

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 22, 2002.

Town Board Members present were Supervisor Nat O. Lester, III, Councilperson Robert Carges, Councilperson Patricia Connors, Councilperson Carl Wheat, and Councilperson Danielle Windus-Cook.

Also present were Director of Finance Elaine Jones, Highway Superintendent Fred Perrine, Assessor Alan Bader, and Town Attorney James Bell.

Visitors present: Frank Lapinski, 4016 Sweden Walker Rd., Jim Hamlin, 50 Park Ave., Brett Handley, 100 C Westview Commons Blvd. Rochester, Tim Bates, 69 Royal Gardens Way, Gerald Dowd, 7000 Fourth Section Rd., Lauren McCracken, 650 White Rd., Mr. Handley's Class (Engineering Design Development).

After the Public Hearing on the Budget was closed, at 7:55 PM Supervisor Lester continued with the regular meeting that had been opened previously. He asked for public comment. There was none. At this time he introduced Brett Handley, a technology teacher at BCS, and his students. The Engineering Design Development group of 16 students has started a project called "Lead the Way". As a class project for the year, and for which they will receive grades, they are planning and constructing a skate park for the Sweden Town Park. The students took turns doing a power point presentation explaining the project to the Board and visitors. They also fielded questions. All was done in a very professional manner. The presentation ended at 8:45 PM.

APPROVAL OF MINUTES

Councilperson Wheat made a motion that was seconded by Councilperson Connors to accept the minutes of the regular meeting held on October 8, 2002. All voted in favor of the motion. Carried.

SUPERVISOR'S CORRESPONDENCE

2002	Received From:	Comments:
1	Ogden resident, 10/08	Grant money is available for water expansion in Monroe County
*2	James R. Pond, Monroe Co. DOT, 10/10	Lowered speed limit on White Rd. between Redman Rd. and Rte. 19
*3.	Raymond S. DiRaddo, Attny., Nier & Case, 10/10	Joint Fire District Consolidation meeting October 29, 2002 7:00 PM Market St.
*4	James N. Wood, Asst. Superintendent BCS, 10/15	Re: fundraising for Skate Park development. Town must be responsible.
5	Alan S. Bader, Assessor, 10/15	Copy of letter sent to Leonard Luce re: violation of Town ordinance.
6	Carl A. Coapman, Town Justice, 10/16	Use of Sweden Justice Court
7	MRB group, 10/16	Management transition plan
8	NYS DEC, 10/16	New Federally-mandated program to control stormwater runoff

- *9 Justice Court Fund Account, 10/16 Distribution statement 9/02
 - *10 BISCO, 10/17 Meeting minutes for 10/01/02
 - *11 Patricia and Thomas Pawlaczyk, 10/17 Requesting meeting to implement property tax rate reduction
 - *12 Mary Battisti, 10/17 Copy of letter sent to Alan Bader re: unleashed dogs and improperly stored manure
 - *13 John L. Buono, NYS Thruway Authority 10/22 Accomplishments of New York State Canal Revitalization Program
 - *14 Roland Yeager, Kent NY, 10/22 Re: Sweden Walker Rd. Water District
 - *15 William P Johnson, Consultant, 10/22 Comments on proposed telecommunications tower Lake Rd. S.
- *Board has copies

Re: No. 2. The Town Clerk will do the TE9 and a resolution for the lowered speed limit on White Rd.

DEPARTMENTAL REPORTS

Alan Bader reported that these were the last few days of the Going Out of Business sale at Ames Department Store.

Fred Perrine reported that the Highway Department has completed the fall brush pickup. The Department is grading and seeding around the soccer fields in the park. Next they will work on the parking area for the baseball fields. The lot will be stoned.

REPORTS

All Board members had no report.

At this time Councilman Carges made a motion that the Town declares a negative declaration for the SEQR for the construction of the telecommunications tower by Nextel at the Sweden Community Center. Councilwoman Connors seconded the motion. All voted in favor of the motion. Carried.

Councilman Carges also made a motion to grant the special permit for the telecommunications tower at 4927 Lake Rd., pending the town engineer's signature and that of the building inspector. Councilman Wheat seconded the motion. All voted in favor of the motion. Carried.

The Town Clerk asked the Board's opinion about moving two election districts from their current location at the Highway Department to the Community Center. This would take place next year. They were in favor of this move. Also the Clerk needed the names of persons to be on a call down list for any emergency at the Town Hall. It was suggested that Robert Coopenberg and Fred Perrine be given this responsibility.

RESOLUTIONS

RESOLUTION NO. 115

Accept Community Development Grant of \$50,000 for 2002 Sweden Town

Park Restrooms Redman Road

WHEREAS, the Town of Sweden has been awarded a Community Development Block Grant in the amount of \$50,000 for installation of ADA compliant restroom facilities at the Sweden Town Park located on Redman Road in the Town of Sweden, 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 \$50,000 Community Development Grant from the Monroe County Community Development Administration.

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 Councilman Wheat
Seconded by Councilman Connors

Discussion:

VOTE BY ROLL CALL AND RECORD:

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

Submitted –October 22, 2002

RESOLUTION NO. 116

Adopted

Extending Agreement with New York State
for Control of Ice and Snow – 2004-05

WHEREAS, the State Commissioner of Transportation and the Town of Sweden have entered into an Agreement No. D139795 entitled "Snow and Ice Agreement Between New York State Department of Transportation and the Municipality of the Town of Sweden" dated July 17, 1978; and

WHEREAS, the term of the said Agreement is for a period of three years commencing July 1, 1978, and the said Agreement provides that the parties may at the end of each year of the term of the Agreement extend such term for an additional year; and

WHEREAS, the present term of the Agreement, as extended, expires June 30, 2004; and

WHEREAS, Section 7 of the said Agreement provides that the Commissioner shall furnish the Municipality with a suitable map for each term of the agreement, or for any

extended term thereof, modified to show the changes, if any, to the State Highways affected by this Agreement; and

WHEREAS, Section 10 of the said Agreement provides for an annual update of the estimated expenditure to be determined by the Commissioner subject to the provisions of Section 10, at the time for extension of the Agreement.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Supervisor be authorized to enter into an agreement with the Commissioner of the NYS Department of Transportation to extend the aforementioned Agreement No. D139795 for a period of one year, . . . now to expire on June 30, 2005, unless further extended; and to accept the estimated expenditure as specified in Section 10 of the aforementioned Agreement in the amount of \$90,105.32 for the remainder of the term of the Agreement commencing July 1, 2002, unless changed by future update.

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

MOTION for adoption of this resolution by Councilman Carges seconded by Councilwoman Connors

Discussion:

VOTE BY ROLL CALL AND RECORD:

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

Submitted –October 22, 2002

Adopted

RESOLUTION NO. 117

Authorizing Agreement With TSL Co., Inc.
For Extended Software Maintenance

WHEREAS: The Assessor of the Town of Sweden requested a proposal for extended software maintenance; and

WHEREAS: TSL Co., Inc. submitted a proposal in response to such request; and

WHEREAS: The Town now wishes to engage TSL Co., Inc. to perform the services described in such agreement.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby authorizes the Supervisor to enter into agreement with TSL Co. Inc.

- Sec. 2. That the term of the agreement shall be one (1) year from October 1, 2002 to September 30, 2003.
- Sec. 3. That the Town shall pay the sum of \$900.00 less a 20% due to an equity maintenance agreement with Cole Layer Trumble. Optional per diem charges for on-site support or training shall be \$400.00 per day.
- Sec. 4. That this resolution shall take effect immediately.

MOTION for adoption of this resolution by Councilman Carges
 Seconded by Councilman Wheat

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilman Carges	<u>Aye</u>
Councilwoman Connors	<u>Aye</u>
Councilman Wheat	<u>Aye</u>
Councilwoman Windus-Cook	<u>Aye</u>
Supervisor Lester	<u>Aye</u>

Submitted – October 22, 2002

Adopted

RESOLUTION NO. 118

Naming of Sweden Town Park
 Access Road

WHEREAS, former Sweden Town Supervisor, John H. Henion, recognized the need for additional parklands and recreational facilities to be developed to meet the current and future needs of Sweden Town residents, and

WHEREAS, Mr. Henion further recognized the need to acquire ownership of the land prior to the Town investing monies for capital improvements, and

WHEREAS, Mr. Henion dedicated much time and effort during his tenure as Sweden Supervisor to acquire the 156-acre parcel of land owned by the State of New York on Redman Road, and

WHEREAS, in furtherance of his efforts to so acquire the land, Mr. Henion obtained support from numerous political leaders and educational leaders to help with the acquisition; and

WHEREAS, Mr. Henion was persistent in having the lands gifted to the Town of Sweden, and

WHEREAS, as a result of his efforts, the quality of life in the Town of Sweden was enhanced by the successful acquisition of 156 acres of prime parkland at no cost to Sweden residents.

NOW, THEREFORE, BE IT RESOLVED:

- Sec.1. That the Town Board of the Town of Sweden hereby wishes to express its sincere appreciation for the efforts put forth by Supervisor John H. Henion.
- Sec. 2. That in recognition of his efforts the Town Board hereby names the main access road to the Sweden Town Park "John Henion Parkway".
- Sec. 3. That this resolution shall take effect immediately.

MOTION for adoption of this resolution by Councilman Wheat
 Seconded by Councilwoman Connors

Discussion:

VOTE BY ROLL CALL AND RECORD:

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

Submitted – October 22, 2002.

Adopted

RESOLUTION NO. Adopting 2003 Town of Sweden Budget

WHEREAS, the Town Board has met at the time and place specified in the notice of public hearing on the Preliminary Town Budget for 2003, and heard all persons desiring to be heard thereon.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Preliminary Budget for 2003, as amended, and as hereinafter set forth and filed in the Office of the Town Clerk be adopted as the Annual Budget for the Town of Sweden for the fiscal year commencing January 1, 2003, and ending December 31, 2003.
- Sec. 2. That the several amounts stated in the column entitled "Adopted" be and are appropriated for the objects and purposes specified, that all amounts stated in the summary as "Amounts to be raised by Tax" be and are the tax levy for the year 2003, and that salaries of elected officers as stated shall be fixed at the amounts shown effective January 1, 2003.
- Sec. 3. That the Town Clerk is directed to publish notice that a summary of this enacted budget is available for public inspection during normal business hours in the Town Clerk's Office.
- Sec. 4. That this resolution shall take effect immediately.

MOTION for adoption of this resolution by
 seconded by

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges
Councilperson Connors
Councilperson Wheat
Councilperson Windus-Cook
Supervisor Lester

Submitted: October 22, 2002

Tabled

APPROVAL FOR PAYMENT OF BILLS

All Board members reviewed the invoice audit journal. Councilperson Connors made a motion that was seconded by Councilperson Windus-Cook authorizing payment of the bills in Abstract 10 dated October 22, 2002. All voted in favor of the motion. Carried.

General Fund: In the amount of \$63,468.75 as set forth in Abstract 10 dated October 22, 2002.

Highway Fund: In the amount of \$32,556.95 as set forth in Abstract 10 dated October 22, 2002.

Recreation Fund: In the amount of \$1,937.34 as set forth in Abstract 10 dated October 22, 2002.

Special District: In the amount of \$180.29 as set forth in Abstract 10 dated October 22, 2002.

Capital Fund: In the amount of \$15,333.03 as set forth in Abstract 10 dated October 22, 2002.

At 9:30 PM Councilman Wheat made a motion to move into executive session regarding two pending litigation matters and the library director issue. Councilwoman Connors seconded the motion. All voted in favor of the motion. Carried.

At 10:20 PM Councilwoman Connors moved to go out of executive session. Councilman Wheat seconded the motion. All voted in favor of the motion. Carried

DISCUSSION AND ANNOUNCEMENTS

There will be a workshop meeting on Tuesday, November 5 at 6:45 PM. There is a park meeting on October 28th. Supervisor Lester will attend the Fire District meeting on the 29th of October.

ADJOURNMENT

There being no further business to come before the Board, Councilperson Connors made a motion that was seconded by Councilperson Wheat to adjourn the Regular Town Board meeting of October 22, 2002, at 10:45 PM. All voted in favor of the motion. Carried.

Respectfully submitted,

Gail A. DeToy, Town Clerk