

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, January 22, 2013.

Town Board Members present were Supervisor Patricia Connors, Councilperson Rob Carges, Councilperson Rebecca Donohue, Councilperson Kevin Johnson and Councilperson Donald Roberts. Also present were Director of Finance Leisa Strabel, Town Attorney Jim Bell and Town Clerk Karen M. Sweeting.

Visitors present were Annie Crane and Kevin M. Johnson.

Supervisor Connors called the meeting to order at 7:00 p.m. and asked everyone present to say the Pledge to the Flag. Supervisor Connors then acknowledged the presence of the visitors and asked if there was anyone that would like to speak.

No comments.

APPROVAL OF MINUTES

Councilperson Johnson made a motion that was seconded by Councilperson Donohue to accept the minutes of the regular meeting held on December 27, 2012. All voted in favor of the motion. Motion adopted.

Councilperson Johnson made a motion that was seconded by Councilperson Donohue to accept the minutes of the Organizational Meeting held on January 2, 2013. All voted in favor of the motion. Motion adopted.

SUPERVISOR'S CORRESPONDENCE

2013 Received From:	Comments:
*1. Carl A. Coapman, Town Justice	Resignation

*Board has copies

RE: #1 Councilperson Roberts made a motion that was seconded by Councilperson Carges to accept with regrets the resignation of Carl A. Coapman as Sweden Town Justice. All voted in favor of the motion. Motion adopted.

DEPARTMENTAL REPORTS

December 2012 departmental reports were received and reviewed by the Town Board from the following departments: Building Department, Phyllis Brudz; Finance Director, Leisa Strabel; and Town Clerk, Karen Sweeting.

REPORTS

Councilperson Carges informed the board that the new classroom at the SCCC is done and the flooring has been installed in the back hallway. Mr. Carges updated the board on the agreement with Jazzercise.

Finance Director Leisa Strabel assisted the Monroe County Office of Veterans Affairs and the Veterans' Administration with their information fair that was held at the Town Hall on Saturday, January 19th. Representatives from several agencies presented benefit information to eligible veterans. Mrs. Strabel and Jill Wisnowski have been conducting interviews for the cleaning position. They will check references and make their recommendation to the board. The Town's annual audit resumes tomorrow.

Town Clerk Karen Sweeting reported that the lights on the telecommunication tower on East Avenue have been out since October 29th. The FCC has been contacted and the lights should be back on within 15 days. The local airport has been notified as well as the FAA.

Town Attorney Jim Bell reported updates to the Owens Road acquisition and hopes to close on the property soon.

RESOLUTIONS

RESOLUTION NO. 18 Appoint Member Zoning Board of Appeals –Johnson

WHEREAS, a vacancy exists on the Zoning Board of Appeals; and

WHEREAS, Kevin M. Johnson has expressed an interest in serving on the Board.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby appoints Kevin M. Johnson of 1 Trefoil Lane to serve as a member of the Zoning Board of Appeals from January 22, 2013 to December 31, 2013.

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

MOTION for adoption of this resolution by Councilperson Roberts
Seconded by Councilperson Donohue

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Aye</u>
Councilperson Donohue	<u>Aye</u>
Councilperson Johnson	<u>Abstain</u>
Councilperson Roberts	<u>Aye</u>
Supervisor Connors	<u>Aye</u>

Submitted – January 22, 2013

Adopted

RESOLUTION NO. 19 Notice of Intent to be Lead Agency in the SEQRA Process for the Zoning Application of Vacant Land on Sweden Walker Road in the 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 holding “mud run” events three to four times each year involving recreational racing of off-road vehicles; and

WHEREAS, the property is currently zoned Heavy Industrial (I-1) and Residential (R-1); and

WHEREAS, the applicants, Mike and Janice Waeghe desire to re-zone the vacant land to Recreation-Commercial (B-3) an approximate 115.67+/- acres of Tax Account No. 069.04-1-5.11; 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, Village of Brockport, 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 March 2013, 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 Johnson
Seconded by Councilperson Donohue

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Aye</u>
Councilperson Donohue	<u>Aye</u>
Councilperson Johnson	<u>Aye</u>
Councilperson Roberts	<u>Aye</u>
Supervisor Connors	<u>Aye</u>

Submitted – January 22, 2013

Adopted

RESOLUTION NO. 20

Ordering a Public Hearing to Rezone
Vacant Land – Sweden Walker Road from
Residential (R-1)/Heavy Industrial (I-1) to
Recreation-Commercial (B-3)

WHEREAS, Mike and Janice Waeghe, 4327 Sweden Walker Road, Brockport, New York, the owners of the 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 split-zoned Residential (R-1) and Heavy Industrial (I-1) to Recreation-Commercial (B-3) for the purpose of holding “mud run” events three to four times each year involving recreational racing of off-road vehicles; 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, in said Town on March 12, 2013 at 6:45 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 115.67 +/- acres of Tax Account No. 069.04-1-5.11.

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 #069.04-1-5.11
Schedule “A”**

All that tract or parcel of land situated in Town Lot 2, 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 centerline of Sweden Walker Road a distance of 2,060.05 feet north of the intersection of Sweden Walker road and Brockport Spencerport Road;

Thence westerly on a bearing of N 75° 50' 35" W a distance of 355.86 feet to a point;

Thence southerly on a bearing of S 13° 27' 15" W a distance of 97.77 feet to a point, said point being in the north line of lands now or formerly Consolidated Rail Corporation;

Thence westerly along the north line of lands now or formerly Consolidated Rail Corporation on a bearing of N 75° 58' 56" W a distance of 1,992.06 feet to a point;

Thence southerly across the lands now or formerly Consolidated Rail Corporation on a bearing of S 14° 46' 04" W a distance of 66.01 feet to a point, said point being the point of commencement;

Thence southerly on a bearing of S 14° 46' 04" W a distance of 434.94 feet to a point;

Thence westerly on a bearing of N 89° 58' 56" W a distance of 2,310.00 feet to a point;

Thence northerly on a bearing of N 00° 13' 56" W a distance of 706.20 feet to a point;

Thence easterly on a bearing of S 88° 46' 23" E a distance of 1,396.94 feet to a point, said point being in the south line of lands now or formerly Consolidated Rail Corporation;

Thence easterly along the south line of lands now or formerly Consolidated Rail Corporation on a bearing of S 75° 58' 56" E a distance of 1,058.64 feet to a point, said point being the true point and place of beginning.

Being and hereby intending to describe a parcel of land containing 34.548 acres of land more or less.

Schedule “B”

All that tract or parcel of land situated in Town Lot's 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 centerline of Sweden Walker road a distance of 2,060.05 feet north of the intersection of Sweden Walker Road and Brockport Spencerport Road;

Thence westerly on a bearing of N 75° 50' 35" W a distance of 355.86 feet to a point;

Thence southerly on a bearing of S 13° 27' 15" W a distance of 97.77 feet to a point, said point being in the north line of lands now or formerly Consolidated Rail Corporation;

Thence westerly along the north line of lands now or formerly Consolidated Rail Corporation on a bearing of N 75° 58' 56" W a distance of 2,866.76 feet to a point;

Thence northerly on a bearing of N 01° 38' 00" W a distance of 1,032.38 feet to a point, said point being in the south line of lands now or formerly County of Monroe;

Thence easterly along the south line of lands now or formerly County of Monroe on a bearing of S 65° 43' 00" E a distance of 1,368.64 feet to a point;

Thence southerly on a bearing of S 01° 31' 28" E a distance of 66.11 feet to a point;

Thence easterly on a bearing of S 89° 52' 15" E a distance of 145.44 feet to a point, said point being in the south line of lands now or formerly County of Monroe;

Thence easterly along the south line of lands now or formerly County of Monroe on a bearing of S 65° 43' 00" E a distance of 1,990.75 feet to a point, said point being in the west right of way of Sweden Walker Road;

Thence southerly along the west right of way of Sweden Walker Road on a bearing of S 13° 27' 15" W a distance of 269.67 feet to a point, said point being the true point and place of beginning.

Being and hereby intending to describe a parcel of land containing 50.118 acres of land more or less.

Schedule "C"

All that tract or parcel of land situated in Town Lot's 3 & 4, 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 centerline of Sweden Walker Road a distance of 2,060.05 feet north of the intersection of Sweden Walker Road and Brockport Spencerport Road;

Thence westerly on a bearing of N 75° 50' 35" W a distance of 355.86 feet to a point;

Thence southerly on a bearing of S 13° 27' 15" W a distance of 97.77 feet to a point, said point being in the north line of lands now or formerly Consolidated Rail Corporation;

Thence westerly along the north line of lands now or formerly Consolidated Rail Corporation on a bearing of N 75° 58' 56" W a distance of 2,866.76 feet to a point;

Thence northerly on a bearing of N 01° 38' 00" W a distance of 1,032.38 feet to a point, said point being in the south line of lands now or formerly County of Monroe;

Thence northerly across the lands of now or formerly County of Monroe on a bearing of N 01° 38' 00" W a distance of 73.38 feet to a point, said point being in the north line of lands now or formerly County of Monroe and the point of commencement;

Thence northerly on a bearing of N 01° 38' 00" W a distance of 190.54 feet to a point;

Thence northerly on a bearing of N 02° 39' 44" W a distance of 1,434.54 feet to a point, said point being in the south line of the blue line for the Barge Canal;

Thence easterly along the south line of the blue line for the Barge Canal on a bearing of S 79° 27' 06" E a distance of 107.75 feet to a point;

Thence easterly along the south line of the blue line for the Barge Canal on a bearing of S 73° 02' 16" E a distance of 552.17 feet to a point;

Thence southerly on a bearing of S 00° 11' 06" E a distance of 1,253.03 feet to a point;

Thence easterly on a bearing of S 89° 55' 47" E a distance of 629.67 feet to a point;

Thence southerly on a bearing of S 01° 42' 44" E a distance of 738.61 feet to a point, said point being in the north line of lands now or formerly County of Monroe;

Thence westerly along the north line of lands now or formerly County of Monroe on a bearing of N 65° 43' 00" W a distance of 1,336.01 feet to a point, said point being the true point and place of beginning.

Being and hereby intending to describe a parcel of land containing 31.393 acres of land more or less.

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 hereby intending to describe a parcel of land as shown on a map titled "Map of Survey Showing Waller Subdivision", as prepared by Maier Land Surveying, containing 116.059 acres of land more or less to the right of way of Sweden Walker 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 Johnson
Seconded by Councilperson Carges

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Aye</u>
Councilperson Donohue	<u>Aye</u>
Councilperson Johnson	<u>Aye</u>
Councilperson Roberts	<u>Aye</u>
Supervisor Connors	<u>Aye</u>

Submitted – January 22, 2013

Adopted

APPROVAL FOR PAYMENT OF BILLS

All of the Board members reviewed the invoice audit journal. Councilperson Carges made a motion that was seconded by Councilperson Donohue authorizing payment of the bills in Abstract 1 dated January 23, 2013 in the amount of \$639,792.41. All voted in favor of the motion. Motion adopted.

General Fund: In the amount of \$415,159.12 as set forth in Abstract 1 dated January 23, 2013.

Highway Fund: In the amount of \$224,081.29 as set forth in Abstract 1 dated January 23, 2013.

Special Fund: In the amount of \$552.00 as set forth in Abstract 1 dated January 23, 2013.

DISCUSSION AND ANNOUNCEMENTS

Motion made by Councilperson Carges and seconded by Councilperson Roberts to purchase a copier for the Sweden Clarkson Community Center off state contract for an amount not to exceed the budgeted amount of \$6,500. All voted in favor of the motion. Motion adopted.

EXECUTIVE SESSION

Councilperson Carges made a motion that was seconded by Councilperson Donohue to go into executive session at 7:20 p.m. to discuss a personnel matter in the court. All voted in favor of the motion. Motion adopted.

No action taken.

Councilperson Carges made a motion that was seconded by Councilperson Donohue to leave executive session and return to the regular meeting at 7:54 p.m. All voted in favor of the motion. Motion adopted.

ADJOURNMENT

As there was no further business to come before the Board, Councilperson Carges moved to adjourn the January 22, 2013 meeting of the Sweden Town Board at 7:55 p.m. Councilperson Roberts seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk