

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 14, 2008.

Town Board members present were Supervisor Buddy Lester, Councilperson Rob Carges, Councilperson Patricia Connors, Councilperson Tom Ferris and Councilperson Danielle Windus-Cook. Also present were Director of Finance Leisa Strabel, Town Attorney Jim Bell, Planning Board member David Strabel and Town Clerk Karen Sweeting.

Visitors present were George Lloyd, Tammy Donath, Vesta Teeter, Cora Schrader, Jim Hamlin, Joan Hamlin, Christine Hamlin, Tim Bates, Francisco Borrayo, A. Butler, Sally Hale, Norman Giancursio and Village Trustee Connie Castaneda.

Supervisor Lester called the meeting to order at 7:30 p.m. and asked everyone present to say the Pledge to the Flag. Supervisor Lester acknowledged the visitors and asked if anyone would like to speak.

Tim Bates read a prepared statement and asked that it be part of the record:
Here we are again discussing the Sweden Town Board's decision to change the Senior Nutrition program. The Town Board has made the change to provide meals through Lifetime Assistance to not only provide the meals but to also serve the meals and clean up afterwards. The Office of the Aging will oversee the program that will lower the burden on the taxpayers of Sweden. This is revisiting the same issue that has been a hotbed of bad feelings on many fronts. Change is something that people don't like. I feel the same about many things in my life. We get set in our comfort zone and that is where we want to stay.

The main issue here is the change and the loss of a friend at the Senior Center. No one on the board is happy about a long-term employee and hard worker becoming unemployed. I personally don't want anyone to lose their job. However, lay-offs are a part of life and it is something that has to be accepted. I have lost several jobs due to economic reasons and know the hardships lay-offs bring.

With all this said, we must look to the board to reduce costs when ever possible. The cost to the Sweden taxpayer for the meals that are served to outsiders is more than we should be forced to pay. These outsiders don't even pay the "recommended" \$2.50 to have the meal that is provided. Many towns don't provide the quality of any services like the ones at the Sweden Senior Center. Many towns don't provide any services. This will keep the transportation program in place, which is an added bonus. I am extremely grateful to the Sweden Town Board for finding a way to maintain the meal program at the Center and give the people that are clients at Lifetime meaningful employment.

The biggest bonus to the Board is that this may become a model for other senior programs through out the county. If this does become a countywide program, think of how many Lifetime clients will now have meaningful employment. Again, our Town Board is challenging the status quo and coming up with innovative ideas.

George Lloyd read a prepared statement and asked that it be part of the record:
As a Sweden taxpayer, I congratulate the Town Board for finding a positive solution to the nutrition program problem. The Board's solution continues the lunch and transportation program for seniors and saves a lot of taxpayer money. I'm sure it wasn't easy to let go of a

long-time employee who is very popular. But municipal employment shouldn't be a popularity contest. It should be about providing a service at the least possible cost to the taxpayers.

Thank you for taking care of both Sweden seniors and Sweden taxpayers. Nobody who is a Sweden resident could ask for more.

Tammy Donath read a prepared statement and asked that it be part of the record: *I've been following the senior nutrition program issue in the newspaper and in the town newsletter. I also attended a meeting about the nutrition program this summer at the senior center. I think the town's done a good job keeping the public informed about its goals for the nutrition program. The newspaper article this weekend also provided plenty of details. Thanks for keeping us informed. And thanks for taking on tough issues.*

Supervisor Lester stated this has been a two-year process and the board took transportation concerns into consideration. Mr. Lester feels confident that utilizing Lifetime in this capacity will become the model for other municipalities.

Vesta Teeter mentioned the importance of the Senior Center to her and added that she is legally blind and transportation is a concern. Ms. Teeter thanked the board for maintaining that service.

Cora Schrader stated that in talking to other seniors, most have been receptive to the change. Ms. Schrader felt that the change to Lifetime has taken away the feeling of non-residents being outsiders, anyone can continue using the center.

Vesta Teeter added that many non-residents volunteer hours of service to the center. Councilperson Ferris agreed that the Senior Center has some of the best volunteers. Supervisor Lester stated that the board is discussing some type of credit for services for volunteers to encourage more residents to donate their time. Councilperson Ferris encouraged volunteers to provide services and instruction, to donate their time, expertise and skill.

Francisco Borrayo expressed gratitude with the work of the board.

Supervisor Lester stated the change to Lifetime has saved over \$100,000.

APPROVAL OF MINUTES

Councilperson Connors made a motion that was seconded by Councilperson Windus-Cook to accept the minutes of the Regular Town Board Meeting held on September 23, 2008. All voted in favor of the motion. Motion adopted.

SUPERVISOR'S CORRESPONDENCE

2008 Received From:	Comments:
*1. Maggie Donohue, Tony and Mary Anne Pietrzykowski, Norm Wright, Ricki DeBaun, Maryln Lafferty, Lois Henion, Alma Schultz, Joan Lavell, Vesta Teeter and Joyce Tyler	Thank you to Supervisor Lester and Councilperson Ferris for the Monroe County Office of the Aging anniversary luncheon
*2. Norman Frisch, Coordinator SeptemberFest 2008	Thank you to the Board for participating in SeptemberFest 2008
*3. Dave Scott, Recreation Director	Request to hire Recreation Assistant PT
*4. Kathy Alvito, Deputy Tax Receiver	Resignation

*Board has copies

RE: #4 Councilperson Connors made a motion that was seconded by Councilperson Ferris to accept with regrets the resignation of Kathy Alvito as Deputy Tax Receiver. All voted in favor of the motion. Motion adopted.

DEPARTMENTAL REPORTS

September 2008 departmental reports were received and reviewed by the Town Board from the following departments: Dog Control, Kathy Beaumont; Receiver of Taxes, Sherri Lee Bryant; Finance Director, Leisa Strabel and Town Clerk, Karen Sweeting.

REPORTS

Town Attorney Jim Bell reported updates on Wendy’s assessment litigation.

Finance Director Leisa Strabel reported that she was at the Senior Center on Tuesday for the nutrition program transition. Mrs. Strabel was pleased and grateful for the warm welcome the seniors gave Lifetime Assistance. There had been some concern that the new kitchen staff would not be given a warm welcome. Mrs. Strabel also reported that prior to the lunch, during an unscheduled meeting of the Sweden Senior Association, Inc., an officer of the association made several false statements about the Town’s budget and finances. Mrs. Strabel said that it was unfortunate that false information was given to the seniors and that Mrs. Strabel would be happy to meet with any resident with questions about the Town budget.

Supervisor Lester said that in the future, SSAI must go through the proper channels to schedule a meeting at the Senior Center. The meeting SSAI held on Tuesday morning interfered with the transition process for Lifetime Assistance; they were not able to get into the dining room to become familiar with the layout and procedures.

Councilperson Carges complimented Councilperson Windus-Cook on the success of the Harvest Festival. The festival is a great community event that brought out many people.

Councilperson Connors added that it was a perfect day for the Harvest Festival and the event had many vendors.

Councilperson Ferris reported that he attended a Regional Marketing Committee meeting. Guests from the Village of Fairport attended to share ideas to stimulate economic development in this area. Mr. Ferris attended a community calendar presentation at the Seymour Library. Cassie Guthrie pushed the idea of a community calendar to list all events and recreation offered in Sweden, Clarkson, Village of Brockport and SUNY Brockport to stimulate people to come into the area. Mr. Ferris stated Ms. Guthrie is very committed to this community.

Councilperson Windus-Cook reported that her primary focus has been on the Harvest Festival. Ms. Windus-Cook thanked the board for their support, Highway Department, Buildings and Grounds Department, Leisa Strabel and the festival committee for all their hard work and dedication in planning the event.

Supervisor Lester had no report.

RESOLUTIONS

RESOLUTION NO. 131

Supporting Application of Monroe County Department of Transportation for a Local Government Efficiency Grant

WHEREAS, the Monroe County Department of Transportation is applying to the New York State Department of State under the Local Government Efficiency Grant Program in order to purchase highway equipment that will be shared between the County and various Towns including the Town of Sweden; and

WHEREAS, the Sweden Highway Superintendent recommends that the Town of Sweden support the Monroe County Department of Transportation’s application for the Local Government Efficiency Grant Program; and

WHEREAS, the Sweden Town Board is desirous of sharing highway equipment with the County whenever possible to reduce the costs of such to Town taxpayers.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. The Town Board of the Town of Sweden does hereby support Monroe County’s application for a grant under the Local Government Efficiency Grant Program.
- Sec. 2. That the Supervisor is authorized to execute any documents that may be necessary for the grant application.
- Sec. 3. That this resolution shall take effect immediately.

MOTION for adoption of this resolution by Councilperson Ferris
Seconded by Councilperson Connors

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Aye</u>	
Councilperson Connors	<u>Aye</u>	
Councilperson Ferris	<u>Aye</u>	
Councilperson Windus-Cook	<u>Aye</u>	
Supervisor Lester	<u>Aye</u>	
Submitted – October 14, 2008		Adopted

RESOLUTION NO. 132 Approving 2009 Preliminary Budget and
Ordering Hearing on General Budget for 2009

WHEREAS, the Town Clerk has presented the Budget Officer’s Tentative budget for 2009 to the Town Board who has given it due consideration.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Town Board hereby approves the 2009 Budget Officer’s Tentative Budget, as amended, and filed herewith in the Office of the Town Clerk as the 2009 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	\$ 1,162,532
Public Safety	81,385
Health	1,500
Transportation	1,315,248
Economic Assistance	78,300
Culture & Recreation	820,525
Home & Community	208,200
Employee Benefits	538,720
Debt Service	<u>272,063</u>

TOTAL:	\$ 4,478,473
<u>Other-Special Improvement Districts:</u>	<u>710,917</u>
TOTAL BUDGET APPROPRIATIONS	\$ 5,189,390

Sec. 3. That the Town Board shall hold a public hearing at 7:00 p.m. at the Town Hall, 18 State Street in said Town on the Wednesday the 29th day of October 2008 for the purpose of hearing comments, either written or verbal from all interested persons in favor of or against the Preliminary Budget for 2009 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 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 Windus-Cook
 Seconded by Councilperson Connors

Discussion: Finance Director Leisa Strabel stated the tax rate is flat. The state now requires the annual budget to include a report on exemptions. Nearly half of the property value in the Town of Sweden is tax exempt. There are 903, or almost a quarter of all parcels, receive some type of exemption. That level of exemption is the highest in Monroe County and pushes up the tax rate.

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Aye</u>
Councilperson Connors	<u>Aye</u>
Councilperson Ferris	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Lester	<u>Aye</u>

Submitted – October 14, 2008

Adopted

RESOLUTION NO. 133 Authorize Bids for Fifth-Wheel Equipment Trailer

WHEREAS, the Highway Superintendent recommends the purchase of a fifth-wheel equipment trailer; and

WHEREAS, the funds to purchase said fifth-wheel equipment trailer are available.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Highway Superintendent has prepared the required specifications for the fifth-wheel equipment trailer.

Sec. 2. That upon receipt of such specifications, the Town Clerk is directed to advertise for bids as required by law.

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

MOTION for adoption of this resolution by Councilperson Ferris
 Seconded by Councilperson Connors

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Aye</u>
Councilperson Connors	<u>Aye</u>
Councilperson Ferris	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Lester	<u>Aye</u>

Submitted – October 14, 2008

Adopted

RESOLUTION NO. 134

Budget Modifications

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Supervisor is hereby authorized to make the following modifications to the 2008 Town Budget:

\$3,229 from A1622.401 Community Center Maintenance to
A1622.2 Community Center Equipment

\$6,000 from A7110.4 Park Contractual to
A7110.1 Park Personnel

\$2,953 from A9010.8 State Retirement to
A9040.8 Workers Compensation

\$3,707 from A1621.4 Senior Center Contractual to
A1621.2 Senior Center Equipment

Increase A2013 Park Concessions	\$3,300
Increase A7150.1 Community Events Personnel	\$3,300

Increase A2013 Park Concessions	\$5,400
Increase A7150.4 Park Concessions Contractual	\$5,400

Increase A2190 Sale of Cemetery Lots	\$3,275
Increase A2192 Charge Cemetery Services	\$6,200
Increase A8810.4 Cemetery Contractual	\$9,475

\$300 from B4010.4 Public Health Contractual to
B3620.401 Fire Marshal Contractual

\$597 from B9060.8 Hospital and Medical Insurance to
B9040.8 Workers Compensation

Increase B2115 Planning Board Fees	\$21,500
Increase B1440.4 Engineer Contractual	\$21,500

Increase B1120 Non Property Tax Dist by Cty	\$6,523
Increase B5411.1 Sidewalk Construct Pers	\$4,322

Increase B5411.4 Sidewalk Construct Cont	\$2,201
\$6,119 from DB9010.8 State Retirement to DB9040.8 Workers Compensation	
Increase DB2304 Service Other Govt State	\$39,000
Increase DB5130.401 Machinery Con (Fuel)	\$39,000
Increase DB2300 Service Other Govts	\$300
Increase DB5147.1 County Rd Mowing Pers	\$200
Increase DB5148.1 Service Other Govt Pers	\$100
Increase SW5031 Interfund Transfer	\$11,326
Increase SW8340.1 Transmission Personnel	\$10,490
Increase SW9030.8 Social Security	\$677
Increase SW9035.8 Medicare	\$159
Increase SW11 2349 Economic Assistance	\$11,326
Increase SW 11 9901.9 Transfer to Other funds	\$11,326

Sec. 2 That this resolution shall take effect immediately.

MOTION for adoption of this resolution by Councilperson Carges
Seconded by Councilperson Ferris

Discussion: Finance Director Leisa Strabel explained the \$39,000 fuel adjustment was due in part to higher than expected fuel prices. Part of which is reflected in the NYS Snow and Ice Contract.

VOTE BY ROLL CALL AND RECORD:

- Councilperson Carges Aye
- Councilperson Connors Aye
- Councilperson Ferris Aye
- Councilperson Windus-Cook Aye
- Supervisor Lester Aye

Submitted – October 14, 2008

Adopted

RESOLUTION NO. 135

Accept Community Development Block Grant of \$10,000 for 2008 – Equipment Purchase And Authorize Supervisor to Sign Contract Documents

WHEREAS, the Town of Sweden has been awarded a Community Development Block Grant in the amount of \$10,000 for equipment purchase, and

WHEREAS, the Town Board wishes to accept this award and have the necessary contract documents signed by the Supervisor on behalf of the Town of Sweden.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby accepts the award of a \$10,000 Community Development Block Grant from the Monroe County Community Development Administration and accepts all terms and conditions set forth in the Community Development Force Account Agreement.

Sec. 2. That the Supervisor is authorized to act on behalf of the Town of Sweden and sign the necessary contract documents.

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

MOTION for adoption of this resolution by Councilperson Connors
Seconded by Councilperson Carges

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Aye</u>
Councilperson Connors	<u>Aye</u>
Councilperson Ferris	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Lester	<u>Aye</u>

Submitted – October 14, 2008

Adopted

RESOLUTION NO. 136

Authorize Wage Increase – Evans

WHEREAS, Roger Evans has satisfactorily completed the probationary period for a full-time employee; and

WHEREAS, Director of Buildings and Grounds Jeremy Oakden has recommended a wage increase for Mr. Evans.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby authorizes an increase in the hourly rate of pay for Mr. Evans to \$11.00 per hour.

Sec. 2. That this resolution shall take effect October 11, 2008.

MOTION for adoption of this resolution by Councilperson Ferris
Seconded by Councilperson Connors

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Aye</u>
Councilperson Connors	<u>Aye</u>
Councilperson Ferris	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Lester	<u>Aye</u>

Submitted – October 14, 2008

Adopted

RESOLUTION NO. 137

Appoint Recreation Assistant PT - Stoeber

WHEREAS, there is a vacancy for a part-time Recreation Assistant in the Recreation Department; and

WHEREAS, Recreation Director David Scott has recommended hiring Kurt Stoeber.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden does hereby appoint Kurt Stoeber as Recreation Assistant PT for a maximum of 15 hours per week.
- Sec. 2. That the hourly rate of pay is \$7.15.
- Sec. 3. That the starting date is September 23, 2008.
- Sec. 4. That this resolution shall take effect immediately.

MOTION for adoption of this resolution Councilperson Connors
Seconded by Councilperson Carges

Discussion:

VOTE BY ROLL CALL AND RECORD:

- Councilperson Carges Aye
- Councilperson Connors Aye
- Councilperson Ferris Aye
- Councilperson Windus-Cook Aye
- Supervisor Lester Aye

Submitted – October 14, 2008

Adopted

RESOLUTION NO. 138

Authorizing the Employment of
An Appraiser in the Matters of
Wendy’s Restaurants, LLC and
Donald R. Tadio vs. The Town of
Sweden, et al

WHEREAS, the above litigation has been commenced by Wendy’s Restaurant, LLC (hereinafter referred to as the plaintiff) against the Town of Sweden, et al for review under Article 7 of the Real Property Tax Law, tax assessment on property located in the Town of Sweden and located at 4640 Lake Road, Brockport, New York; and

WHEREAS, the Sweden Town Board is desirous of taking whatever legal action necessary to defend the various causes of action pending in this matter, including the employment of an expert witness/appraiser; and

WHEREAS, the Sweden Town Board is desirous of hiring Midland Appraisal Associates, Inc. as the appraisers for the Town of Sweden.

NOW, THEREFORE BE IT RESOLVED:

- Sec.1. That the Town Board of the Town of Sweden hereby authorizes the hiring of Midland Appraisal Associates, Inc. as an expert witness/appraiser for the Town of Sweden.

Sec.2. That the Town Board of the Town of Sweden agrees to a fee of \$6,300 for the preparation of Appraisals for the four (4) pending petitions in this matter. Additional services from Midland Appraisal Associates, Inc. will be billed at an hourly rate as mutually agreed upon.

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

MOTION for adoption of this resolution by Councilperson Ferris
Seconded by Councilperson Connors

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Aye</u>
Councilperson Connors	<u>Aye</u>
Councilperson Ferris	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Lester	<u>Aye</u>

Submitted – October 14, 2008

Adopted

DISCUSSION AND ANNOUNCEMENTS

Workshop scheduled for October 21, 2008 at 7:00 p.m.

ADJOURNMENT

As there was no further business to come before the Board, Councilperson Carges moved to adjourn the October 14, 2008 meeting of the Sweden Town Board at 8:17 p.m. Councilperson Windus-Cook seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk