

The Theresa Town Board held a regular meeting October 3, 2017 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: Ken McCormick, Greg Parmes, Kristy Perry, Ed Klepacz, Helen Tyler, Tracie Hudon, Terry McKeever & Tina Morrison.

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 September 2017 report
Supervisor's July 2017 reports
Transfer Site's September 2017 report

Res. #67

Motion by: Danielle Rajner
Seconded by: Kevin McCarthy

Resolved, that the minutes of September 13, 2017 be accepted as read.

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

Res. #68

Motion by: Kevin McCarthy
Seconded by: Charles Folsom

Resolved, that the following bills be paid:

Voucher #448-475 **Total: \$35,437.65**

General	\$6,812.55
General O/S	\$370.27
Highway	\$15,153.67
Highway O/S	\$12,991.16
Cemetery	\$110.00

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

Res. #69

Motion by: Steven Marcinkowski
Seconded by: Kevin McCarthy

Resolved, that the Town Board accept Mary Wilcox's resignation as Town Historian effective December 31, 2017.

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

Discussion:

Highway update:

*Superintendent Edgar told the Board that all the paving is done and the men have been working on trucks

Park & Recreation update:

*Supervisor Marcinkowski told the Board that he is still trying to obtain the baseball equipment.

*Supervisor Marcinkowski said he has spoken with the Village Mayor about pulling the porta potties for the season.

Town Board meeting held October 3, 2017 cont'd.

Discussion continued:

The Supervisor showed the Board a survey sent out by the Theresa Progress Group about the fall festival. Councilmember Busler and Rajner said it was a great success.

Discussions during review of the budget:

*Mr. Klepacz told the Board that Philly will have its own baseball team next year.

*Mr. Folsom stated he has a problem with the Town doing recreation. He does not think the Town has ever had a handle on it. The (2) person committee this year was a mistake.

*Mrs. Rajner stated she thinks a monthly report of expenses should be done.

*Mr. Edgar told the Board that the Town needs to buy a commercial lawn mower. Mr. Folsom and Mr. McCarthy both think it should be bought locally.

Res. #70

Motion by: Steven Marcinkowski

Seconded by: Kevin McCarthy

Resolved, that the attached Resolution pertaining to the Town Board approving the preliminary budget for the fiscal year commencing January 1, 2018 be adopted and the Town Board meeting be held the 8th day of November 2017 at 6:00 pm in the Town Office, 215 Riverside Avenue, for the purpose of a Public Hearing on the Preliminary budget and for a regular Town Board meeting and be it

Further Resolved, that the notice of Public Hearing be published as a legal notice in the Watertown Daily Times.

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

Res. #71

Motion by: Steven Marcinkowski

Seconded by: Timothy Busler

Resolved, that the Town Board of Theresa does hereby prepare and approve the preliminary budget of this Town of the fiscal year beginning on the 1st day of January 2018, the itemized statement of estimated revenues and expenditures hereto attached and made part of this resolution, and be it

Further Resolved, that such preliminary budget shall be filed in the office of the Town Clerk where it shall be available for inspection by any interested person at all reasonable hours, and be it

Further Resolved, that this Board shall meet at 6:00 pm on the 8th day of November 2017, for the purpose of holding a Public Hearing upon such preliminary budget, and be it

Further Resolved, that the Town Clerk gives notice of such Preliminary Hearing on the manner provided in Section 113 of the Town Law, and such notice be published and posted substantially in the following form:

NOTICE OF HEARING UPON PRELIMINARY BUDGET

Notice is hereby given that the preliminary budget of the Town of Theresa for the fiscal year beginning January 1, 2018, has been completed and filed in the office of the Town Clerk, 215 Riverside Avenue, Theresa, New York, where it is available for inspection by interested parties at all reasonable hours, and be it

FURTHER NOTICE, is hereby given that the Town Board of the Town of Theresa will meet and review said preliminary budget and hold a Public Hearing thereon, at the Town Office, 215 Riverside Avenue, at 6:00 pm on the 8th day of November 2017 and at such hearing any person may be heard in favor or against the preliminary budget as compiled, or for any item or items therein contained.

PURSUANT TO SECTION 113 of the Town Law, the proposed salaries of the Town Officers are hereby specified as follows:

Town Board meeting held October 3, 2017 cont'd.

Supervisor - \$16,000.00
Town Justice - \$8,400.00
Town Justice - \$8,400.00
Councilman (4) – \$1,395.00 each
Town Clerk/TaxCollector - \$37,349.00
Supt. of Highways - \$60,086.00

BY ORDER OF THE TOWN BOARD

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

Discussion:

Judge Klepacz told the Board that he has been discussed in the public meetings for the last (6) months, so he would like to publicly address the Board on some issues.

* At the August meeting the Dog Control Officer not submitting an accusatory instrument was discussed. Judge Klepacz stated that Daniel Moyer has since used the accusatory instrument. Mrs. Delles asked the Judge who has been given a ticket for unlicensed dogs and Judge Klepacz stated that Daniel has submitted (1) and done it accordingly.

*Judge Klepacz told the Board that on July 28th the Town received a letter from Judge Gideon (5th Judicial District Special Council) that conveniently wasn't addressed. Mr. McCarthy said it was discussed but was left out of the minutes.

*Judge Klepacz said he was at the last meeting and stated that nobody thought to ask him to stay. He ask the Board why he was not asked to stay because he was discussed. Mr. McKeever said that Judge Klepacz was gone before he brought the issue up with the Board.

*Judge Klepacz stated that the Town has received (2) letters from Judge Gideon stating that he is acting in accordance with the law.

*Judge Klepacz said that he has stated the need for an accusatory instrument over and over again. Councilmember Rajner said that it has been brought up by Judge Klepacz at the meetings. Councilmember Folsom said he has never heard it before. Mr. McKeever said that other Towns do not use it. Judge Klepacz said that as President of the Magistrates Association he would like to know which Town Judges so they can be corrected.

Rs. #72

Motion by: Steven Marcinkowski

Seconded by: Kevin McCarthy

Resolved, that the Town Board go into Executive Session at 7:15 p.m. to discuss union contract negotiations and for a personnel issue.

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

Res. #73

Motion by: Steven Marcinkowski

Seconded by: Danielle Rajner

Resolved, that the Town Board end Executive Session at 7:50 p.m.

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

Town Board meeting held October 3, 2017 cont'd.

Res. #74

Motion by: Steven Marcinkowski
Seconded by: Danielle Rajner

Resolved, that the Town Board accept the (3) year Teamster's Contract effective January 1, 2018.

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

Res. #75

Motion by: Steven Marcinkowski
Seconded by: Timothy Busler

Resolved, that the meeting be closed at 7:52 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