

The Theresa Town Board held a regular meeting September 13, 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 - absent	Councilman
Jamie Papin	Councilman
Kristopher Ryder	Councilman
Kim Delles	Town Clerk
Mark Savage	Highway Superintendent

Others present: Greg Parmes, Tom Johnston, Amy Martini, Christian Oblender, George Wisker, Marianne Wisker, Amber Murphy, Eileen Kaleel, Daren Morgan, Mike Howard & Lance Ronas.

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

Tom Johnston told the Board that he has talked to the Town Attorney about a case (Campbell) on Moon Lake that Mr. McKeever wrote a violation for on June 10th. The septic system was put in without a permit or engineered drawing and the leach field is on the neighbor's property (Busler). The Town Attorney told Mr. Johnston that it is a civil issue, and the neighboring property should seek legal action. Mr. Johnston spoke on the phone to Mr. Busler about the phone call with the Attorney, stating it is a civil matter. Mr. Busler said that he has talked to the Town Attorney and the Attorney did not say it was a civil matter. Mr. Johnston offered to get Attorney Burrows on the phone to clear up the matter. Mr. Busler stated that since a violation was issued by Mr. McKeever, the Campbells should be given an appearance ticket to appear in court. Mr. Johnston will write an appearance ticket to the Campbells tomorrow.

Mr. Johnston told the Board that he agreed to help the Town until the first of the year as Building Inspector. The Zoning part of the job has been his least favorite part. He has issued 17 to 18 permits so far.

Update Park & Rec:

- Amber Murphy told the Board that since it was her first year as Summer Recreation Director it was a little overwhelming. She thinks next year will be easier. She said it went well. The children enjoyed the Mets game, the zoo, and water safari. Next year she will not have the bus driver as the Co-Director. All the Counselors were amazing, and the Workplace was helpful. Amber told the Board that it is up in the air if she comes back next year. She will need to see where she is at early next spring, then will let us know. Supervisor Marcinkowski said that he liked what she did this summer and that she is a hell of an asset to the Town. Councilman Ryder said that he had all these plans for the summer rec and she executed all of them.

Reports received and placed on file:

Town Clerk's & Building & Zoning August 2023 report
Transfer Site August 2023 report
Supervisor's August 2023 report
Judge Robert's August 2023 report
Judge Oblender's August 2023 reports (**LATE – rec'd 9/12/2023**)
Jefferson County Dog Control 2nd Qtr. report

Res. #57

Motion by: Timothy Busler
Seconded by: Kristopher Ryder

Resolved, that the minutes of August 9, 2023 be accepted as read.

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

Town Board meeting held September 13, 2023 cont'd.

Res. #58

Motion by: Steven Marcinkowski

Seconded by: Jamie Papin

Resolved, that the following bills be paid:

Voucher #268-376;378-412 **Total \$37,735.16**

General	\$18,712.23
General O/S	\$398.90
Highway	\$10,338.72
Highway O/S	\$8,285.31

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

Res. #59

Motion by: Steven Marcinkowski

Seconded by: Timothy Busler

Resolved, that the Supervisor be authorized to transfer \$600.00 from General Fund Appropriation Contingency Account, A1990.4 to the General Fund Appropriation Publicity Account, A6410.4.

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

Res. #60

Motion by: Kristopher Ryder

Seconded by: Timothy Busler

TO APPROVE A MEMORANDUM OF UNDERSTANDING WITH TOWN OF
ALEXANDRIA

WHEREAS, the Town Board of Alexandria has agreed to modify a September 13, 2006 Intermunicipal Agreement with the Town of Theresa, and as amended on May 10, 2023, in respect to the direct billing and collection of water rents, including operation and maintenance charges, from water users in the Town of Theresa Water District No. 1; and

WHEREAS, the terms and conditions of the Memorandum of Understanding accurately sets forth the terms and conditions of this matter.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board for the Town of Theresa, New York as follows:

1. The forgoing recitations are incorporated herein and made a part hereof as if set forth hereafter.
2. The Town Board hereby approves the Memorandum of Understanding between the Town of Theresa and the Town of Alexandria, a copy of which is attached hereto as Exhibit "A"
3. The Supervisor for the Town of Theresa is hereby authorized to execute the Memorandum of Understanding and take all steps necessary to proceed with addressing the billing and collection of water rents.

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

Discussion:

Update of Highway Dept.:

- Superintendent Savage told the Board that the highway is losing an employee. He is looking for local people. Hopes to have a new hire before next meeting.

Town Board meeting held September 13, 2023 cont'd.

- The highway will be using CHIPS money to pave Coon Bridge Road.
- The men have been installing pipes for the Jefferson County on County Route 22.
- The skating rink is being painted by the prisoners this week.
- Started some work at the tennis courts.
- Superintendent Marcinkowski stated that Mr. Savage needs to be considerate of break times for the men. He knows they have been busy, but they need to be allowed their breaks. He stated that is a grievance waiting to happen and he does not want the Dept. of Labor coming down on the Town. He said all it takes is one mad employee. Mr. Savage said if anything did come of it, he would take responsibility.

Mail/Correspondence:

- Kristy Bushey was awarded the 2023-2024 Verne A. Sweet Memorial Scholarship. A very nice letter from Kristy was attached.

Use of Facilities was granted to Debbie Nicholas for use of the ice rink for a personal rummage sale from September 21 through September 24th.

Allen Drake, County Legislator:

- DANC applied for a grant for broadband for the north end of Theresa. The grant came through and is focusing on Millsite Lake area. Mr. Drake has asked that it be extended to Lake of the Woods. He said it is all happening slowly.
- Mr. Wisner said that last year they were laying lines for Fios.
- Mr. Drake said that he voted no to go from a (2) year term to a (4) year term for County Legislator. The vote will be coming up this election.
- The jail spent one million more this year because they were sued.
- DSS has a lack of leadership. The County hired the Assistant for a (1) year term. They are going to hire more social workers.
- Mr. Drake will be retiring as County Legislator at the end of this year.

The 2023 tentative budget will be emailed to the Town Board members before October 5th. The Town Board will meet on October 11th at their regular Board meeting to discuss.

Supervisor Marcinkowski asked Councilman Ryder to get together with Councilman McCarthy to get the camper committee appointed and to get something in the works. He would like to see it kicked to the County to look over before the local law is changed.

Mr. Parmes told the Board that the Veteran's Monument dedication will be held on October 21st at noon in front of the monument.

Mr. Parmes stated that there are new hours for the food pantry.

Daren Morgan introduced Mike Howard as the newest member of the Indian River Ambulance Board. Daren said that he would be sliding out of his seat on the committee and that Mike would be taking over. Mr. Morgan said that reimbursement is down when billing the insurance. He said that there are dedicated people on the staff. Councilmen Ryder thanked Mr. Ronas for helping instruct first aid for the recreation staff. The Supervisor asked Mr. Ronas if he would be interested in becoming the Consolidated Health Officer for the Town. Lance Ronas told the Board that they have a new program that goes into people's homes to check on them and to give assistance (such as going over medicine, looking for hazards in the home, relaying information to Drs. etc...). The Indian River Ambulance is part of a trial pilot program doing this.

Res. #61

Motion by: Steven Marcinkowski

Seconded by: Timothy Busler

Resolved, that the Town Board go into executive session at 6.56 p.m. to discuss a personnel matter.

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

Town Board meeting held September 13, 2023 cont'd.

Res. #62

Motion by: Steven Marcinkowski
Seconded by: Kristopher Ryder

Resolved, that the Town Board end executive session at 8.04 p.m.

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

Res. #63

Motion by: Steven Marcinkowski
Seconded by: Kristopher Ryder

Resolved, that the Town Board rescind Resolution #49, dated July 12, 2023, accepting Terry McKeever's request for paid leave of absence as Code Enforcement Officer.

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

Res. #64

Motion by: Steven Marcinkowski
Seconded by: Timothy Busler

Resolved, that the Town Board terminate the employment of Terry McKeever as Code Enforcement Officer retroactive as of September 1, 2023.

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

Res. #65

Motion by: Steven Marcinkowski
Seconded by: Kristopher Ryder

Resolved, that the meeting be closed at 8:07 p.m.

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

Respectfully submitted,

Kim A. Delles
Town Clerk