

This Sweden Town Board Meeting agenda packet is in development and as such is not to be construed as complete at the time of its New York State-mandated posting (24 hours prior to the Sweden Town Board meeting).

SWEDEN TOWN BOARD AGENDA

May 24, 2022

Salute to the Flag/Moment of Silence

Privilege of the Floor and Moment of Silence

Correspondence

Reports of Board and Departments

Consent Agenda 05/24/2022

1. Resolution – Granting Approval of Decommissioning Plan and Financial Security – Wolf/CVE Solar Project
2. Resolution – Granting Approval of Decommissioning Plan and Financial Security – Mantis/CVE Solar Project
3. Resolution – Acceptance of Letter of Credit for Highlands Senior Development Villas at Brandon Woods, Section 2
4. Resolution – Appoint Recreation Assistants PT
5. Resolution – Eminent Domain Procedure Law – Acquisition of Property/Gary Drive and Brockport Spencerport Road Extension

Non-Consent Agenda

1. Approval of May 10, 2022 minutes
2. Payment of Bills

Additional Business and Announcements

Executive Session –Public Officer's Law 105(d) Proposed Acquisition, Sale or Lease of Real Property, Public Officer's Law 105 (d) Potential Litigation, and Public Officer's Law 108(3) Confidential Consultation with Town Attorney

Adjournment

RESOLUTION NO. _____

Granting Approval of Decommissioning
Plan and Financial Security -
Wolf/CVE Solar Project

WHEREAS the Sweden Planning Board has previously granted approval for the construction of a 3.6MW-AC Solar Project known as the Wolf Solar Project located at 7484 Fourth Section Road, Brockport, New York, County of Monroe (hereinafter referred to as the solar project) as well as conditional approval of a special use permit for said solar project, and

WHEREAS CVE North America Inc. (hereinafter referred to as CVE) has acquired said solar project, and

WHEREAS the Sweden Planning Board having made a negative determination of environmental significance on the application for SEQRA purposes, and

WHEREAS the Sweden Planning Board having granted the solar project owner Wolf Solar LLC, the conditional approval of a special use permit as set forth hereinabove pending final approval of the Decommissioning Plan and financial security by this Board.

NOW THEREFORE BE IT RESOLVED:

Section 1. The Sweden Town Board does hereby approve the Decommissioning Plan and financial security from the solar project owner, Wolf Solar LLC, said financial security being in the amount of \$362,236.00 and Sweden Town Supervisor Johnson is hereby authorized to sign the Decommissioning Plan.

Section 2. This Resolution shall take effect immediately.

MOTION for adoption of this Resolution by
Seconded by

VOTE BY ROLL CALL AND RECORD

Councilperson Hayles
Councilperson Hoke
Councilperson Humby
Councilperson Sullivan
Supervisor Johnson

Submitted - May 24, 2022

RESOLUTION NO. _____

Granting Approval of Decommissioning
Plan and Financial Security -
Mantisi/CVE Solar Project

WHEREAS the Sweden Planning Board has previously granted approval for the construction of a 5MW-AC Solar Project known as the Mantisi Solar Project located at 7497 Fourth Section Road, Brockport, New York, County of Monroe (hereinafter referred to as the solar project) as well as conditional approval of a special use permit for said solar project, and

WHEREAS CVE North America Inc. (hereinafter referred to as CVE) has acquired said solar project, and

WHEREAS the Sweden Planning Board having made a negative determination of environmental significance on the application for SEQRA purposes, and

WHEREAS the Sweden Planning Board having granted the solar project owner, Mantisi Solar LLC, the conditional approval of a special use permit as set forth hereinabove pending final approval of the Decommissioning Plan and financial security by this Board.

NOW THEREFORE BE IT RESOLVED:

Section 1. The Sweden Town Board does hereby approve the Decommissioning Plan and financial security from the solar project owner, Mantisi Solar LLC, said financial security being in the amount of \$303,693.00 and Sweden Town Supervisor Johnson is hereby authorized to sign the Decommissioning Plan.

Section 2. This Resolution shall take effect immediately.

MOTION for adoption of this Resolution by
Seconded by

VOTE BY ROLL CALL AND RECORD

Councilperson Hayles
Councilperson Hoke
Councilperson Humby
Councilperson Sullivan
Supervisor Johnson

Submitted - May 24, 2022

RESOLUTION NO.

Acceptance of Letter of Credit
for Highlands Senior Development –
Villas at Brandon Woods, Section 2

WHEREAS, the Town of Sweden Planning Board requires a Letter of Credit be filed with the Town of Sweden prior to construction of any development; and

WHEREAS, a communication dated September 7, 2021 from the Town Engineer, MRB Group, identifies the work guaranteed by the Letter of Credit; and

WHEREAS, the Town Board has received a draft Letter of Credit for \$1,273,671 drawn on Canandaigua National Bank and Trust Company for improvements to property in connection with the Villas at Brandon Woods Section 2; and

WHEREAS, the Town Engineer has reviewed the draft Letter of Credit.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board agrees to accept the Canandaigua National Bank and Trust Company Letter of Credit for \$1,273,671 for improvements to property in connection with the Villas at Brandon Woods Section 2.

Sec. 2. That acceptance is subject to final review of the Letter of Credit by the Town Attorney.

MOTION for adoption of this resolution by
Seconded by

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Hayles
Councilperson Hoke
Councilperson Humby
Councilperson Sullivan
Supervisor Johnson

Submitted – May 24, 2022

RESOLUTION NO.

Appoint Recreation Assistants PT

WHEREAS, there is a need for two Recreation Assistants for Summer Camp and the Before and After School Program; and

WHEREAS, Recreation Director Jill Wisnowski has recommended hiring Troy Leibert and Jessica DiFilippo.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby appoint Troy Leibert and Jessica DiFilippo as recreation assistants part-time for a maximum of 28 hours per week.

Sec. 2. That the hourly rate of pay is \$13.20 with a start date on or after June 13, 2022.

Sec. 3. That this resolution shall take effect immediately.

MOTION for adoption of this resolution by
Seconded by

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Hayles
Councilperson Hoke
Councilperson Humby
Councilperson Sullivan
Supervisor Johnson

Submitted – May 24, 2022

RESOLUTION NO. _____

Eminent Domain Procedure Law -
Acquisition of Property/Gary Drive
and Brockport Spencerport Road Extension

WHEREAS, the Town of Sweden is authorized and empowered by the Eminent Domain Procedure Law of the State of New York and also Town Law §64 to acquire Property; and

WHEREAS, an Order of Condemnation having been signed and entered by Monroe County Supreme Court Justice Sam L. Valleriani on February 2, 2022; and

WHEREAS, a \$10,000.00 offer as payment in full for said acquisition having been made by counsel for Sweden to the following property owners M. Baltz, E. Nash, A. Baltz and J.F. Baltz all pursuant to Eminent Domain Procedure Law §304; and

WHEREAS, the property owners having rejected the aforesaid offer as payment in full and instead electing to accept the \$10,000.00 as an advance payment all pursuant to Eminent Domain Procedure Law §304(A)(3).

NOW THEREFORE BE IT RESOLVED:

Section 1. The Sweden Town Board does authorize payment of \$10,000.00 as advance payment in the above-entitled matter to the property owners through their attorney of record Daniel F. Brennan, Esq. pursuant to Eminent Doman Procedure Law §304(A)(3).

Section 2. The aforesaid payment is to be made by check payable to counsel for those Property owners, to wit: Daniel F. Brennan, Esq. as attorney for M. Baltz, E. Nash, A. Baltz and J.F. Baltz.

Section 3. This Resolution shall take effect immediately.

MOTION for adoption of this Resolution by
Seconded by

VOTE BY ROLL CALL AND RECORD

Councilperson Hayles
Councilperson Hoke
Councilperson Humby
Councilperson Sullivan
Supervisor Johnson

Submitted – May 24, 2022