

The Theresa Town Board held a regular meeting April 11, 2018 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 - absent	Councilmember
Kim Delles	Town Clerk
Darren Edgar	Highway Superintendent

Others present: Greg Parmes, Tina Morrison, Linda McMahon, James Burrows, Ian Gilbert & Ed Klepacz.

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

Discussion:

Attorney James Burrows told the Board that he represents a number of Towns & Villages. The firm Conboy, McKay, Bachman & Kendall that he works for has 12 Attorneys and he introduced Attorney Ian Gilbert to the Board. Attorney Burrows would be the point of contact if the Town decides to go with his firm, but all the Attorneys would be available to the Town. He told the Board that any new lawyer would have a learning curve at first. Supervisor Marcinkowski told him that the Town needs strong lawyers and that most cases would be zoning issues. Attorney Burrows told the Board that if they picked his firm the Town was not obligated to stay with it if not satisfied. A proposal (see attached) for legal services was read by the Board.

Recreation Director Linda McMahon updated the Board on the following:

- * The TIBC has switched bats that can be used this year. The new bats have to have a USA certification on them. The new bats are compatible with Little League rules. The Board asked Ms. McMahon to ask at the next meeting if the old bats could be used this year since new bats were not budgeted.
- *There is not enough kids for grasshopper so there will only be an A & B peewee teams and a T-ball league.
- *Coaches now have to have CPR training at \$75.00 each
- *The Board agreed that summer recreation would go to (4) days a week.

Reports received and placed on file:

Town Clerk's & Building & Zoning March 2018 report
Transfer Site March 2018 report
Supervisor's March 2018 report
Judge Klepacz's March 2018 reports
Judge Robert's March 2018 report

Res. #19

Motion by: Timothy Busler
Seconded by: Charles Folsom

Resolved, that the minutes of March 14, 2018 be accepted as read.

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

Res. #20

Motion by: Steven Marcinkowski
Seconded by: Timothy Busler

Resolved, that the following bills be paid:

Voucher #135-138;140-173 **Total \$34,475.48**

General	\$15,847.96
General O/S	\$607.46
Highway	\$7,837.75
Highway O/S	\$10,182.31

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

Town Board meeting held April 11, 2018 cont'd.

Res. #21

Motion by: Kevin McCarthy
Seconded by: Timothy Busler

Whereas, the Town of Theresa is currently the owner of certain parcel of Real Property know as Theresa Tax Map parcel #23.81-1-26.2 as shown on survey annexed as Exhibit A, and

Whereas, the Theresa Fire District has certain facilities located on such property and have for many years, and

Whereas, the original intent was that this property would be transferred to ownership by the Theresa Fire District, and

Whereas, such was never accomplished, and

Whereas, the Town Board is authorized to make such a transfer without consideration under Section 72-h of the General Municipal Law,

Now, therefore, be it

Resolved, that the Town Board of the Town of Theresa hereby agrees to transfer ownership of the Town of Theresa Tax Map parcel #23.81-1-26.2 as shown as Exhibit A hereto, currently owned by the Town of Theresa to the Theresa Fire District provided that the Theresa Fire District shall cover all costs associated with the transfer of such property including any recording charges and attorney's fees.

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

Res. #22

Motion by: Steven Marcinkowski
Seconded by: Timothy Busler

Resolved, that the Town of Theresa accept an "Amendment To Change The Estimated Expenditure For Snow & Ice Agreement" with the New York State Department of Transportation due to the severity of the winter during 2016/2017.

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

Discussion:

Supervisor Marcinkowski told the Board that NY State DOT sent the Town \$33,586.92 in December 2017 for the Snow & Ice contract to plow roads in error. The Town canceled the contract so they would like it returned to them. Mr. Marcinkowski will call the State to see if it is owed to them.

Lia Call, Backpack Run Race Organizer, would like permission to hold the 4th annual Backpack Run in Theresa on Saturday September 15, 2018. The Board gave permission.

NYS DEC is requesting to inspect the old dump at the Transfer Site.

Update of Highway Department:

* Mr. Edgar and Matt Cooper met with Tom Venue from the DEC to go over paperwork to reapply for a grant for salt storage. The Town scored a 60 and any other Town that scored a 62 or higher got the grant.

* Superintendent Edgar asked the Board if the speed limit on County Route 22 (Oxbow Road) could be moved back further because of the hill. He stated that the Town has to make the resolution first and then it goes to the County. The Town Clerk will call the County and get a sample resolution to follow.

Mr. Parmes (Progress Group) updated the Board:

*The Easter party was a big success.

*The land where the Veteran's monument will be is getting cleaned up. JCC artists will be doing the mural.

*May 12th is Santway Park cleanup day

*New email is tpg2009@yahoo.com

*The group is starting a Friends of the Progress Group for people who don't want to be a member but just want to help out.

Town Board meeting held April 11, 2018 cont'd.

Ed Klepacz asked for (2) use of facilities for the ballfields. The Board told Mr. Klepacz that McNickle Filed will be closed as of August 13th to do drainage. Mr. Klepacz told the Board that he has advised Diesel Jones to come speak with the Board about the money he still has from a tournament. Dave Bearup is donating the pipe so the Board could maybe have him donate it for something else for the fields. Mr. Klepacz suggested digging the hill out of McNickle field on the 3rd baseline.

Res. #23

Motion by: Kevin McCarthy
Seconded by: Charles Folsom

Resolved, that the Town Board audit the Supervisor's 2017 books.

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

Discussion:

Supervisor Marcinkowski told the Board that with software snafus throughout 2017 he is feeling uneasy with regard to the books. He told the Board that the 2017 audit is all balanced and everything balances with the bank. He would like to bring in an independent accountant to look over things. The Board asked him to look into the cost first.

Councilmember McCarthy stated that he wants to make sure all Town residents get notified of the grants available to pay half the cost (up to \$10,000.00) of septic systems for (12) month residents on the lakes and river.

Res. #24

Motion by: Kevin McCarthy
Seconded by: Timothy Busler

Resolved, that the Town Board hire Attorney James Burrows as the Town Attorney starting May 1, 2018.

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

Res. #25

Motion by: Steven Marcinkowski
Seconded by: Kevin McCarthy

Resolved, that the meeting be closed at 7:51 p.m.

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

Respectfully submitted,

Kim A. Delles
Town Clerk