

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, October 10, 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 and Town Clerk Karen Sweeting.

Visitors present were Joan Hamlin, Chris Hamlin, Mike and Janice Waeghe, Don Grentzinger, Susan Smith, Kevin Johnson, Patricia Hayles, Zachary Kornberg, Karla Linn Merrifield, John McCurn, Bill Johnson, Rick and Kathie Holzschuh, Julie and Frank Lapinski, Cathy White, Katherine Kristansen, Steve Conner, Norman GianCursio, Thomas Mangan, Bernie LoBracco, Linda MacLennan and Helen Maier.

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 Karla Linn Merrifield described herself as a marketing and communications professional. She read a prepared statement detailing concerns with the Town of Sweden Snapshots newsletter. Ms. Merrifield pointed out that not all board members appeared in the newsletter. She had questions pertaining to content, role of department heads and cost to the taxpayer. (Full statement on file in the Town Clerk's office)

Resident Thomas Mangan indicated that he felt the Sweden Snapshots violated Article 18 of the NYS General Municipal Law.

Councilperson Skoog read a prepared statement detailing the working relations between board members for the past several months and noted the recent change in communication, she felt, due to the upcoming elections. Mrs. Skoog expressed her appreciation for the work done by the Sweden Community Foundation and Senator Ortt in securing funds for the construction of a playground at the Town Park. She was disappointed that she was not invited to attend the ceremony. Mrs. Skoog hopes that communication will improve. (Full statement on file in the Town Clerk's office)

Resident Cathy White stated she has lived here for 50 plus years and is upset that Councilpersons Skoog and Rich were not included in the ceremony for the playground. She added that the Town Board represents the town, not just a particular political party.

Councilperson Muesebeck stated that his invitation came from Senator Ortt because he is a member of the Sweden Community Foundation. He has lived here for 71 years and has been very involved in the community and takes exception to allegations spoken at this meeting.

Councilperson Rich thanked the Sweden Community Foundation and Senator Ortt for the playground funds. She was also disappointed with the lack of communication and felt it was political and is affecting the work environment. (Full statement on file in the Town Clerk's office)

Resident Steve Conner suggested the board take a short break.

No further comments.

APPROVAL OF MINUTES

Councilperson Skoog made a motion that was seconded by Councilperson Muesebeck to approve the minutes of the Public Hearing – Local Law 6 of 2017 – Solar Energy Systems and

Solar Energy Farms held on September 12, 2017. All voted in favor of the motion. Motion adopted.

Councilperson Muesebeck made a motion that was seconded by Councilperson Skoog to approve the minutes of the regular Town Board meeting held on September 12, 2017. All voted in favor of the motion. Motion adopted.

Councilperson Muesebeck made a motion that was seconded by Councilperson Rich to approve the minutes of the regular Town Board meeting held on September 26, 2017. All voted in favor of the motion. Motion adopted.

SUPERVISOR’S CORRESPONDENCE

2017 Received From:

- *1. Kevin Bush, Regional Director,
NYS DOT

Comments:

Copy of letter sent to Assemblyman Steve Hawley re: request to re-pave portion of Sweden Walker Road

*Board has copies

Supervisor Carges also noted the following email correspondence:

- NYS DOT – installation of turning lane on Route 31 at Owens Road
- NYS Historic Preservation Office – review of Townhomes @ Stonebriar Glen – no impact
- Monroe County Planning and Development – notice of seminars – SEQR and Transportation Fundamentals

REPORTS

No reports

RESOLUTIONS

RESOLUTION NO. 124

Declaration of Lead Agency Status for the Action of the Request by Application to Rezone Portion of Vacant Parcel on Sweden Walker Road

WHEREAS, the Town Board of the Town of Sweden, has given public notice to Town of Sweden Planning Board, the New York State Department of Environmental Conservation (NYSDEC), Monroe County Pure Waters (MCPW), the Monroe County Water Authority (MCWA), the Monroe County Department of Health (MCDOH), the U.S. Army Corps of Engineers (USCOE); NYS DOT and

WHEREAS, the Town Board has not received any written objection from the Town of Sweden Planning Board, the New York State Department of Environmental Conservation (NYSDEC), Monroe County Pure Waters (MCPW), the Monroe County Water Authority (MCWA), the Monroe County Department of Health (MCDOH), the U.S. Army Corps of Engineers (USCOE); NYS DOT; and

WHEREAS, a duly advertised public hearing was held on August 29, 2017 at 7 pm and no objections were raised regarding the Town Board acting as Lead Agency.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Sweden Town Board does hereby designate itself as the Lead Agency for the Coordinated Review and Determination of Significance, under the SEQR

(*see minutes of October 24, 2017)

Regulations, for the above referenced action.

Sec. 2. 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 – October 10, 2017

Adopted

RESOLUTION NO. 125

Determination of Significance under
SEQRA for the Rezoning of Sweden Walker
Tax Account No. 069.04-1-5.11

WHEREAS, the Town Board has received an application for rezoning Tax Account Number 069.04-1-5.11 approximately 12.83+/- acres of vacant land on Sweden Walker Road; and

WHEREAS, in connection with said application for rezoning, an Environmental Assessment Form (EAF), Parts I, II and III have been completed; and

WHEREAS, the Town Board of the Town of Sweden, has, by Resolution No. 95, dated July 25, 2017, declared itself as Lead Agency for Environmental Review of the Project; and

WHEREAS, the Town Board has caused Parts 2 and 3 of the EAF to be completed prior to making a determination of significance, as required by 6 NYCRR §617.6; and

WHEREAS, the Town Board recognizes that the proposed adoption of said rezoning is a Type I Action under the State Environmental Quality Review Act (SEQRA) Regulations, 6 NYCRR §617.4; and

WHEREAS, based upon a review of the application, the Environmental Assessment Form, Parts 1, 2 and 3; the exhibits annexed thereto; the comments received from the Town of Sweden Planning Board and the Town of Sweden Conservation Board; the Town Board has made a determination as to the environmental significance of the proposed rezoning action; and

WHEREAS, pursuant to 6 NYCRR §617.7, a Lead Agency is required to make, publish and file its determination.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Sweden Town Board does hereby make a Positive Declaration, as set forth in the completed Positive Declaration form annexed hereto.

Sec. 2. That the Town Clerk is directed to publish the Positive Declaration as required.

Sec. 3. 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 Aye

Councilperson Rich Aye

Councilperson Skoog Aye

Supervisor Carges Aye

Submitted – October 10, 2017

Adopted

RESOLUTION NO. 126

Rezone 12.83 +/- acres Tax Account No.
069.04-1-5.11 - Sweden Walker Road

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 zoned Residential (R-1) to Recreation-Commercial (B-3); and

WHEREAS, Parts I, II, and III of the State Environmental Quality Review (SEQR) Full Environmental Assessment Form has been completed; and

WHEREAS, A public hearing was held by the Town Board of the Town of Sweden on the 29th day of August, 2017 at 7pm and all persons wishing to speak were allowed to do so; and

WHEREAS, the proposed rezoning was reviewed by the Town of Sweden Environmental Conservation Board, the Town of Sweden Zoning Board of Appeals, the Town of Sweden Highway Department, the Town of Sweden Planning Board, the New York State Department of Environmental Conservation, the New York State Department of Transportation, Monroe County Planning and Development, Monroe County Department of Health, Monroe County Pure Waters, Monroe County Water Authority, Monroe County Department of Transportation and the United States Army Corp of Engineers.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden **denies** the rezoning application of Mike and Janice Waeghe for the property described as vacant land on Sweden Walker Road, Tax Account 069.04-1-5.11.

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

MOTION for adoption of this resolution by Councilperson Muesebeck

Seconded by Councilperson Skoog

(*see minutes of October 24, 2017)

Discussion: Councilperson Rich addressed Mike and Janice Waeghe saying that she can tell they are decent people and have a passion for their “hobby”. The Town Board gave them an opportunity to be heard, but the board needs to consider the property owners around them.

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 – October 10, 2017

Adopted

RESOLUTION NO. 127

Budget Modifications

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Supervisor is hereby authorized to make the following modifications to the 2017 Town Budget:

\$5,000 from A1990.4 Contingent Contractual to
A1440.4 Engineer Contractual

\$1,720 from A5132.4 Highway Garage to
A5010.2 Highway Superintendent Contractual

\$20,000 from DB. 5130.401 Machinery Contractual (Fuel) to
DB 5112.4 Road Construction Permanent

Sec. 2 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 – October 10, 2017

Adopted

RESOLUTION NO. 128

Approving 2018 Preliminary Budget and
Ordering Hearing on General Budget &
Special District Budgets for 2018

WHEREAS, the Budget Officer has filed the Tentative budget for 2018 with the Town Clerk and the Town Board has given it due consideration.

NOW, THEREFORE BE IT RESOLVED:

(*see minutes of October 24, 2017)

Sec. 1. That the Town Board hereby approves the 2018 Budget Officer’s Tentative Budget, as amended, and filed herewith in the Office of the Town Clerk as the 2018 Preliminary Budget

Sec. 2. That a summary of the entire proposed budget is as follows:

<u>PURPOSE</u>	<u>TOTAL BUDGET</u>
<u>Operating & Maintenance:</u>	
General Government	\$ 1,225,360
Public Safety	117,950
Health	2,500
Transportation	1,525,500
Culture & Recreation	758,500
Home & Community	193,750
Employee Benefits	824,000
Debt Service	<u>60,200</u>
TOTAL:	\$ 4,707,760
<u>Other-Special Improvement Districts:</u>	<u>232,728</u>
TOTAL BUDGET APPROPRIATIONS	\$ 4,940,488

Sec. 3. That the Town Board shall hold a public hearing at 7:30 p.m. at the Town Hall, 18 State Street in said Town on Tuesday the 24th day of October 2017 for the purpose of hearing comments, either written or verbal from all interested persons in favor of or against the Preliminary Budget for 2018 or any item therein.

Sec. 4. That the Town Clerk is directed to publish notice of public hearing on the Preliminary Budget, which notice shall state: (1) the time, place and purpose of the hearing; (2) Sec. 2 of this resolution; (3) that a copy of the detailed Preliminary Budget is available on the Town website and for inspection by any interested person at the office of the Town Clerk during regular office hours; and (4) the compensation proposed to be paid to all elected town officials pursuant to Town Law, Sec. 108.

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 – October 10, 2017

Adopted

RESOLUTION NO. 129 Award Town Hall Entryway and Sidewalk Project

WHEREAS, the entryway and sidewalk in front of the Sweden Town Hall, 18 State Street, is in need of repairs/replacement; and

WHEREAS, the Supervisor sought quotes to repair/replace the entryway and sidewalk; and

WHEREAS, the following quotes were received:

Catco 1266 Townline Road Alden, NY 14004	\$33,650.00
Heaster Building Restoration 10 Pixley Industrial Parkway Rochester, NY 14624	\$40,680.00
DiPasquale Construction, Inc. 5138 West Ridge Road Spencerport, NY 14559	\$48,000.00; and

WHEREAS, after review, the Supervisor recommends accepting the Catco 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 Catco for \$33,650.00 for the repair/replacement of the town hall entryway and sidewalks per the drawings by the Town Architect.

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

MOTION for adoption of this resolution by Councilperson Muesebeck

Seconded by Councilperson Skoog

Discussion: Councilperson Rich made a motion to table the resolution to review the quotes received. No second.

VOTE BY ROLL CALL AND RECORD:

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

Submitted – October 10, 2017

Adopted

DISCUSSION AND ANNOUNCEMENTS:

Councilperson Rich mentioned that she has suggested a tax collector audit be done at past work sessions. The general audit only tests procedures and stated that it is the Town Board’s fiduciary responsibility and we owe it to the constituents.

Resolution presented by Councilperson Rich:

RESOLUTION NO. 130

Accept Proposal from Auditor for Tax Collector

WHEREAS, Raymond F. Wager, Certified Public Accountants, has offered a proposal for a Town of Sweden Tax Collector/Receiver of Taxes & Assessments Audit for the fiscal year ending December 31, 2017.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden accepts the proposal of Raymond F. Wager, Certified Public Accountants, for an audit of the Tax Collector for the fiscal year ending December 31, 2017 at a cost of \$1,500.00.
- Sec. 2. That the Supervisor is authorized to execute the necessary documents.
- Sec. 3. That this resolution shall take effect immediately.

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

Discussion: Councilperson Skoog asked if this is something that should be done each year. Finance Director Leisa Strabel explained that each year the auditor takes a sampling from all the departments with accounts. Councilperson Rich would like to do an audit before it is determined how often one should take place and added that the fiduciary responsibility for all town funds falls on the Town Board. Supervisor Carges reminded the board that money was not put in the budget for this additional audit, but doesn't see a problem with discussing it. Councilperson Rich wanted to make it clear that this proposal was nothing personal, just a responsibility the board has. She mentioned that the auditors brought up the option, but did not do an audit of the tax records because they were not "hired" to do so.

**Supervisor Carges made a motion that was seconded by Councilperson Muesebeck to table the resolution for further discussion.

Councilperson Muesebeck stated he is not against this audit, but the Town already has financial records audited. He believes in the integrity of the staff and noted that there are checks and balances in place. He suggests discussing the additional audit for next year.

All voted in favor of the motion. Motion adopted.

Submitted – October 10, 2017

Tabled

EXECUTIVE SESSION

Councilperson Muesebeck made a motion that was seconded by Councilperson Skoog to go into Executive Session at 7:37 p.m. to discuss a personnel matter. All voted in favor of the motion. Motion adopted.

No action taken.

Councilperson Skoog made a motion that was seconded by Councilperson Rich to leave the executive session and return to the regular meeting at 8:00 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 October 10, 2017 meeting of the Sweden Town Board at 8:05 p.m. Councilperson Rich seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted, Karen M. Sweeting, Town Clerk