

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, July 11, 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, Superintendent of Highways Brian Ingraham and Deputy Town Clerk Kathleen Roberts.

Visitors present were Joan Hamlin, Christine Hamlin, Bill Johnson, Patty Hayles, Kevin Johnson and Kristina Gabalski from Suburban News.

Supervisor Carges called the meeting to order at 5:00 p.m. and asked everyone present to say the Pledge to the Flag.

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

Bill Johnson expressed his interest in the budget process and asked when the workshops would be starting.

No other comments.

APPROVAL OF MINUTES

Councilperson Muesebeck made a motion that was seconded by Councilperson Skoog to approve the minutes of the regular Town Board meeting held on June 27, 2017. All voted in favor of the motion. Motion adopted.

There was no Correspondence/Reports.

RESOLUTIONS

RESOLUTION NO. 80

Reject Bids for Town Park Lodge

WHEREAS, the Sweden Town Board authorized bids on June 13, 2017, Resolution No. 67, for the construction of a Park Lodge at the Sweden Town Park; and

WHEREAS, five bids were received; and

WHEREAS, the Supervisor recommends that all bids be rejected.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby rejects any and all Town Park Lodge bids that were opened for public inspection on June 30, 2017.

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

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

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 – July 11, 2017

Adopted

RESOLUTION NO. 81 Authorize Bids for Town Park Lodge

WHEREAS, the Town Board of the Town of Sweden plans to construct a Park Lodge 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 Park Lodge.

Sec. 2. That the Town Clerk is directed to place the attached state-approved 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 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 11, 2017

Adopted

RESOLUTION NO. 82 Appoint Recreation Assistant - Pool

WHEREAS, the Recreation Department is offering swim programs and lessons; and

WHEREAS, there is a need for an additional lifeguard/swim instructor.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby appoint Joshua Van De Mark as Recreation Assistant PT- lifeguard.

Sec. 2. That the rate of pay is \$11 per hour with a start date of July 17, 2017.

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

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

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 – July 11, 2017

Adopted

RESOLUTION NO. 83

Authorizing Lease Agreement Between the
Town of Sweden and Lifetime Assistance

WHEREAS, Lifetime Assistance, Inc., a not-for-profit corporation having its principal place of businesses located at 425 Paul Road Rochester, NY 14624, desires to lease the Town of Sweden facility known as the Sweden Senior Center, 133 State Street, Brockport, NY 14420 in its entirety; and

WHEREAS, the Supervisor of the Town of Sweden has negotiated a lease that is responsible to the taxpayers and continues the provision of the Monroe County Office of the Aging Nutrition Program and related Transportation Services at the current facility; and

WHEREAS, the Town Board of the Town of Sweden wishes to enter into this Lease Agreement which will supersede and replace all other leases/lease addendums that currently exist between the Town of Sweden and Lifetime Assistance, Inc. for the facility at 133 State Street, Brockport, NY 14420.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town enters into a lease agreement with Lifetime Assistance, Inc. for lease of the property known as the Sweden Senior Center, 133 State Street, Brockport, NY 14420 for a term specified in said agreement.

Sec. 2. That Town Board of the Town of Sweden authorizes the Supervisor to sign the lease agreement.

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

MOTION for adoption of this resolution by 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 – July 11, 2017

Adopted

RESOLUTION NO. 84

Notice of Intent to be Lead Agency in the SEQRA
Process for the Zoning Application of Vacant Land
on Fourth Section/Redman Roads, Town of Sweden

WHEREAS, the Town Board of the Town of Sweden has received an application and proposal to re-zone vacant land on Fourth Section Road at the intersection Redman Road for the purpose of constructing 49 market-rate apartment units; and

WHEREAS, the property is currently zoned R1-2S Single Family Residence; and

WHEREAS, the applicant, Andy Crossed of Park Grove Realty, LLC, desires to re-zone to MR-1 Multiple Residence approximately 6.8+/- acres identified as Tax Account No. 083.010-0001-015; and

WHEREAS, the owner of the property, Frank Sacheli, has authorized the re-zoning application; and

WHEREAS, the Town Board recognizes that there is a need and requirement under the State Environmental Quality Review Act to classify, fully assess and determine the environmental significance of the impact of the proposed project; and

WHEREAS, the Town Board recognizes that the other involved agencies, as identified under the SEQRA Regulations and the EAF, part 1, Item 25, are the Town of Sweden Planning Board, the New York State Department of Environmental Conservation (NYSDEC), the New York State Department of Transportation (NYSDOT), the Corp. of Engineers, the Monroe County Planning & Development, Monroe County Pure Waters (MCPW), the Monroe County Water Authority (MCWA), the Monroe County Department of Health (MCDOH), and the Monroe County Department of Transportation, and thus the action of the proposed re-zoning is subject to a coordinated review under SEQRA.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. The Town Board of the Town of Sweden does hereby declare its intent to be designated the Lead Agency for the Coordinated Review and Determination of Significance under SEQRA for the above referenced action.

Sec. 2. The Town Clerk shall provide the previously identified involved agencies with a copy of the application and the EAF, together with a copy of this Resolution, and request of said involved agencies their concurrence therewith.

Sec. 3. The Town Board intends to adopt a resolution at a Town Board meeting in August 2017, but in no event less than thirty (30) days after the Town Clerk furnishes to all involved agencies the papers directed to be furnished herein, by which the Town Board will establish itself as the lead agency under SEQRA, providing that there are no objections thereto received from the above mentioned agencies.

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

Submitted – July 11, 2017

Adopted

RESOLUTION NO. 85

Ordering a Public Hearing to Rezone
Parcel on Fourth Section Road
at Intersection of Redman Road

WHEREAS, Andy Crossed of Park Grove Realty, LLC, with the permission of owner Frank Sacheli, has submitted an application to re-zone to MR-1 Multiple Residence approximately 6.8+/- acres identified as Tax Account No. 083.010-0001-015 and currently zoned R1-2S Single Family Residence; and

WHEREAS, a map of the property and legal description for the parcel has been filed with the town, and the required fee paid; and

WHEREAS, the goal of the developer is to construct 49 market-rate apartments.

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 25, 2017 at 7:15 PM to hear all persons interested in the re-zoning of the property at the northwest corner of Fourth Section Road and Redman Road, from R1-2S Single Family Residence to MR-1 Multiple Residence.

Sec. 2. That the portion of property proposed to be re-zoned is 6.8 +/- acres, tax account number 083.010-0001-015.

Sec.3. That the property proposed to be re-zoned is more particularly described as follows:

LEGAL DESCRIPTION

All that tract or parcel of land situated in the Town of Sweden, County of Monroe, and State of New York, being part of Lot #9 in the Fourth Section of Town #3 of the Triangular Tract, and more particularly described as Subdivision lot numbers 4, 5, 7, 9, and 10 of Sunny Terra Acres Subdivision, Section #1 as shown on a map of said subdivision and field in the Monroe County Clerk’s Office in Liber 155 of Maps at Page 26.

Also all that tract or parcel of land situated in the Town of Sweden, County of Monroe, and State of New York, and being part of lot numbers 9 and 11 in the Fourth Section of Town #3 beginning at the intersection of the centerlines of the Redman Road and the Fourth Section Road; then

1. Westerly, along the centerline of the Fourth Section Road, a distance of 1557.96 feet to a point; thence
2. Northerly, making an interior angle of 67°58', a distance of 233.02 feet to a point; thence
3. Easterly, parallel with the centerline of the Fourth Section Road a distance of 1325.16 feet to a point in the west line of property conveyed to Catlin by Deed dated June 21, 1965 and recorded in the Monroe County Clerk's Office in Liber 3675 of Deeds at Page 170; thence
4. 4 southerly, along the Catlin west line to the southwest corner thereof; thence
5. Easterly, along the Catlin south line, a distance of 200 feet to a point in the west line of the Redman Road; thence
6. Southerly, along the west line of the Redman Road to a point in the centerline of the Fourth Section Road.

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 by Councilperson Muesebeck
Seconded by Councilperson Skoog

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Muesebeck
Councilperson Rich
Councilperson Skoog
Supervisor Carges

Submitted – July 11, 2017

Adopted

DISCUSSION AND ANNOUNCEMENTS

Finance Director Leisa Strabel presented several items to consider at the budget workshop starting next week.

At 5:55 p.m., Supervisor Carges called for a break in the regular meeting for the purpose of the public hearing scheduled for 6:00 p.m.

At 6:00 p.m., Supervisor Carges called to order a public hearing located at the Town Hall, 18 State Street, Brockport, New York, on Tuesday, July 11, 2017. This is the second public hearing scheduled in regard to the re-zoning application of Stonehaven Commercial for a portion of vacant land on Fourth Section Road currently owned by Brockport Free Methodist Church from Single Family Residence to Multiple Residence to construct a residential townhome community – Townhomes @ Stonebriar Glen. The original public hearing regarding the

rezoning was held on February 28, 2017, and due to the relocation of the entrance upon the recommendation of the New York State Department of Transportation and the area of the rezoning being increased from 24+/- to 31+/- acres, a second public hearing was warranted for the purpose of hearing all persons interested in the re-zoning of this property.

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, Superintendent of Highways Brian Ingraham and Deputy Town Clerk Kathleen Roberts.

Visitors present were Joan Hamlin, Chris Hamlin, Bill Johnson, Patty Hayles, Kevin Johnson, Charles Sanford, Frank Finney, Ena Farley, Jonathan Farley, Kristina Gabalski from Suburban News, Rick Kartes from Stonehaven Commercial and Robert Cantwell from BME Associates.

Supervisor Carges explained that the reason for the second public hearing was primarily due to the change of entrance of the project and stated that since the initial public hearing back in February, the Town of Sweden has been declared Lead Agency on the project. He then introduced Robert Cantwell from BME Associates, who was there on behalf of Rick and Jackie Kartes.

Mr. Cantwell stated that the traffic impact study has been done and reviewed by New York State Department of Transportation. Besides the recommendation that the entrance be relocated further west across from Hartshorn Drive, it was formally concluded that the remaining results are satisfactory. The clubhouse and outdoor pool were also relocated as a result of the entrance change.

Mr. Cantwell indicated that there are approximately 31 acres to be re-zoned. There has been a wetland study and parts 2 & 3 of the Environmental Impact Form are completed.

Resident Frank Finney expressed his concern on the amount of additional traffic that this project would cause, especially at peak hours.

Supervisor Carges mentioned that possibly in the future, an access road could be added on the east side by Aldi.

Resident Charles Sanford had safety concerns due to the amount of traffic, indicating how dangerous the road is already and how many accidents have taken place.

Resident Ena Farley feels that the project would decrease her property value.

Jonathan Farley felt that the traffic impact study was not done objectively. He also expressed concern about there being arsenic on the property and the environmental impact from the development.

Rick Kartes responded that removal of any arsenic would be done through the Health Department. Mr. Kartes also reiterated that the development would progress over a three year period driven by market.

Councilperson Skoog felt that the problems and accidents on Fourth Section Road have been going on for years and that the number of vehicles from this development would not worsen those issues.

Councilperson Muesebeck expressed that other benefits from this project are that the property will be put on the tax roll and also revenue from sales tax in the community.

No other comments.

Supervisor Carges closed the public hearing at 6:55 p.m.

Respectfully Submitted,

Kathleen Roberts
Deputy Town Clerk

The regular Town Board meeting was reconvened at 6:55 p.m.

RESOLUTIONS (continued)

RESOLUTION NO. 86

SEQR Determination of Non-Significance –
Application to Rezone Portion of Vacant Land
Fourth Section Road for Proposed Development -
Residential Townhome Community

WHEREAS, the Sweden Town Board (hereinafter referred to a Town Board) is the designated Lead Agency (Resolution No. 33 of 2017) for making the determination of environmental significance for the application to rezone a portion of vacant land on Fourth Section Road for development of Stonebriar Glen (hereinafter referred to as Action); and

WHEREAS, the Town Board has received, reviewed and does hereby accept Part 1 Full Environmental Assessment Form completed by BME Associates, Part 2 Full Environmental Assessment Form (FEAF), Part 3 Full Environmental Assessment Form and Supplemental Information Narrative; Traffic Impact Letter of Findings prepared by McFarland Johnson; NYSDOT review letter on the Traffic Impact Letter of Findings; and

WHEREAS: the Town Board has (in accordance with the provisions of Section 617.7):

- (1) considered the action as defined in subdivisions 617.2(b) and 617.3(g) of the State Environmental Quality Review Act; and
- (2) reviewed the EAF (Parts 1, 2 and 3) and supporting information, the criteria contained in subdivision (c) of Section 617.7 and other supporting information that includes the adopted Town of Sweden Comprehensive Plan, the plans prepared by BME Associates, the public record from informational meetings on said action and the environmental record to identify the relevant areas of environmental concern; and
- (3) thoroughly analyzed the identified relevant areas of environmental concern to determine if the action may have a significant adverse impact on the environment; and
- (4) set forth its determination of significance in a written form containing a reasoned elaboration and providing reference to supporting documentation.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board does hereby make this Determination of Non-Significance for the Action.

Sec.1. That the Zoning Map of the Town of Sweden be amended to changing the zoning classification from 3S Single Family Residence to MR-1 Multiple Residence; 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 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 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 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 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
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- 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. 2. That the Town Clerk is directed and authorized to publish a notice of adoption of this Resolution as required by law.

Sec. 3. That this amendment and change shall take effect immediately.

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

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 – July 11, 2017

Adopted

ADJOURNMENT

As there was no further business to come before the Board, Councilperson Rich moved to adjourn the July 11, 2017 meeting of the Sweden Town Board at 7:05 p.m. Councilperson Skoog seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,

Kathleen Roberts
Deputy Town Clerk