. He thinks that recreation should be in the Booster Club hands. He feels that the main concern of the Town should be roads.

Supervisor Marcinkowski said that he was the 2nd or 3rd lowest paid Supervisor in the County. He works at least (25) hours a week for the Town and that would put him below minimum wage. He also loses pay at his full time job to attend Board meetings.

Res. #79

Motion by: Charles Folsom  
Seconded by: Timothy Busler

**Resolved**, that such Preliminary Budget be hereinbefore amended, be an hereby is adopted as the Annual Budget of this Town for the fiscal year beginning on the 1<sup>st</sup> day of January 2017; and that such budget as so adopted be entered in detail in the minutes of the proceedings of this Board , and be it

**Further Resolved**, that the Town Clerk of this Town shall certify in duplicate copies of said Annual Budget as adopted by this Town Board; adopted pursuant to Section 202A, Subd. 2, of the Town Law and deliver one copy thereof to the Supervisor of the Town, to be presented by him to the Board of Legislators of the County.

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

Res. #80

Motion by: Steven Marcinkowski  
Seconded by: Timothy Busler

**Resolved**, that the Town Board go into Executive Session at 7:30 p.m. to discuss possible litigation.

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

Town Board meeting held November 9, 2016 cont'd.

Res. #81

Motion by: Steven Marcinkowski  
Seconded by: Kevin McCarthy

**Resolved**, that the Town Board close Executive Session at 7:38 p.m.

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

Res. #82

Motion by: Steven Marcinkowski  
Seconded by: Kevin McCarthy

**Resolved**, that the meeting be closed at 7:38 p.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