

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, June 27, 2017.

Town Board Members present were Supervisor Robert Carges, Councilperson Robert Muesebeck, Councilperson Mary Rich and Councilperson Lori Skoog. Also present were Finance Director Leisa Strabel, Town Attorney Jim Bell, Recreation Supervisor Jill Wisnowski, Fire Marshal Michael Vergari, Superintendent of Highways Brian Ingraham and Town Clerk Karen Sweeting.

Visitors present were Joan Hamlin, Chris Hamlin, William Johnson, Don Grentzinger, Susan Smith, Mike Schuff and Walt Borowiec.

Supervisor Carges called the meeting to order at 7:00 p.m. and asked everyone present to say the Pledge to the Flag.

Supervisor Carges asked if there were any comments from the visitors.

Resident Mike Schuff attended the meeting to voice concerns regarding a West Sweden Road property under consideration by Monroe County to construct a tower for use by emergency responders. Fire Marshal Michael Vergari explained that Monroe County is going to a new communications system and have found several “dead” spots in the Town of Sweden. The County intends to have the new system online by 2020. Discussion. Mr. Schuff asked the Town Board to look into this and share any information they come up with.

No other comments.

#### APPROVAL OF MINUTES

Councilperson Muesebeck made a motion that was seconded by Councilperson Skoog to accept the minutes of the Public Hearing – Local Law 4 of 2017 – Amendment to Chapter 40: Procurement Policy held on June 13, 2017. All voted in favor of the motion. Motion adopted.

Councilperson Skoog made a motion that was seconded by Councilperson Rich to accept the minutes of the Public Hearing – Solar Energy Systems and Solar Energy Farms held on June 13, 2017. All voted in favor of the motion. Motion adopted.

Councilperson Muesebeck made a motion that was seconded by Councilperson Skoog to accept the minutes of the regular Town Board meeting held on June 13, 2017. All voted in favor of the motion. Motion adopted.

#### SUPERVISOR’S CORRESPONDENCE

No correspondence noted.

#### REPORTS

Superintendent of Highways Brian Ingraham reported that the parking lot at the SCCC should be completed by the July 3<sup>rd</sup> event. They are continuing county road work and assisted the Town of Wheatland.

Town Attorney Jim Bell, Supervisor Carges and Attorney Buddy Lester attended a session in Rochester dealing with local wineries and regulations. Mr. Bell felt the session was informative and relative to town issues. He has requested written materials from the presenting attorney.

Councilperson Rich reported that the Village Tax Relief Task Force committee presented their reports to the Village Board and felt the report was well thought out. Discussion. Mrs. Rich also attended the Seymour Library’s After Hours Event “kick-off” meeting.

Councilperson Skoog detailed the upcoming free Albany Symphony concert to be held July 7<sup>th</sup> at the Welcome Center.

Councilperson Muesebeck reported that the solar committee met to discuss changes to the draft local law.

Supervisor Carges reported that he is gathering letters of support for the Canalway Grant application. He was unable to attend the most recent meeting with the County Executive to discuss shared services, but should be able to attend the next one on July 12<sup>th</sup>. Mr. Carges reported that a draft lease agreement was received from Lifetime Assistance and would like the Town Attorney to review it.

Finance Director Leisa Strabel reported that the tax base growth factor was released and explained that it is one of the numerical factors contained in the tax cap formula. Sweden’s tax base growth factor declined from 1.0073 in 2016 to 1.0062 in 2017.

Recreation Supervisor Jill Wisnowski reported that they are preparing for the July 3<sup>rd</sup> event/fireworks and summer camps have started. Mrs. Wisnowski informed the board that she is excited about combining the services offered at “The Lodge” with the SCCC and the staff is comfortable and ready to move forward with the transition plan.

RESOLUTIONS

RESOLUTION NO. 73

Endorse College at Brockport  
Canalway Grant Application

WHEREAS, the College at Brockport is applying for a New York State Canalway grant in order to begin developing the College’s canal frontage from Commissary Park to the western edge of the Tower Fine Arts Building; and

WHEREAS, the purpose of the funding is for projects that lead to noteworthy and sustainable recognition of the Canal System’s significance, relevance and heritage during and after the 2017-2025 bicentennial of Erie Canal construction; and

WHEREAS, the College at Brockport is the only SUNY College on the Erie Canal; and

WHEREAS, both the College at Brockport and the Erie Canal are significant to the Town of Sweden’s history; and

WHEREAS, both the College at Brockport and the Erie Canal are vital to the future economic and cultural prosperity of the Town of Sweden.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden enthusiastically endorses the College at Brockport’s 2017 Canalway grant application.

Sec. 2. That the Town Board of the Town of Sweden offers its assistance in the planning and implementation of such grant-funded projects.

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

MOTION for adoption of this resolution Councilperson Skoog

Seconded by Supervisor Carges

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Muesebeck	<u>Aye</u>
Councilperson Rich	<u>Aye</u>
Councilperson Skoog	<u>Aye</u>
Supervisor Carges	<u>Aye</u>

Submitted – June 27, 2017

Adopted

RESOLUTION NO. 74

Requesting Repaving Portion of Sweden Walker Road (north of canal) in the Town of Sweden

WHEREAS, residents residing on Sweden Walker Road (north of the canal) in the Town of Sweden have expressed concern regarding the condition of the roadway/pavement; and

WHEREAS, it is the opinion of the Sweden Town Board that repaving Sweden Walker Road (north of canal) in the Town of Sweden is in the interest of residents and travelers.

NOW THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden petitions the Monroe County Department of Transportation and the New York State Department of Transportation by way of this resolution to repave a portion of Sweden Walker Road (north of the canal) in the Town of Sweden.

Sec. 2. That the Town Clerk is directed to forward certified copies of this resolution to the Monroe County Department of Transportation, the New York State Department of Transportation and the offices of Assemblyman Steve Hawley and Senator Robert Ort.

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

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Muesebeck	<u>Aye</u>
Councilperson Rich	<u>Aye</u>
Councilperson Skoog	<u>Aye</u>
Supervisor Carges	<u>Aye</u>

Submitted – June 27, 2017

Adopted

RESOLUTION NO. 75

Adopt Monroe County Hazardous Mitigation Plan

WHEREAS, the Town of Sweden, with the assistance from the Monroe County Office of Emergency Management, has gathered information and prepared the Monroe County Hazardous Mitigation Plan; and

WHEREAS, the Monroe County Hazardous Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, the Town of Sweden is a local unit of government that has afforded citizens an opportunity to comment and provide input in the Plan and the actions in the Plan via the Monroe County Website (<http://www.monroecountyhmp.com>) and during a Public Hearing on the plan at a meeting of the Monroe County Legislature on May 9, 2017; and

WHEREAS, the Town of Sweden has reviewed the Plan and affirms that the Plan will be updated no less than every five years.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden adopts the Monroe County Hazardous Mitigation Plan as this jurisdiction's Natural Hazard Mitigation Plan, and resolves to execute the actions in the Plan.

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

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Muesebeck	<u>Aye</u>
Councilperson Rich	<u>Aye</u>
Councilperson Skoog	<u>Aye</u>
Supervisor Carges	<u>Aye</u>

Submitted – June 27, 2017 Adopted

RESOLUTION NO. 76 Ordering a Public Hearing to Rezone  
Portion of Parcel on Fourth Section Road

WHEREAS, Stonehaven Commercial, 6800 Pittsford-Palmyra Road, Fairport, New York 14450, acting as developing agent for the owner of the property, Brockport Free Methodist Church, 6787 Fourth Section Road, Brockport, NY 14420, has submitted to the Town Board an application and proposal to re-zone a portion of the Church property located on the south side of Fourth Section Road, from R1-3S Single Family Residence to MR-1 Multiple Residence; and

WHEREAS, a map of the property and legal description for the approximate 31 +/- acre parcel has been filed with the town, and the required fee paid; and

WHEREAS, the goal of the developer is to construct a residential townhome community; and

WHEREAS, a Public Hearing regarding the rezoning was held on February 28, 2017 and all comments for and against the proposed rezoning were heard; and

WHEREAS, the entrance to the Project has been relocated upon the recommendation of the New York State Department of Transportation; and

WHEREAS, the area of the re-zoning has increased from 24 +/- to 31 +/- acres; and

WHEREAS, the Town Board believes a second public hearing is warranted due to the change.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden will hold a public hearing at the Town Hall, 18 State Street, Brockport, New York on July 11, 2017 at 6:00 PM to hear all persons interested in the re-zoning of the portion of the Brockport Free Methodist Church property located on the south side of Fourth Section Road, from R1-3S Single Family Residence to MR-1 Multiple Residence.
- Sec. 2. That the portion of property proposed to be re-zoned is 31 +/- acres of the whole 45 +/- acre parcel, tax account number 083.020-0001-007.1.
- Sec.3. That the portion of property proposed to be re-zoned is more particularly described as follows:

#### LEGAL DESCRIPTION

All that tract or parcel of land, containing 31.155 acres more or less, situate in the Phelps and Gorham Purchase, Triangle Tract, Township 3, Section 7, Town Lot 8, Town of Sweden, County of Monroe, and State of New York, as shown on the drawing entitled "Townhomes at Stonebriar Glen, Rezoning Exhibit," prepared by BME Associates, dated June 22, 2017, being more particularly bounded and described as follows:

Beginning at a point, said point being the intersection of the southerly right-of-way line of Fourth Section Road (66' Right-of-Way) with the westerly boundary line of lands now or formerly of Gary Webster (T.A. No. 083.02-1-9); thence

1. S 00° 26' 00" E, along said westerly boundary line of Gary Webster, a distance of 217.00 feet to the southwestly 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 the southeasterly boundary corner thereof; thence
3. N 87° 47' 17" E, through lands now or formerly of First Free Methodist Church of Brockport (T.A. No. 083.02-1-7.1), a distance of 133.12 feet to the southwestly 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 said southerly boundary line 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 (R.A. No. 083.02-1-12.001); thence
5. S 02° 14' 10" W, along the westerly boundary line of Edwin Duryea Properties, LLC, a distance of 234.42 feet to a point on a northerly boundary line thereof; thence
6. S 89° 26' 28" W, along said northerly boundary line of Edwin Duryea Properties, LLC, a distance of 91.08 feet to a point on the westerly boundary line thereof; thence
7. S 02° 14' 10" W, along the westerly boundary line of Edwin Duryea Properties, LLC, and along the westerly boundary line of lands now or 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 1,233.57 feet to a point; thence
9. N 00° 40' 39" E, a distance of 650.00 feet to a point; thence
10. S 89° 19' 21" E, a distance 170.00 feet to a point; thence

- 11. N 00°40'39" E, a distance of 212.73 feet to a point; thence
- 12. N 75° 12'35" E, a distance of 180.00 feet to a point; thence
- 13. N 14°00'40" E, a distance of 135.00 feet to a point; thence
- 14. N 55°41'31" E, a distance of 70.00 feet to a point; thence
- 15. N 00°26'00" W, a distance of 235.00 feet to a point on the aforementioned southerly right-of-way line of Fourth Section Road; thence
- 16. N 89°34'00" E, along said southerly right-of-way line of Fourth Section Road, a distance of 439.43 feet to the Point of Beginning.

Sec. 4. That the Town Clerk is directed to cause a notice of this hearing to be posted and published as required by law.

Sec. 5. That this resolution shall take effect immediately.

MOTION for adoption of this resolution Councilperson Skoog  
Seconded by Councilperson Rich

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Muesebeck	<u>Aye</u>
Councilperson Rich	<u>Aye</u>
Councilperson Skoog	<u>Aye</u>
Supervisor Carges	<u>Aye</u>

Submitted – June 27, 2017

Adopted

RESOLUTION NO. 77 Calling a Public Hearing Regarding Amendment to Town Code Chapter 175-24: Home Occupations.

WHEREAS, the Town Board of the Town of Sweden is interested in amending Town Code Chapter 175-24: Home Occupations to move the approval process from the Zoning Board of Appeals to the Planning Board; and

WHEREAS, the Town Board of the Town of Sweden is required to hold a Public Hearing on the matter before adopting the amendments.

NOW THEREFORE BE IT RESOLVED:

Sec. 1 That the Town Board of the Town of Sweden calls a Public Hearing to hear all persons for or against the adoption of amendments to Sweden Town Code Chapter 175-24: Home Occupations on July 25, 2017 at 7:00 p.m. at the Sweden Town Hall, 18 State Street, Brockport, New York.

Sec. 2 That the text of the proposed amendments are as follows:

- A. Home occupations shall comply with the definition of “home occupation” in §175-7. Prior to operation of a home occupation an approval shall be obtained from the ~~Zoning Board of Appeals~~ Planning Board. After approval has been granted, a permit can be issued by the Town Clerk. The permit shall be valid for one year from date of issue. All permits shall be automatically renewed annually unless violations have been filed in the Town Office. Permits that are not automatically renewed shall require ~~Zoning Board of Appeals~~ Planning Board review for the continuation of said home occupations.

Sec. 3 That the Sweden Town Clerk is authorized and directed to cause an appropriate notice of this hearing to be published in the official newspaper of the Town, in accordance with Town Law §265.

Sec. 4 That this Resolution shall take effect immediately.

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Muesebeck Aye  
Councilperson Rich Aye  
Councilperson Skoog Aye  
Supervisor Carges Aye

Submitted – June 27, 2017

Adopted

RESOLUTION NO. 78 Appoint Seasonal Laborer – Cemetery Operations

WHEREAS, there is a need for seasonal labor for cemetery operations; and

WHEREAS, the Superintendent of Highways has recommended hiring Mason Diedrick for seasonal cemetery operations.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby appoint Mason Diedrick for cemetery operations not to exceed 28 hours per week.

Sec. 2. That this appointment does not constitute an offer of permanent employment or any benefits that are normally attached to permanent appointments.

Sec. 3. That the rate of pay will be \$9.70 an hour.

Sec. 4. That the term of appointment will begin on or after June 30, 2017 and end on or before August 31, 2017.

Sec. 5. That this resolution shall take effect immediately.

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Muesebeck Aye  
Councilperson Rich Aye  
Councilperson Skoog Aye  
Supervisor Carges Aye

Submitted – June 27, 2017

Adopted

RESOLUTION NO. 79 Memorandum of Understanding NYS ORPS

WHEREAS, the Assessor of the Town of Sweden has previously prepared a Plan for Cyclical Reassessments; and

WHEREAS, the New York State Department of Real Property Services has requested the Town of Sweden’s participation in a 2018 reassessment project; and

WHEREAS, the Town of Sweden is eligible for financial aid for the maintenance of a system of improved real property tax administration pursuant to Section 1573 of the Real Property Tax Law.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Assessor of the Town of Sweden is hereby authorized to undertake a 2018 reassessment project.
- Sec. 2. That the Town Board does hereby authorize the submission of an application for financial aid for the maintenance of a system of improved real property tax administration pursuant to Section 1573 of the Real Property Tax Law.
- Sec. 3. That the Assessor and Supervisor are authorized to execute a Memorandum of Understanding with the New York State Office of Real Property Tax Services regarding the 2018 reassessment project.
- Sec. 4. That this resolution shall take effect immediately.

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Muesebeck	<u>Aye</u>
Councilperson Rich	<u>Aye</u>
Councilperson Skoog	<u>Aye</u>
Supervisor Carges	<u>Aye</u>

Submitted – June 27, 2017

Adopted

APPROVAL FOR PAYMENT OF BILLS

All of the Board members reviewed the invoice audit journal. Councilperson Muesebeck made a motion that was seconded by Councilperson Skoog authorizing payment of the bills in Abstract 6 dated June 28, 2017 in the amount of \$130,522.03. All voted in favor of the motion. Motion adopted.

General Fund: In the amount of \$100,411.75 as set forth in Abstract 6 dated June 28, 2017.  
Highway Fund: In the amount of \$22,700.88 as set forth in Abstract 6 dated June 28, 2017.  
Special Fund: In the amount of \$7,409.40 as set forth in Abstract 6 dated June 28, 2017.

DISCUSSION AND ANNOUNCEMENTS

Town Board meeting scheduled for Tuesday, July 11, 2017 at 5 p.m.

ADJOURNMENT



As there was no further business to come before the Board, Councilperson Skoog moved to adjourn the June 27, 2017 meeting of the Sweden Town Board at 7:50 p.m. Councilperson Muesebeck seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,

Karen M. Sweeting  
Town Clerk