

The Theresa Town Board held a regular meeting November 7, 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 - absent	Councilmember
Danielle Rajner - absent	Councilmember
Kim Delles	Town Clerk
Darren Edgar	Highway Superintendent

Others present: Pam Marcinkowski, Mark Savage & Greg Parmes

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 2018 report  
Transfer Site October 2018 report  
Supervisor's October 2018 report  
Judge Klepacz's September 2018 reports  
Judge Robert's September 2018 report  
Dog Control Officer's September & October 2018 report

Res. #64

Motion by: Steven Marcinkowski  
Seconded by: Timothy Busler

**Resolved**, that the minutes of October 3, 2018 be accepted as read.

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

Res. #65

Motion by: Timothy Busler  
Seconded by: Charles Folsom

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

Voucher #503-516;518-554; **Total \$98,866.74**

General	\$18,706.48
General O/S	\$225.92
Highway	\$58,999.77
Highway O/S	\$20,934.57

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

Res. #66

Motion by: Steven Marcinkowski  
Seconded by: Charles Folsom

**Resolved**, that the Supervisor be authorized to transfer \$468.96 from Highway Fund Appropriation Machinery Personal Service Account, DA-5130.1, to the Highway Fund Appropriation Service to Other Government Personal Service Account, DA-5148.1.

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

Town Board meeting held November 7, 2018 cont'd.

Res. #67

Motion by: Steven Marcinkowski  
Seconded by: Charles Folsom

**Resolved**, that the Supervisor be authorized to transfer \$512.16 from Highway Outside Fund Appropriation General Repairs Contractual Account, DB-5110.4 to the Highway Outside Fund Appropriation Capital Outlay Equipment Account, DB-5112.2.

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

Discussion:

Supervisor Marcinkowski informed the Board that Clint Coolidge did not want to be re-appointed to the Board of Assessment Review. He told the Board that Victoria McCullough is interested in the position.

Res. #68

**Resolved**, that the Town Board appoint Victoria McCullough to the Board of Assessment Review effective immediately and ending September 30, 2023.

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

Discussion:

Mail & email:

\*The Board read a letter (see attached) from Historian Timothy Minnick asking if the Board would be interested in purchasing the house next to the Library. He thought it was a great price and eventually it could be tore down for parking space or to expand the Library. The Board agreed that the Town is not interested, but maybe the Library Board would be.

The Supervisor advised the Board that (1) Judge is doing a lot more work than the other and the revenues are down. He stated that Judge Klepacz and Judge Simpson approached the Board a few years ago and wanted a substantial raise because the Village Court was closing and in turn they would have more cases. He said that doesn't seem to have been the case.

Mr. Marcinkowski had his cottage inspected and passed by the Agriculture & Markets, as required to open the dog shelter. He told the Board that Planning Board Chairman Rick Nuijens has been giving him problems. The Planning Board postponed his Site Plan review last month and stated they were looking into if it was legal. Mr. Nuijens told the Supervisor that taxpayers should pay more and give it back to the County. Supervisor Marcinkowski told the Board that certain taxpayers have all they can do to pay property taxes, buy fuel & medicine etc. Mr. Folsom stated that it has already been agreed on by the Board that Mr. Marcinkowski house the dogs if needed.

Mike Goodnough talked to the Town Clerk about his neighbors dogs barking all the time. He has called the Dog Control Officer and talked to the Village and nobody has taken care of the problem. He is very upset that it has not been taken care of and would like something done. According to the Dog Control Officer's report she received a call from a trooper and he advised her that the person at the residence is not very cooperative and she should not go there alone. The trooper said that he had spoken to the dog owner and he took care of the issue. The Town Clerk told the Board that the dogs are unlicensed and that she advised Mr. Goodnough to get a copy of the Village's Local Law. The Town's Local Law states that a barking dog's owners can be issued a ticket for such. Supervisor Marcinkowski will follow up with the complaint.

Update of Highway Dept.: Mr. Edgar told the Board that the crew is 99% ready for winter.

Update Park & Rec: Winter recreation started on October 26th.

Town Board meeting held November 7, 2018 cont'd.

Discussion:

Supervisor Marcinkowski told the Board that his computer is acting up. Advanced Business Systems told him his computer is (9) years old and it would not be worth the money to fix. The Board agreed to buying a new desktop computer for the Supervisor.

The Town was issued a check for \$23,099.19 by insurance company for when the building was flooded because of a clogged drain on the roof. Supervisor Marcinkowski told the Board that (6) Highway men spent 4 1/2 days working on the pipe and roof. He would like to see the Highway reimbursed for their time out of the insurance money. He will speak to the Library Board about it at their next meeting.

Res. #69

Motion by: Timothy Busler  
Seconded by: Charles Folsom

**Resolved**, that the Preliminary Budget be amended by making the following changes therein:

**That**, the Highway Revenue for Sales Tax, DA-1120 be decreased from \$136,498.00 to \$126,498.00.

**That**, the Highway Outside Village Revenue for Sales Tax, DB-1120 be increased from \$191,181.00 to \$201,181.00.

**That**, the General Less Fund Balance be increased from \$5,600.00 to \$50,500.00.

**That**, the Highway Outside Village Less Fund Balance be decreased from \$55,000.00 to \$45,000.00.

**That**, the Library Less Fund Balance be increased from \$8,500.00 to \$11,500.00.

**Further 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 2019; 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 – absent, Mrs. Rajner - absent,  
Mr. Marcinkowski – aye. Motion carried.

Discussion:

Mr. Parmes discussed the letter he had sent last month. His main concern is that the Board not change an elected officials salary in the middle of a term.

Progress Group news:

\*Mr. Parmes thanked the Highway Department for the help on Halloween night. Mr. Marcinkowski suggested making something permanent for hayrides in the future. Mr. Parmes stated it was already discussed and maybe the Rotary would help with that.

\*The mural at Veteran Memorial is 90% complete

\*Lots of plans for Christmas in place

Supervisor Marcinkowski asked the Board their thoughts on implementing that Board Members do not receive pay if a meeting is missed. It was brought up a couple of years ago that it was illegal not to pay, so the Board voted to pay for meetings missed. Councilman Folsom and Busler are against paying for meetings missed and would like to go back to how it was. The Board wondered if the Town could supersede that law. The Supervisor stated when the audit was conducted in 2013, the Auditor did not have a problem with how the Town did it then. The Board will table until a full Board is present.

Town Board meeting held November 7, 2018 cont'd.

Res. #70

Motion by: Steven Marcinkowski

Seconded by: Timothy Busler

**Resolved**, that the meeting be closed at 6:54 p.m.

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

Respectfully submitted,

Kim A. Delles  
Town Clerk