

The Theresa Town Board held a regular meeting October 12, 2022 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: Greg Parmes, Theresa Leeson, Kristy Perry, Eileen Kaleel, Mark Kaleel, Allyson Stephenson, Cody Stephenson & Terry McKeever

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 2022 report
Transfer Site September 2022 report
Supervisor's September 2022 report
Town Justice Robert's August 2022 report

Res. #55

Motion by: Timothy Busler
Seconded by: Kristopher Ryder

Resolved, that the minutes of September 14, 2022 be accepted as read.

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

Res. #56

Motion by: Steven Marcinkowski
Seconded by: Jamie Papin

Resolved, that the following bills be paid:

Voucher #403-407;409-441 **Total \$83,979.20**

General	\$25,021.10
General O/S	\$120.00
Highway	\$48,048.11
Highway O/S	\$10,789.99

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

Discussion:

Letters/Correspondence:

A letter from Lance Peterson, Clayton Supervisor, about collection of occupancy tax from short-term rental properties was discussed. The letter asked for a letter of support from the Town. Supervisor Marcinkowski thought it was a good idea to make short term rentals accountable to pay a bed tax and to have an inspection process. Councilman Ryder did not think it is fair that hotels must charge a bed tax and Air B&Bs don't. There are a lot of them in Theresa, especially around the lakes. Cory Stephenson told the Board that just on (1) app he pulled up 23 available within a 15-mile radius. Eileen Kaleel told the Board that they need to educate themselves before sending the Town's support. There is a possibility that the Town would have to enforce the County regulations, if any, on the short-term properties. The Board would like Allen Drake, County Legislator, to attend the November meeting.

Town Board meeting held October 12, 2022 cont'd.

Update of Highway Dept.:

- All the sand for this winter has been hauled
- The men are working on switching over the trucks for winter
- Some landscaping at McNickle field was done

Update Park & Rec:

- Mark Kaleel keeps posting about starting flag football but not a lot have shown up
- The highway fixed the screws in the roof of the ice rink. All good for now

Theresa Library:

- Theresa Leeson (Trustee) told the Board that because of the pandemic they were unable to get bids for the inside repair work to the library from the damage due to the roof flooding. The insurance money has been carried over in the budget for (5) years. The roof drain was able to be fixed this past summer. There is a plaster issue at the back of the building. They would like to do the repairs in (2) phases. First would be the plaster and the second phase would be extending the railing and replacing the storm doors. Eileen Kaleel (Trustee) said that contractors have been backed up. She would like to meet with the Supervisor and Town Clerk to go over the budget process.
- The Library Board has talked with NCLS about separating the library finances from the Town. Supervisor Marcinkowski spoke to a Trustee in Antwerp that does it. They would do their own payroll and pay the bills for the library. The Board would still maintain the building and grounds. A contract could be drawn up stating that.
- Mrs. Leeson told the Board that Kristy Perry, Librarian, was awarded a citation for working so well with others. During the pandemic she read online. She does arts and crafts at the library. Mrs. Leeson stated that she does an awesome job.

Zoning regulation section 660 – recreational vehicles:

- Cory Stephenson told the Board that it would be cost prohibited to build on his father's land on Hanson Bridge Road. It would cost \$100,000 to get the site ready to build. He stated that it is a burden to set up and take down their RV, so he would like to be able to get a season pass. They have a porta john for sewage. He said that the law was written vaguely, and it reads that it does not have to be (30) consecutive days.
- Supervisor Marcinkowski stated that last spring the law was passed, with the Planning Boards suggestions, to strengthen the law and give it teeth. There was a public hearing, and nobody came for or against the law. Allyson Stephenson said that they looked at the Watertown Daily Times and they could not find it was advertised. Mrs. Delles provided them with a copy of the legal that was posted in the Times.
- Terry McKeever, Zoning Officer, said that in the (13) years prior to this new law you could have more than (1) on your property. Mr. McKeever said he cannot police the law to get every RV, but if he gets a complaint he follows up and enforces it. Mr. McKeever said that Mr. Sears on Sixberry Lake paid \$500.00 in fines and \$200.00 in zoning fees this past summer. He stated that if people want to use an RV for a longer period, then they can go to Wilson's Hyde Lake Park. The Lake property owners do not want RVs on the lakes, and it would also be less revenue the Town collects in taxes. Mr. McKeever said that an RV parked in a resident's driveway (like on County Route 136) is permitted and that is common sense. Mr. Stephenson would like the period extended to (3) months and that would make it easy to enforce. He stated that the Town is playing to special interest and favoritism. Councilman Ryder stated that the point was made last month about people who purchased land and followed the law and built. Mr. Stephenson stated that he was going to file a complaint against everyone that has an RV on their property. Mr. McKeever said that would help him out. Terry McKeever told the Board that if they change the law then is done working for the Town. The Supervisor said that Mr. McKeever has a tough job. A majority of the Town Board voted to fine tune the law.
- Mr. McKeever talked about the problem on the Baker Road, where an unregistered RV was placed on property that was owned by someone else. It cost the Town thousands of dollars in Attorney fees. Everyone on the road complained and Channel 7 News interviewed Terry. The case was sent to Antwerp Town Court and has since been resolved.
- Mr. Stephenson stated that he owned 2 ½ acres and it is in a swamp.
- The Supervisor tabled the discussion and would like to wait until December's meeting to discuss.

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Mr. Parmes asked the Town if they would still be plowing the food pantry this winter. Mr. Savage said absolutely. Progress Group will be handing out candy at the Presbyterian Church on Halloween night.

Tentative budget discussion:

- An estimate of \$4,500 out of the library insurance account (L7410.41) will be used in 2022 and the remaining balance will carry over to 2023 budget.
- Supervisor is not taking a raise
- Town Clerk/Tax Collector salary for 2023 will be lowered by \$10,000. A Budget Officer position (A1340.4) will be created with a salary of \$10,000 that will be paid to Kim Delles.
- The Covid Relief funds (A3010.4) will need to be spent next year in early spring (It will be used on air-conditioner/purifier, front entrance and possibly the tennis/basketball courts/skating rink)
- \$30,000 will be added to DB-5110.4 to repair Town roads that cannot be repaired with CHIPS money because of the (10) year clause.

Res. #57

Motion by: Steven Marcinkowski
Seconded by: Jamie Papin

Resolved, that the attached Resolution pertaining to the Town Board approving the preliminary budget for the fiscal year commencing January 1, 2023 be adopted and the Town Board meeting be held the 9th day of November 2022 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. McCarthy – aye, Mr. Papin – aye, Mr. Ryder – aye,
Mr. Marcinkowski – aye. Motion carried.

Res. #58

Motion by: Timothy Busler
Seconded by: Kristopher Ryder

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 2023, the itemized statement of estimated revenues and expenditures hereto attached and made part of this resolution, and be it

Further Resolved, such a 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 9th day of November 2022, 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, 2023, 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 9th day of November 2022 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.

Town Board meeting held October 12, 2022 cont'd.

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

Supervisor - \$18,000.00
Town Justice (2) - \$9,626.00 each
Councilman (4) – \$1,395.00 each
Town Clerk/Tax Collector - \$34,142.00
Supt. of Highways - \$68,946.00

BY ORDER OF THE TOWN BOARD

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

Res. #59

Motion by: Steven Marcinkowski
Seconded by: Jamie Papin

Resolved, that the Town Board go into executive session for personnel issues at 8:10 p.m.

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

Res. #60

Motion by: Steven Marcinkowski
Seconded by: Timothy Busler

Resolved, that the Town Board close executive session at 8:31 p.m.

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

Res. #61

Motion by: Steven Marcinkowski
Seconded by: Timothy Busler

Resolved, that the meeting be closed at 8:32 p.m.

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

Respectfully submitted,

Kim A. Delles
Town Clerk