

The Theresa Town Board held a regular meeting April 12, 2023 at 6:00 p.m. in the Town Office at 215 Riverside Ave. and the following were present:

Steven Marcinkowski	Supervisor
Timothy Busler	Councilman
Kevin McCarthy	Councilman
Jamie Papin	Councilman
Kristopher Ryder	Councilman

Kim Delles	Town Clerk
Mark Savage	Highway Superintendent

Others present: Daren Morgan, Aimee Martini, Judge Roberts and Judge Oblender

The meeting was called to order by Supervisor Marcinkowski at 6:01 p.m.

Reports received and placed on file:

Town Clerk's & Building & Zoning March 2023 report
Transfer Site March 2023 report
Supervisor's February & March 2023 reports
Judge Robert's December 2022, January & February 2023 reports

Res. #21

Motion by: Kevin McCarthy
Seconded by: Kristopher Ryder

Resolved, that the minutes of March 8, 2023 be accepted as read.

VOTE: Mr. Busler – aye, Mr. McCarthy – aye, Mr. Papin – aye, Mr. Ryder – aye,
Mr. Marcinkowski – aye.

Res. #22

Motion by: Steven Marcinkowski
Seconded by: Timothy Busler

Resolved, that the following bills be paid:

Voucher #96-107;110;112-135 **Total \$72,176.97**

General	\$21,561.15
General O/S	\$420.00
Highway	\$18,745.21
Highway O/S	\$31,450.61

VOTE: Mr. Busler – aye, Mr. McCarthy – aye, Mr. Papin – aye, Mr. Ryder – aye,
Mr. Marcinkowski – aye.

Discussion:

Daren Morgan told the Board that the Planning Board changed (2) proposed items in the solar law.

- The overall footprint of a ground-mounted energy system that uses electricity primarily on-site shall not exceed 6000 square feet of coverage in all districts.
- For a roof-mounted solar energy system a solar panel system located on the roof of any legally permitted building or structure for the purpose of producing electricity for on-site or off-site consumption where the proposed off-site consumption is for the benefit of the primary on-site landowner.

Highway Superintendent Mark Savage would like to see big companies have to put up a bond to ensure the roads are not damaged when installing the panels.

Supervisor Marcinkowski would like the Town Board to take a month to digest the new changes and then start the local law process to pass the solar law.

Town Board meeting held April 12, 2023 cont'd.

Res. #23

Motion by: Steven Marcinkowski
Seconded by: Jamie Papin

Resolved, that the Town Board audit Judge Robert's books for 2022.

VOTE: Mr. Busler – aye, Mr. McCarthy – aye, Mr. Papin – aye, Mr. Ryder – aye,
Mr. Marcinkowski – aye.

Res. #24

Motion by: Kevin McCarthy
Seconded by: Kristopher Ryder

Resolved, that the Town Board audit Judge Oblender's books for 2022.

VOTE: Mr. Busler – aye, Mr. McCarthy – aye, Mr. Papin – aye, Mr. Ryder – aye,
Mr. Marcinkowski – aye.

Discussion:

Supervisor Marcinkowski told the Judges moving forward their monthly reports need to be to the Supervisor in a timely fashion. The Judges' reports are due to the Town and state by the 10th of each month. The Board was shown a spread sheet that showed that reports were sometimes four months late. Also, the Town had to pay \$15,380.00 in June of 2022 for June 2021 through December 2021 Justice fees due to the State. The Town budget for 2022 was then short. Mr. Marcinkowski stated that he had to ask for an extension to the Town's annual report in part because of the Judge's delay in reporting. Judge Robert's questioned why the Judge's were just hearing about this at tonight's meeting? The Supervisor answered that the entire Board needs to be aware of the problem with the Court's reporting. Judge Roberts blamed the bank statements come late, that her husband was in the hospital in January and there was a snowstorm in December. Supervisor Marcinkowski stated that both Judges needed to communicate to the Town Board if their reports are going to be late.

Councilman Ryder asked Judge Oblender about the goat farm on the Eddy Road that has been in front of her court. He stated that there has been a lot posted on Facebook about the animals in the road and on other neighbors' property. The property was given a violation for only having (5) acres of land and (6) acres is needed to have farm animals. Judge Oblender said that Ducks Unlimited was selling them some land to make their property legal. The Town Clerk said that the owners had first told the court that the County was going to give them a letter stating they could have a farm. Terry McKeever, Zoning Officer, told the Judge the County has no say and that Town Law supersedes all other law. The second time in court they told the Judge that Ducks Unlimited was going to lease them land to have enough acreage for a farm. Terry McKeever told the Judge that landowners cannot lease neighboring property to have a farm. Judge Oblender stated that Mr. McKeever never issued a second violation on this property.

Res. #25

Motion by: Timothy Busler
Seconded by: Kristopher Ryder

Resolved, that the Supervisor be authorized to transfer \$202.59 from General Appropriation Contingent Account, A-1990.4 to General Appropriation Unallocated Insurance Contractual Expense Account, A-1910.4.

VOTE: Mr. Busler – aye, Mr. McCarthy – aye, Mr. Papin – aye, Mr. Ryder – aye,
Mr. Marcinkowski – aye.

Town Board meeting held April 12, 2023 cont'd.

Res. #26

Motion by: Timothy Busler

Seconded by: Jamie Papin

Resolved, that the Supervisor be authorized to transfer \$20,000.00 from Highway Outside Appropriation Machinery/Rental Contractual Account, DB-5130.4 and \$8,000.00 from Highway Outside General Repairs Contractual Expense Account, DB-5110.4 to Highway Outside Appropriation Machinery Equipment Expense Account, DB-5130.2.

VOTE: Mr. Busler – aye, Mr. McCarthy – aye, Mr. Papin – aye, Mr. Ryder – aye,
Mr. Marcinkowski – aye.

Discussion:

Summer Recreation:

- Councilman Ryder has reservation about hiring non-residents of the Town for the Recreation Director and staff positions. He stated that going forward the Town should always post the positions.
- Councilman Ryder wants to volunteer his time to oversee baseball, winter rink and summer recreation. He has a full-time job so he can't be there full-time. He has ideas from when he was a kid of how it could be run. He feels like the program has gotten away from how it was done in the past. Some of his ideas include hiking on the Indian River Lakes Conservancy trails, enchanted forest trip, baseball game in Syracuse, bringing the fire truck in for the kids etc. He thinks the Director should be at least (21) years of age. Two kids that worked last year through Jefferson County Workplace are returning this year. The Town will pay for any first aid training needed.

Grievance day will be held May 23rd

Mail/Correspondence:

- Antwerp American Legion

The Board was shown pictures of how untidy the library is when Terry McKeever did an inspection. In 2021 the library was asked to clean up after an inspection. There are fire hazard concerns. The library is having some repair work done this month from the flood damage done in 2018.

Update of Highway Dept.:

- Quotes for blacktop at the Town Office (\$5,700.00) & Oakwood Cemetery (\$8,170.00) were discussed. Greg Wills will be paving Riverside Avenue for the Village, so it makes sense that the Town paves at the same time. The Board agreed it was a good idea.
- The new truck/snowplow should be here around the end of this month.
- Starting spring cleanup, picking roadsides, and breaking down the snowplows
- Estimates are coming in for paving town roads.

Transfer Site:

- Jefferson County is charging \$6.00/tire, so the Town needs to adjust our charge accordingly.

Res. #27

Motion by: Kevin McCarthy

Seconded by: Steven Marcinkowski

Resolved, that the Town of Theresa charge \$6.00 a tire at the Transfer Site, effective immediately.

VOTE: Mr. Busler – aye, Mr. McCarthy – aye, Mr. Papin – aye, Mr. Ryder – aye,
Mr. Marcinkowski – aye.

Town Board meeting held April 12, 2023 cont'd.

Cemetery:

- The Board was shown a picture of the rock wall collapsed on the Dresser mausoleum. The Progress Group is going to start a Go Fund Me for the repair work. Matt Murdough has already started with the cleanup from the collapse.
- Tim Beach will be starting back to work around the 1st of May.
- Inmates are scheduled to work in the cemetery from May 10th through May 14th.

Ballfields:

- The highway has been working with Councilman Ryder on the ball field pitching mounds. Mr. Ryder told the board that (70) kids have signed up for baseball. There will be (1) peewee team, (2) grasshopper teams and (23) children playing tee ball so far.

Res. #28

Motion by: Steven Marcinkowski

Seconded by: Kevin McCarthy

Resolved, that the meeting be closed at 7:45 p.m.

VOTE: Mr. Busler – aye, Mr. McCarthy – aye, Mr. Papin – aye, Mr. Ryder – aye,
Mr. Marcinkowski – aye.

Respectfully submitted,

Kim A. Delles
Town Clerk