

A regular meeting of the Town Board of the Town of Sweden was held at the Town Hall, 18 State Street, Brockport, New York, on Tuesday, February 13, 2018 after the close of the public hearing.

Town Board Members present were Supervisor Kevin G. Johnson, Councilperson Patricia Hayles, Councilperson Robert Muesebeck, Councilperson Mary Rich and Councilperson Lori Skoog. Also present were Finance Director Leisa Strabel, Town Attorney Jim Bell, Superintendent of Highways Brian Ingraham and Town Clerk Karen Sweeting.

Visitors present were Joan Hamlin, Christine Hamlin, Susan Smith, Dr. Ena Farley, Harold Mundy, Gerald Dowd, Don Grentzinger, Charles and Dottie Scott, Bill and Pat Leonard, Julie and Frank Lapinski, Wayne Zyra and Deputy Village Mayor Bill Andrews.

Supervisor Johnson called the meeting to order at 8:06 p.m. after a brief recess and asked everyone present to say the Pledge to the Flag and remain standing for a moment of silence.

Supervisor Johnson explained that the Board will be following a new agenda beginning this meeting.

PRIVILEGE OF THE FLOOR:

Resident Susan Smith informed the board that she was recently elected President of Pro-Brockport, a non-partisan group that values the Village and engages in community projects to promote positive living in Brockport. Their website posts videos from government meetings to inform the public. She announced an initiative to “inform and engage” the community, starting with the three municipalities, the school district, fire district, library and the Town/Gown Committee. She would like a representative from each board/group to attend a meeting in April. Ms. Smith looks forward to bringing government to the people. (Full statement on file in the Town Clerk’s office)

Resident Bill Leonard stated that he and his wife Pat started investigating moving water forward to those residents on private wells. He asked the board if other engineers were asked for proposals to study the water in Sweden or just MRB Group. He is concerned with overbidding and the affects it may have on obtaining grants. Supervisor Johnson explained that MRB Group is the Town’s engineering group. Mr. Leonard felt the engineering costs were very high and pointed out differences in material costs, administrative costs, etc. of other municipal projects. Councilperson Skoog stated that different firms project different prices for projects and when it comes time to get a water district done, will it be bid out. Supervisor Johnson stated yes, the project must be bid. He added that this proposal is to cover the roads not covered in the previous water study done by MRB Group. Mr. Johnson didn’t think you could compare other towns because our town has certain geologically unique issues. He intends to schedule a group meeting in the future to brainstorm ideas regarding water district formation.

Resident Pat Leonard elaborated on their concern. She is afraid that the higher engineering costs could potentially “price” us out of obtaining grants. She believes the Town of Clarkson also has bedrock and similar situations and asked if the Town could bid the engineering. Supervisor Johnson answered that this proposal is only for the sections of the Town that were not previously included in the study. Discussion of contingency and administrative costs.

Resident Christopher Lana asked about MRB Group. Supervisor Johnson explained that they are a private firm that has served the Town for many years.

Resident Gerald Dowd agreed that the Town of Sweden has unique issues, particularly with rock. He added that the only way to get through it is with dynamite, which is very expensive.

REPORTS OF DEPARTMENTS AND BOARD MEMBERS:

Councilperson Hayles reported that the implementation of the opening/closing checklist at the SCCC is going well. They are working toward implementing the Give-A-Lift Program through Lifespan by April. The Spring brochure should be available by March 10th. Mrs. Hayles reported that the Del Lago trip is full and baseball signups begin March 1st. They will be obtaining quotes to repair the dishwasher.

Councilperson Muesebeck reported that the Lodge at the Town Park is almost done, they are waiting for furnishings. They are finalizing the rental agreement and have already had several requests for rental. Mr. Muesebeck reported that the highway department is running smoothly and thanked Mr. Ingraham and his crew for doing a fine job with winter snow and ice removal.

Councilperson Skoog reported that all the board member names would be listed in the upcoming Snapshots and commented on the nice article with updates to the water survey in the Suburban News. Mrs. Skoog thanked Deputy Mayor of the Village of Brockport, Bill Andrews, for the nice presentation of the Monika Andrews Creative Volunteer Leadership Award given to Gary Skoog at the Village Board meeting. Mrs. Skoog attended an SSAI meeting. She mentioned that many events are being planned and the transition to the SCCC has been great.

Councilperson Rich attended the Women and Girls Regional Empowerment Forum with Lt. Governor Kathy Hochul at MCC. Councilpersons Rich, Skoog and Supervisor Johnson attended the "Souper Bowl" event held at the SCCC. Mrs. Rich thought this was a wonderful event. She also attended the Brockport Lions Club Food Drive and participated in the Girls Day Out event hosted by the merchants in Brockport.

Supervisor Johnson, referring to Councilperson Skoog's comment about the Suburban News article, informed the board that the Suburban News approached the Town about submitting weekly "updates" to the paper. Mr. Johnson complimented all the "planners" of the Souper Bowl event.

Mr. Johnson reported that he met with Brockport Central School Superintendent Dr. Leslie Myers; met with several businesses to discuss development ideas; attended past Supervisor Carges' retirement party; and attended the Greater Brockport Chamber of Commerce award dinner along with Councilperson Muesebeck and Councilperson Skoog.

Mr. Johnson met with Brockport Fire District Commissioner Charles Sanford and Larry Vaughan, Superintendent of Highways Brian Ingraham, Adam Shade and Fire Marshal Michael Vergari to strategize Monroe County's new "trunking radio system" in regards to interagency communications with our current system. He discussed several road projects with Superintendent of Highways Brian Ingraham and Adam Shade.

Mr. Johnson, along with Village Mayor Margay Blackman and Clarkson Supervisor Jerry Underwood, met with Seymour Library Director Carl Gouveia to discuss the library's desire to form a library district.

Mr. Johnson met with a potential applicant for a solar project. They are considering a residential parcel and have the option of rezoning the parcel or applying for a variance with the Sweden Zoning Board of Appeals.

Mr. Johnson updated the board on the sewer district extension (see Resolution No. 30 of this meeting.). Mr. Johnson had previously met with the developer in January to negotiate the sewer district admittance for the development. The developer submitted a letter agreeing to

assume a large portion of the remaining sewer district debt, thereby reducing the costs for all other property owners in the district.

CONSENT AGENDA ITEMS:

Councilperson Rich requested that the resolution titled “Authorize Bids for Town Park Restroom” be removed from the Consent Agenda list. Mrs. Rich did not feel that the entire board had the opportunity to discuss and review the bid plans prior to voting. Item moved to Non-Consent Agenda.

Councilperson Muesebeck made a motion that was seconded by Councilperson Hayles to approve **all** Consent Agenda items as listed below.

VOTE BY ROLL CALL:

Councilperson Hayles	<u>Aye</u>
Councilperson Muesebeck	<u>Aye</u>
Councilperson Rich	<u>Aye</u>
Councilperson Skoog	<u>Aye</u>
Supervisor Johnson	<u>Aye</u>

ADOPTED

- Approval of the minutes of the Public Hearing – Gold Star Parent Exemption held on January 23, 2018
- Approval of the minutes of the Public Hearing – Cold War Veterans Exemption held on January 23, 2018
- Approval of the minutes of the Regular Town Board meeting held on January 23, 2018
- RESOLUTION NO. 30 Ordering a Public Hearing on Extension No. 1 to the Fourth Section Road North Side Sewer District Extension of the Sweden Consolidated Sewer District

In the matter of the Petition for the Establishment of Extension Number 1 to the Fourth Section Road North Side Sewer District Extension of the Sweden Consolidated Sewer District in the Town of Sweden, Monroe County, New York

WHEREAS, a written petition, dated February 12, 2018 in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Sweden, Monroe County, New York for the establishment of a sewer district extension in said town to be bounded and described as follows:

**EXTENSION NO. 1
FOURTH SECTION ROAD NORTH SIDE SEWER DISTRICT
SWEDEN CONSOLIDATED WATER DISTRICT**

ALL THAT TRACT OR PARCEL OF LAND containing 28.371 acres more or less, situate in the Phelps and Gorham Purchase, Triangle Tract, Township 3, Section 7, Lot 8, Town of Sweden, County of Monroe, and State of New York, as shown on the drawing entitled "Townhomes at Stonebriar Glen, Preliminary/Final Subdivision Plat," prepared by BME Associates, having drawing number 2498-10, last revised February 5, 2018, being more particularly bounded and described as follows:

Beginning at a point, said point being the intersection of the centerline of Fourth Section Road – N.Y.S. Route 31A (66’ Right-of-Way) with the westerly boundary line of lands now or formerly of Gary Webster (T.A. No. 083.02-1-8.1); thence

1. S 00°26'00" E, along said westerly boundary line of Gary Webster, a distance of 250.00 feet to a 3/4" Pipe at the southwesterly boundary corner thereof; thence
2. N 89°34'00" E, along the southerly boundary line of said lands of Gary Webster, and along the southerly boundary line of lands now or formerly of Moira Flannery (T.A. No. 083.02-1-10), a distance of 200.00 feet to a point at the southeasterly boundary corner thereof; thence
3. N 87°47'17" E, a distance of 133.12 feet to a point at the southwesterly boundary corner of lands now or formerly of Cory Cedeno (T.A. No. 083.02-1-11); thence
4. N 89°34'00" E, along the southerly boundary line of said lands of Cory Cedeno, a distance of 150.00 feet to a point on the westerly boundary line of lands now or formerly of Edwin Duryea Properties, LLC. (T.A. No. 083.02-1-12.001); thence
5. S 02°14'10" W, along said westerly boundary line of Edwin Duryea Properties, LLC., a distance of 234.42 feet to a point witnessed by a 5/8" Rebar 0.5' east & 0.2' south; thence
6. S 89°26'28" W, along a northerly boundary line of said lands of Edwin Duryea Properties, LLC., a distance of 91.08 feet to a 5/8" Rebar; thence
7. S 02°14'10" W, along the westerly boundary line of said lands of Edwin Duryea Properties, LLC., and along the westerly boundary line of lands now of formerly of Genesee Media Corporation (T.A. No. 083.02-1-16.1), a distance of 854.65 feet to a point on the northerly boundary line of lands now or formerly of WSR, LLC., (T.A. No. 083.04-1-1.21); thence
8. S 89°12'32" W, along said northerly boundary line of WSR, LLC., a distance of 1,009.95 feet to a point; thence
9. N 00°47'28" W, a distance of 860.00 feet to a point; thence
10. N 89°12'32" E, a distance of 131.62 feet to a point; thence
11. N 14°39'57" E, a distance of 203.48 feet to a point; thence
12. N 00°26'00" W, a distance of 283.00 feet to a point on the aforementioned centerline of Fourth Section Road; thence
13. N 89°34'00" E, along said centerline of Fourth Section Road, a distance of 489.43 feet to the Point of Beginning.

WHEREAS, the costs for the improvements proposed for Extension I will be borne solely by Stonebriar Glen Townhome Community; and

WHEREAS, a map, plan and report prepared by BME Associates, competent engineers duly licensed by the state of New York, showing the proposed boundaries of the proposed extension is on file with the Town of Sweden; and

WHEREAS, Stonebriar Glen Townhome Community has petitioned and agreed to share the annual cost for debt service currently borne by the parcels of the Fourth Section

Road North Side Sewer District on a benefits basis charge per the following schedule:

49 EDUs total	taxable status date March 1, 2019
109 EDUs total	taxable status date March 1, 2020
155 EDUs total	taxable status date March 1, 2021; and

WHEREAS, the estimated cost of the district extension to the typical property shall be as follows:

Annual debt service	2019	\$378.00
Annual debt service	2020	\$159.00
Annual debt service	2021	\$ 97.00
Annual debt service	2022 and beyond	\$ 77.00

WHEREAS, a commodity charge by Monroe County Pure Waters is also borne by each parcel in the Town of Sweden Consolidated Sewer District and that annual commodity charge is estimated to be:

\$29.56 per parcel and 1.457513/1,000 gallons

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That a public hearing of the Town Board of the Town of Sweden shall be held at the Town Hall, 18 State Street, Brockport, New York on the 13th day of March 2018, at 7:00 pm to consider said petition and to hear all persons interested in the subject thereof concerning the same and for such other action on the vote of said Town Board with relation to the said petition as may be required by law or proper in the premises.

Sec. 2. That the Town Clerk be authorized and directed to publish and post such notice of Public Hearing as required by Town Law.

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

- RESOLUTION NO. 31 Authorize Supervisor to Sign MRB Group Engineering Proposal for Feasibility of Water System Expansion Study

WHEREAS, a Comprehensive Water Study was prepared for the Town of Sweden water distribution system in July 1999 by MRB Group; and

WHEREAS, the Comprehensive Water Study was updated in 2013; and

WHEREAS, the Town Board of the Town of Sweden has determined that a study of the feasibility of expanding public water throughout the entire Town is needed.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Sweden Town Board hereby authorizes the Supervisor to sign the proposal from MRB Group for a Feasibility of Water System Expansion Study for a lump sum fee of \$5,800.00.

Sec. 2. That this resolution shall take effect immediately.

- RESOLUTION NO. 32 Authorize Bids for One 10-12 Ton

Double Drum Articulating Vibratory Roller

WHEREAS, the Highway Superintendent has recommended the purchase of a new 10-12 ton double drum articulating vibratory roller.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby authorizes the Highway Superintendent to submit the necessary specifications for the purchase of a new 10-12 ton double drum articulating vibratory roller.

Sec. 2. That upon receipt of said specifications the Town Clerk is directed to advertise for bids for said equipment as required by law.

Sec. 3. That the Town Board of the Town of Sweden reserves the right to reject any and/or all bids.

Sec. 4. That this resolution shall take effect immediately.

- RESOLUTION NO. 33 Amend Investment Policy

WHEREAS, the Town Board of the Town of Sweden originally adopted an investment policy in 1988; and

WHEREAS, the Town Board of the Town of Sweden is committed to reviewing and updating its investment policy as needed.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden amends its investment policy as attached.

Sec. 2 That this resolution shall take effect immediately.

- RESOLUTION NO. 34 Amend Employee Handbook
Section 6 Vehicle Usage Policy

WHEREAS, the Town Board is committed to updating the Employee Handbook and all policies included on a regular basis and whenever the need arises; and

WHEREAS, Supervisor Johnson has recommended a change to the Employee Handbook Section 6 Vehicle Usage Policy.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby make the following change to Employee Handbook Section 6 Vehicle Usage Policy:

Official Station

The official station is the employees' usual work location or any Town-owned facility. The purpose of the official station is to establish when the employee is in travel status and eligible for reimbursement of travel expenses. Travel between the employee's home and official station is considered commuting and is not reimbursable. ~~Travel between Town Properties (i.e. between the Town Hall and Highway Garage) is not reimbursable. All other travel within the Town of Sweden is not reimbursable with the exception of the following positions: assessor, fire marshal and building inspector when the employee is on official business.~~

Sec. 2. That this resolution shall take effect immediately.

- RESOLUTION NO. 35 Authorize Purchase of Exmark Mower

WHEREAS, the Buildings and Grounds Department has requested the purchase of a 72” Exmark Lazer X zero-turn mower; and

WHEREAS, the following quotes have been received:

<u>Vendor</u>	
All Weather Power Equipment	\$12,344.00
Erie Power Equipment, Inc.	\$12,099.00
Brodner Equipment, Inc.	\$11,857.00; and

WHEREAS, the Buildings and Grounds Department recommends the purchase of the Exmark Lazer X LZX980EKC726W0 from Brodner Equipment, Inc. 3918 Lyell Road, Rochester, NY 14606.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1 That the Town Board of the Town of Sweden hereby authorizes the purchase of a 72” Exmark Lazer X Mower LZX980EKC726W0 from Brodner Equipment at a total cost of \$11,857.00.

Sec. 2 That upon delivery of the mower the invoice shall be paid from the park equipment budget line.

Sec. 3 That this resolution shall take effect immediately.

- RESOLUTION NO. 36 Authorizing Supervisor to Sign Maintenance Agreement with Schindler Maintenance

WHEREAS, the maintenance agreement between Schindler Maintenance and the Town of Sweden (for maintenance of the Senior Center elevator) has expired; and

WHEREAS, the Town Board desires to extend the agreement for a five-year period.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby authorize and direct the Supervisor to sign the Maintenance Agreement between the Town of Sweden and Schindler Maintenance.

Sec. 2. The term of this agreement shall be for a period of five (5) years, commencing on February 1, 2018 and ending on January 31, 2023 at an initial annual cost of \$1,200.

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

- RESOLUTION NO. 37 Authorizing Approval of Litigation Engagement Letter and Payment of Retainer Invoice

WHEREAS, the Town of Sweden (hereinafter referred to as Sweden) is currently named as a respondent in litigation pending through Monroe County Supreme Court entitled “In the Matter of the Application of Wal-Mart Real Estate Trust, Petitioner vs. Board of Assessment Review and/or Assessor of the Town of Sweden and the Town of Sweden, County of Monroe, New York, Respondents, Index Number 2017-001318;” and

WHEREAS, the Sweden Town Board is desirous of using the services of Midland Appraisal Associates, Inc., Real Estate Counseling and Appraisal Services, 349 West Commercial Street, Suite 2290, East Rochester, New York 14445, (hereinafter referred to as Midland) as experts on behalf of the respondents; and

WHEREAS, Midland has submitted an Engagement Letter dated January 23, 2018 executed by James D. Bell, Esq. as attorney for Sweden and pursuant to the previous motion approval of same by Sweden; and

WHEREAS, thereafter, Midland having submitted a Retainer Invoice to Sweden, a copy of which is attached hereto.

NOW, THEREFORE BE IT RESOLVED:

Sec.1. That the Town Board of the Town of Sweden hereby authorizes the Payment of the attached invoice to Midland in the amount of \$7,200.00 and pursuant to the terms and conditions contained therein and also in furtherance of the Engagement Letter.

Sec.2. That this resolution shall take effect immediately.

- RESOLUTION NO. 38 Appoint Member to the Environmental Conservation Board – Sargis

WHEREAS, a vacancy exists on the Town of Sweden Environmental Conservation Board; and

WHEREAS, the vacancy was duly advertised.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby appoint Gregory Sargis to the vacancy on the Environmental Conservation Board.

Sec. 2. That this term of membership will begin February 14, 2018 and end on December 31, 2019.

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

NON-CONSENT AGENDA:

- Correspondence – Phyllis Brudz requested permission for Kevin M. Johnson, ZBA and David Hale, Planning Board to attend the NYPF Conference in Bolton Landing, April 22 – 24, 2018.
Councilperson Muesebeck made a motion that was seconded by Councilperson Hayles to approve the request.

VOTE BY ROLL CALL:

Councilperson Hayles

Aye

Councilperson Muesebeck	<u>Aye</u>	
Councilperson Rich	<u>Aye</u>	
Councilperson Skoog	<u>Aye</u>	
Supervisor Johnson	<u>Abstain</u>	ADOPTED

- RESOLUTION NO. 39 Authorize Bids for Town Park Restroom

WHEREAS, the Town Board of the Town of Sweden plans to construct a Restroom near the small baseball fields at the Sweden Town Park on Redman Road.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden hereby authorizes the Town Architect to submit the necessary specifications and construction documents for the construction of a Town Park Restroom.
- Sec. 2. That the Town Clerk is directed to place the attached Notice to Bidders in the official newspaper of the Town of Sweden and to post on the Town of Sweden’s website.
- Sec. 3. That this resolution shall take effect immediately.

MOTION for adoption of this resolution by Councilperson Muesebeck
 Seconded by Councilperson Hayles

Discussion: Councilperson Skoog noted Councilperson Rich’s concern and also felt that the board did not have an opportunity to discuss this prior to the vote. Supervisor Johnson felt that the issue was discussed in depth at the meeting of January 23, 2018 when Town Architect, David Strabel, presented the plans. Mr. Johnson did not hear from Councilperson Rich indicating more discussion was necessary and feels that time is of the essence if the board wants construction to take place before the season. Councilperson Muesebeck added that the board needs to obtain bids to get an accurate cost of the project.

VOTE BY ROLL CALL AND RECORD:

Councilperson Hayles	<u>Aye</u>	
Councilperson Muesebeck	<u>Aye</u>	
Councilperson Rich	<u>Aye</u>	
Councilperson Skoog	<u>Aye</u>	
Supervisor Johnson	<u>Aye</u>	Adopted

ADDITIONAL BUSINESS AND ANNOUNCEMENTS

- Other correspondence – Kimberly Gillard recognized and thanked Jill Wisnowski and her staff for excellent programming and service at the SCCC.
- Supervisor Johnson received two phone calls commenting on the positive changes they have seen at the SCCC.
- The Board received applications for the open Board of Assessment Review position. An appointment must be made by the meeting of March 27, 2018 to allow the new member to attend training in April.
- Supervisor Johnson received a request from Kathy Goetz to participate in the Compassionate Brockport Community Partnership Agreement. He would like to discuss this further with the Board at an upcoming work session.

- Supervisor Johnson announced that he will be attending the Association of Towns meeting and will not be able to attend the work session scheduled for February 20, 2018. The remaining members will determine at a later date whether to cancel the work session.

ADJOURNMENT

As there was no further business to come before the Board, Councilperson Skoog moved to adjourn the February 13, 2018 meeting of the Sweden Town Board at 9:00 p.m. Councilperson Muesebeck seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk