

The Theresa Town Board held a Public Hearing and Regular meeting July 14, 2021 at 6:00 p.m. in the Town Office at 215 Riverside Ave. and the following were present:

Steven Marcinkowski	Supervisor
Timothy Busler	Councilman
Charles Folsom	Councilman
Kevin McCarthy	Councilman
Kim Delles	Town Clerk
Mark Savage	Highway Superintendent

Others present: Greg Parmes & Russ Wilcox

The meeting was called to order by Supervisor Marcinkowski at 6:02 p.m.

Reports received and placed on file:

Town Clerk's & Building & Zoning June 2021 report  
Transfer Site June 2021 report  
Supervisor's June & July 2021 reports  
Judge Klepacz's May 2021 report

Proof of Public Hearing having been furnished, Supervisor Marcinkowski opened the Public Hearing at 6:03 p.m. on Local Law No. 4-2021 entitled "Burn Ban Law".

Res. #44

Motion by: Kevin McCarthy  
Seconded by: Timothy Busler

**Resolved**, that the minutes of June 9, 2021 be accepted as read.

VOTE: Mr. Busler – aye, Mr. Folsom – aye, Mr. McCarthy – aye, Mr. Marcinkowski – aye.  
Motion carried.

Res. #45

Motion by: Charles Folsom  
Seconded by: Kevin McCarthy

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

Voucher #262-270;272-309 **Total \$131,090.69**

General	\$39,560.60
General O/S	\$605.34
Highway	\$13,261.90
Highway O/S	\$77,662.85

VOTE: Mr. Busler – aye, Mr. Folsom – aye, Mr. McCarthy – aye, Mr. Marcinkowski – aye.  
Motion carried.

Discussion:

Russ Wilcox spoke to the Board about his how the Oakwood Cemetery is being maintained. He stated he frankly believes it needs more respect than it is getting right now. Supervisor Marcinkowski told him that the gentleman hired had some health issues and had to quit. Scott Booth, who over sees the Cemetery for the Town, has hired a local girl to start this week. Mr. Marcinkowski said that he can speak for the Town Board, and they want it to look like it did last year. Superintendent Savage gave Mr. Wilcox his word that it will be back in shape soon.

No one came to speak for or against Local Law #4-2021

Town Board meeting held July 14, 2021 cont'd.

Res. #46

Motion by: Steven Marcinkowski  
Seconded by: Timothy Busler

**Resolved**, that Local Law No. 4-2021 entitled "Burn Ban Law" be adopted.

VOTE: Mr. Busler – aye, Mr. Folsom – aye, Mr. McCarthy – aye, Mr. Marcinkowski – aye.  
Motion carried.

Res. #47

Motion by: Steven Marcinkowski  
Seconded by: Timothy Busler

**Resolved**, be it enacted by the Town Board of the Town of Theresa that the proposed Local Law Opting Out Of Retail And On-Site Consumption Of Cannabis, and be it **Further Resolved**, that the Board hold a Public Hearing on August 11, 2021 at 6:00 p.m. for adoption of the Local Law.

VOTE: Mr. Busler – aye, Mr. Folsom – aye, Mr. McCarthy – aye, Mr. Marcinkowski – aye.  
Motion carried.

Res. #48

Motion by: Kevin McCarthy  
Seconded by: Charles Folsom

**Resolved**, that the Supervisor be authorized to transfer \$5,061.98 from General Fund Appropriation Contingent Account, A-1990.4 to the following General Fund Appropriation Accounts:

A-1420.4	Attorney, Contractual	\$5,000.00
A-8810.2	Cemetery, Equipment	\$61.98

VOTE: Mr. Busler – aye, Mr. Folsom – aye, Mr. McCarthy – aye, Mr. Marcinkowski – aye.  
Motion carried.

Discussion:

The Supervisor told the Board that the new Bookkeeper was a good pick and that she is very diligent. A lot of mistakes from the past have already been corrected. May & June have both been balanced. He stated that the NYS Comptroller contacted him stating that the 2020 Annual Report was not submitted. The Supervisor worked with Williamson Law Book Co. and with the Comptroller and it was filed on July 9<sup>th</sup>.

ARPA Coronavirus Local Fiscal Recovery Fund to the Town of Theresa will now be \$202,148.00. Half the money will come this summer and half summer 2022. The reason the number dropped from the \$300,000.00 that was expected is because the Fire Dept's budget had to be deducted from the total Town budget.

Mail/correspondences:

- A letter from Attorney Burrows about the Jefferson County Industrial Development Agency rewording their policy on PILOT programs was read. One sentence in the updated policy could reduce the amount of money a Town would receive in a PILOT situation if the Town entered into additional agreements with said company. Councilman McCarthy stated that all businesses should get taxed alike. Supervisor Marcinkowski told the Board that the Town Attorney was fighting for (7) different Towns to remove the wording that affects the Town's taxes.

Update of Highway Dept.:

- Highway has had some breakdowns. Superintendent Savage talked about the need to update equipment.
- The Town paid \$26,000.00 for a used Grader
- Mr. Savage would like to see any extra money in the budget to go to buy trash compactor at the Transfer Site.

Town Board meeting held July 14, 2021 cont'd.

Use of Facilities request was granted for the Progress Group to use the ice rink for a rummage sale August 25<sup>th</sup> thru August 28<sup>th</sup>.

Jamie Papin is interested in the vacant Town Council seat. The Board would like him to be invited to the next Board meeting and could appoint at that time if he is still interested.

Judge Klepacz did not show to audit his 2020 books. A FOIL request for his petition to run for Alexandria Judge was obtained and stated on March 16, 2020 he signed a witness statement that he resided at 25230 NYS Route 26, Redwood, NY. There is a residency requirement for elected officials to live in the Town they are elected. The Board worried about technicalities arising if he proceeds over any court duties. The Board wants his pay to be stopped and for Mr. Klepacz to turn in his key to the office. The Board would like a letter from the Town Attorney addressing this issue.

Progress Group update:

- Ice cream social at Gillman Park on July 21<sup>st</sup> from 6:00 to 9:00.
- Rummage sale at ice rink August 25<sup>th</sup> – August 28<sup>th</sup>.
- Pork Barbeque at the Bowling alley September 19<sup>th</sup>.

Res. #49

Motion by: Steven Marcinkowski

Seconded by: Charles Folsom

**Resolved**, that the meeting be closed at 6:59 p.m.

VOTE: Mr. Busler – aye, Mr. Folsom – aye, Mr. McCarthy – aye, Mr. Marcinkowski – aye.  
Motion carried.

Respectfully submitted,

Kim A. Delles  
Town Clerk