

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 25, 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, Superintendent of Highways Brian Ingraham and Town Clerk Karen Sweeting.

Visitors present were Joan Hamlin, Chris Hamlin, William Johnson, Susan Smith, Kevin Johnson, Annie Krane, Jonathan Farley, Dr. Ena Farley, Frank Finney and Kristina Gabalski from the Suburban News.

Upon the closure of two public hearings and a brief recess, Supervisor Carges called the meeting to order at 8:04 p.m. and asked everyone present to say the Pledge to the Flag.

EXECUTIVE SESSION

Councilperson Muesebeck made a motion that was seconded by Councilperson Rich to go into executive session at 8:05 p.m. to discuss a personnel issue. All voted in favor of the motion. Motion adopted.

No action taken.

Councilperson Rich made a motion that was seconded by Supervisor Carges to leave executive session and return to the regular meeting at 8:23 p.m. All voted in favor of the motion. Motion adopted.

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

No comments.

APPROVAL OF MINUTES

Councilperson Skoog made a motion that was seconded by Councilperson Muesebeck to accept the minutes of the regular Town Board meeting held on July 11, 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 Public Hearing – Rezoning Application – Townhomes @ Stonebriar Glen held on July 11, 2017. All voted in favor of the motion. Motion adopted.

SUPERVISOR'S CORRESPONDENCE

2017	Received From:	Comments:
*1.	Kevin Bush, Regional Director, NYS DOT	Receipt of request to repave portion of Sweden Walker Road
*2.	Assemblyman Steve Hawley to NYS DOT	Copy of letter sent to NYS DOT supporting Town request to repave portion of Sweden Walker Road
*3.	Tracy Caporale, Chief Court Clerk	Request for Stacy Burke to attend Annual Court Clerk Conference
*4.	Robert P. Connors, Town Justice	Request to attend NYS Magistrates Association Meeting and Conference

*Board has copies

RE: #3 Councilperson Rich made a motion that was seconded by Councilperson Skoog to grant the request of Tracy Caporale, Chief Court Clerk for Stacy Burke to attend the Annual Court Clerk Conference. All voted in favor of the motion. Motion adopted.

RE: #4 Councilperson Rich made a motion that was seconded by Councilperson Skoog to grant the request of Judge Robert Connors to attend the NYS Magistrates Association Meeting and Conference. All voted in favor of the motion. Motion adopted.

REPORTS

Superintendent of Highways Brian Ingraham reported they are continuing county road work on Root and Salmon Creek Roads and assisting Town of Riga, Village of Churchville, Town of Parma, Town of Bergen and Village of Spencerport with road projects.

Councilperson Rich attended a Seymour Library Board meeting. The Board is looking into reducing the library's hours to save money.

Councilperson Skoog met with Jill Wisnowski and Joe Kincaid from the SCCC to discuss the transition for seniors from the Lodge to the SCCC. Staff is working on several physical changes to the SCCC to accommodate the additional programs. Mrs. Skoog and Supervisor Carges met with members of Lifetime Assistance to discuss the Lodge. There will be an open meeting for residents at the Lodge on Thursday, July 27, 2017 at 10 am to share the transition process. Services that will still be available at the Lodge are: lunches, bus service, blood pressure checks and baking.

Supervisor Carges would like to see the transition take place over the next 60 days. He also reported on the successful soccer club tournament – 110 teams in attendance. The fields at the Sweden Town Park were in very good condition despite the rain. Mr. Carges informed the public that the bids for the Lodge at the Town Park were all rejected and a second bid opening is scheduled for Friday, July 28, 2017 at noon.

Councilperson Muesebeck asked if an ambulance could be on site for next year's tournament. Discussion. Mr. Muesebeck reported on the Challenger Baseball game held at Nietopski Field. Fifty-seven children with disabilities participated and each received a certificate. It is a well-run program and the kids all had a great time. He commended several of the organizers of the event, naming Jack Milner, Mike Myers, Wayne Zyra and Bob Jones. Mr. Muesebeck held another solar committee meeting to make suggested changes to the solar law. They considered several comments from the first public hearing and feel they are close to a final draft.

RESOLUTIONS

RESOLUTION NO. 88 Appoint Recreation Assistant FT – Manuszewski

WHEREAS, there is a vacancy for a full-time recreation assistant; and

WHEREAS, Recreation Supervisor Jill Wisnowski has recommended the appointment of Timothy Manuszewski to the full-time recreation assistant position.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby appoints Timothy Manuszewski to the position of full-time Recreation Assistant at the Sweden Clarkson Community Center.

Sec. 2. That the rate of pay be \$13.50 per hour with a start date of July 25, 2017.

Sec. 3. That this resolution shall take effect immediately

MOTION for adoption of this resolution by 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 – July 25, 2017

Adopted

RESOLUTION NO. 89

Authorize Supervisor to Sign Seymour
Library Joint Operating Agreement

WHEREAS, the Town Board of the Town of Sweden entered into an written agreement with the Town of Clarkson and Village of Brockport to establish a joint library on November 19, 1990; and

WHEREAS, the Boards of the three municipalities and the Seymour Library Board of Trustees have determined that the original agreement needs to be updated; and

WHEREAS, the Town Board of the Town of Sweden has reviewed the proposed Seymour Library Joint Operating Agreement and has determined that it is an appropriate agreement on behalf of the residents of the Town of Sweden.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden does hereby revoke and rescind the original November 19, 1990 Seymour Library Tri-Municipal Agreement and replaces it in its entirety with the 2017 Seymour Library Joint Operating Agreement as attached.
- Sec. 2. That the Supervisor of the Town of Sweden is authorized to sign the agreement on behalf of the Sweden Town Board.
- 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 25, 2017

Adopted

RESOLUTION NO. 90

Authorize Town Hall Air Handlers from
Building Reserve Fund

WHEREAS, a Building Reserve Fund was established on November 23, 2004 for the purpose of making improvements to town-owned municipal buildings; and

WHEREAS, the Town Board of the Town of Sweden desires to replace two air handlers/cooling units at the Sweden Town Hall, 18 State Street; and

WHEREAS, the Town Board desires that the project be funded from the Building Reserve Fund.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby authorize the expenditure of up to \$23,000 from the Building Reserve Fund for capital improvements to replace two air handling/cooling units at the Sweden Town Hall.

Sec. 2. That pursuant to Section 6-C of the General Municipal Law, this expenditure is subject to permissive referendum.

Sec. 3 That the Town Clerk is directed to publish a public notice as required by law.

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

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

Discussion: Supervisor Carges explained that the east side unit failed last year and now the west side unit has failed. The Town has obtained quotes to replace those units and Supervisor Carges would like to add the option of heating to the systems.

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 25, 2017

Adopted

RESOLUTION NO. 91 Award Air Handler Replacement

WHEREAS, two air handlers at the Town Hall need to be replaced; and

WHEREAS, the Supervisor sought quotes to replace the existing units with 7.5 ton heating/cooling units and install a new gas line to service them; and

WHEREAS, the following quotes were received:

Wolf Mechanical Service 574 Peck Road Spencerport, NY 14559	\$22,941
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Aircon PO Box 184 Hilton, NY 14468	\$24,550; and
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WHEREAS, after review, the Supervisor recommends accepting the Wolf Mechanical Service proposal.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden, upon recommendation of the Supervisor, accepts the proposal from Wolf Mechanical Service for \$22,941 to replace two air handlers at the Sweden Town Hall complete with a new gas line.

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

MOTION for adoption of this resolution by 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 – July 25, 2017

Adopted

RESOLUTION NO. 92

SEQRA Determination – Local Law 5 of 2017
Town Code Chapter 175-24: Home Occupations

WHEREAS, the Town Board of the Town of Sweden, intends to amend Chapter 175-24: Home Occupations; and

WHEREAS, such a Local Law is defined by 6 NYCRR §617.5 as a Type II action for which no environmental review is necessary.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Sweden Town Board does hereby designate the proposed Local Law as a Type II action.

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

MOTION for adoption of this resolution by Councilperson Rich
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 25, 2017

Adopted

RESOLUTION NO. 93

Adopt Local Law No. 5 of 2017 – Amend Sweden

Town Code Chapter 175-24: Home Occupations

WHEREAS, a duly advertised Public Hearing was held by the Town Board pursuant to the provisions of Section 265 of Town Law, at the Town Hall, 18 State Street, Brockport, New York, on July 25, 2017 at 7:00 PM., to hear all persons interested in the adoption of Local Law No. 5 of 2017 – Amending Sweden Town Code Chapter 175-24: Home Occupations; and

WHEREAS, all persons desiring to be heard were heard, and due deliberation having been had.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden hereby adopts Local Law No. 5 of 2017 – and Amends Sweden Town Code Chapter 175-24: Home Occupations as identified in Attachment A.
- Sec. 2. That the Town Clerk is authorized and directed to file a complete copy of Local Law No. 5 of 2017, with the Secretary of State, as required by law.
- Sec. 3. That this resolution shall take effect immediately.

MOTION for adoption of this resolution by Councilperson Skoog
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 25, 2017		Adopted

RESOLUTION NO. 94 Ordering a Public Hearing to Rezone
Vacant Land – Sweden Walker Road from
Residential R1-2 to B3 Commercial Recreation

WHEREAS, Mike and Janice Waeghe, 4327 Sweden Walker Road, Brockport, New York, the owners of vacant land on Sweden Walker Road in the Town of Sweden, have submitted to the Town Board an application to re-zone the vacant land on Sweden Walker Road currently zoned Residential R1-2 to Recreation-Commercial (B-3) for the purpose of holding “mud run” events; and

WHEREAS, Part I of the required State Environmental Quality Review (SEQR) Full Environmental Assessment Form and a map of the property has been filed with the town along with the required fee.

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 Tuesday, August 29, 2017 at 7:00 PM to hear all persons interested in the re-zoning of the vacant land on Sweden Walker Road.

Sec. 2. That the area proposed to be re-zoned is 12.83 +/- acres, Tax Account No. 069.04-1-5.111.

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

**Legal Description
Vacant Land – Sweden Walker Road
Tax Account #069.04-1-5.111**

All that tract or parcel of land situated in Town Lot 2 & 3, Township 3, Section 12 of the Triangular Tract in the Town of Sweden, County of Monroe, State of New York and being more particularly described as follows:

Beginning at a point in the westerly right-of-way of Sweden Walker Road, said point being 33.00 feet west of the centerline of Sweden Walker Road which is 1,963.14 feet north of the centerline of Brockport Spencerport Road;

Thence southerly along the westerly right-of-way of Sweden Walker Road on a bearing of S 13° 24' 50" W a distance of 66.00 feet to a point.

Thence, westerly on a bearing of N 76° 01' 21" W a distance of 155.73 feet to a point;

Thence southerly on a bearing of S 13° 48' 45" W a distance of 25.00 feet to a point;

Thence westerly on a bearing of N 76° 01' 21" W a distance of 2,161.09 feet to a point;

Thence northerly on a bearing of N 14° 43' 39" E a distance of 25.00 feet to a point;

Thence westerly on a bearing of N 76° 01' 21" W a distance of 301.42 feet to a point;

Thence northerly on a bearing of N 00° 13' 31" W a distance of 911.37 feet to a point;

Thence easterly S 65° 45' 25" E a distance of 715.57 feet to a point;

Thence southerly on a bearing of S 01° 45' 09" E a distance of 785.40 feet to a point;

Thence easterly on a bearing of S 76° 01' 21" E a distance of 1,940.47 feet to a point in the west right-of-way of Sweden Walker Road, said point being the true point and place of beginning.

Subject to all covenants, easements and restrictions of record if any affecting said premises as recorded in the Monroe County Clerk's office. Being and herby intending to describe a parcel of land as filed in Liber 348 of Maps at page 95 in the Monroe County Clerk's Office.

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 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 25, 2017

Adopted

RESOLUTION NO. 95

Notice of Intent to be Lead Agency in the SEQRA Process for the Zoning Application of Vacant Land on Sweden Walker Road, Town of Sweden

WHEREAS, the Town Board of the Town of Sweden has received an application and proposal to re-zone vacant land on Sweden Walker Road for the purpose of operating “mud run” events; and

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

WHEREAS, the applicants, Michael and Janice Waeghe, desire to re-zone to B3 Commercial Recreation approximately 12.83+/- acres identified as Tax Account No. 069.040-0001-5.111; 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 or September 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 25, 2017

Adopted

RESOLUTION NO. 96

Authorize New York State Consolidated
Funding Application and Approve Match

WHEREAS, the Town of Sweden wishes to partner with the Village of Brockport *and the SUNY College at Brockport* in its 2017 New York State Consolidated Funding Application for a Waterfront Revitalization Plan; and

WHEREAS, the Town of Sweden has been asked to commit funds of \$6,666.67 towards the grant match.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden joins as a partner in the Village of Brockport’s New York State Consolidated Funding Application and commits \$6,666.67 towards the grant match.

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

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

Discussion: **Motion made by Councilperson Skoog and seconded by Supervisor Carges to amend the resolution adding SUNY College at Brockport as partner. All voted in favor of the motion. Motion adopted.

VOTE BY ROLL CALL AND RECORD AS AMENDED:

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

Submitted – July 25, 2017

Adopted

APPROVAL FOR PAYMENT OF BILLS

All of the Board members reviewed the invoice audit journal. Councilperson Rich made a motion that was seconded by Councilperson Skoog authorizing payment of the bills in Abstract 7 dated July 26, 2017 in the amount of \$193,671.60. All voted in favor of the motion. Motion adopted.

General Fund: In the amount of \$77,189.60 as set forth in Abstract 7 dated July 26, 2017.

Highway Fund: In the amount of \$104,310.18 as set forth in Abstract 7 dated July 26, 2017.

Special Fund: In the amount of \$12,171.82 as set forth in Abstract 7 dated July 26, 2017.

DISCUSSION AND ANNOUNCEMENTS

**Councilperson Skoog made a motion that was seconded by Supervisor Carges to schedule a regular Town Board meeting for Tuesday, August 29, 2017 at 7 p.m. All voted in favor of the motion. Motion adopted.

ADJOURNMENT

As there was no further business to come before the Board, Councilperson Muesebeck moved to adjourn the July 25, 2017 meeting of the Sweden Town Board at 9:00 p.m. Councilperson Skoog seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk