

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 23, 2018.

Town Board Members present were Supervisor Kevin G. Johnson, Councilperson Robert Muesebeck, Councilperson Patricia Hayles, Councilperson Mary Rich, and Councilperson Lori Skoog. Also present were Finance Director Leisa Strabel, Town Attorney Jim Bell, Superintendent of Highways Brian Ingraham and Town Clerk Karen Sweeting.

Visitors present were Joan Hamlin, Chris Hamlin, Susan Smith, Don Grentzinger, Wayne Zyra, Annie Crane, Kevin Johnson, Carol Gravetter, Charlotte Wright, Christine Maxfield, Jim Cenci, Karen LoBracco, Nancy and Renard Powell, Tina Gouveia, Ernest Haywood and Joanne Davis from Lifetime Assistance, Tim Harris from Passero Associates, Ryan Brandt from Rochester's Cornerstone Group, Seymour Library Director Carl Gouveia, Seymour Library's Adult Services Librarian Abby Devuyst and Seymour Library Board member LuAnne Cenci.

Supervisor Johnson called the meeting to order at 6:02 p.m. and asked everyone present to say the Pledge to the Flag and remain standing for a moment of silence to honor our military and first responders.

**PRIVILEGE OF THE FLOOR:**

No comments.

**CORRESPONDENCE:**

1. Received a letter from a resident on Gary Drive concerning traffic safety issues. Supervisor Johnson spoke with the Monroe County Sheriff to discuss increased patrols in that area. He would like to discuss this further at an upcoming workshop.
2. Supervisor Johnson received notification of another meeting with RTS to discuss the route changes in the area.
3. The award contract to the Town of Sweden for the CDBG grant in the amount of \$85,000 for the splash park at the Town Park has been mailed.

**REPORTS OF DEPARTMENTS AND BOARD MEMBERS:**

Discussion of November 6, 2018 work session meeting. The board agreed to move the work session to October 30, 2018. (Resolution No. 129 below)

The ribbon cutting for the accessible playground at the Town Park has been scheduled for October 26, 2018 at 11 a.m. Senator Ortt will be present and the event is open to the public.

Supervisor Johnson read an email from June 13, 2018 sent by him to Village Mayor Blackman, Clarkson Supervisor Underwood, Seymour Library Director Carl Gouveia and Seymour Library Board President Taysie Pennington. The intent of the email was to figure out how the ad hoc library committee would function. Mr. Johnson met with Taysie Pennington regarding that email. No other responses were received. Over the next several months, Councilpersons Hayles and Rich reported that the committee was meeting and had come to a decision about which consulting firm to contract with.

Supervisor Johnson read another email sent by him on October 23, 2018 to the members of the sub-committee and several library employees reiterating the need to clarify the function of the sub-committee. The email pointed out that the municipal boards make any financial decisions regarding the library and because of that, it is his feeling that only the representatives of each board should have any voting power on the sub-committee. He added that library staff and library committee members cannot control what decisions are made since the library itself is

what the boards are trying to study and evaluate. He added that one cannot receive unbiased, truly analytical data on an organization through a study like the one considered, if the subject of the study is involved in picking who will study them and how. Mr. Johnson said that any recommendations from the sub-committee are not binding on the municipal boards, and must go back to the three municipal boards for a vote and ratification.

Seymour Library Director Carl Gouveia stated that he has been present at all the committee meetings. The committee chose CGR (Center for Governmental Research) because they were most able to perform the work and were familiar with library systems.

Discussion regarding the function of the sub-committee and the recommendation.

Supervisor Johnson suggested that Councilpersons Hayles and Rich make a presentation to the Sweden Board at an upcoming work session as to the options for consultants and the Committee’s recommendation.

Councilperson Rich asked that a letter of thanks be sent to Marianne Dailey for all her hard work at the SCCC.

CONSENT AGENDA ITEMS:

Councilperson Muesebeck made a motion that was seconded by Councilperson Skoog to approve **all** Consent Agenda items as listed below.

VOTE BY ROLL CALL:

Councilperson Rich	<u>Aye</u>	
Councilperson Skoog	<u>Aye</u>	
Councilperson Hayles	<u>Aye</u>	
Councilperson Muesebeck	<u>Aye</u>	
Supervisor Johnson	<u>Aye</u>	ADOPTED

- Approval of Minutes from the Regular Town Board meeting held on October 9, 2018
- Approval of Minutes from the Public Hearing held on October 9, 2018
- RESOLUTION NO. 118 Declaration of Lead Agency Status for the Action of the Request by Application to Rezone Portion of Vacant Parcel on Owens 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) and the Village of Brockport Village Board; 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) and the Village of Brockport Village Board.

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 Regulations, for the above referenced action.

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

- RESOLUTION NO. 119 SEQR Determination of Non-Significance – Application to Rezone Portion of Vacant Land Owens Road for Proposed Development - Frances Apartments II

WHEREAS, the Sweden Town Board (hereinafter referred to a Town Board) is the designated Lead Agency (Resolution No. 118 of 2018) for making the determination of environmental significance for the application to rezone a portion of vacant land on Owens Road for development of Frances Apartments II (hereinafter referred to as Action); and

WHEREAS, the Town Board has received, reviewed and does hereby accept Part 1 Full Environmental Assessment Form completed by Passero Associates, Part 2 Full Environmental Assessment Form (FEAF), Part 3 Full Environmental Assessment Form and Supporting Information to Part 2 FEAF completed by MRB Group on said Action; and

WHEREAS, the Town Board has (in accordance with the provisions of Section 617.7):

- (1) considered the action as defined in subdivisions 617.2(b) and 617.3(g) of the State Environmental Quality Review Act; and
- (2) reviewed the EAF (Parts 1, 2 and 3) and supporting information, the criteria contained in subdivision (c) of Section 617.7 and other supporting information that includes the adopted Town of Sweden Comprehensive Plan, the plans prepared by Passero Associates, the public record from informational meetings on said action and the environmental record to identify the relevant areas of environmental concern; and
- (3) thoroughly analyzed the identified relevant areas of environmental concern to determine if the action may have a significant adverse impact on the environment; and
- (4) set forth its determination of significance in a written form containing a reasoned elaboration and providing reference to supporting documentation.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board does hereby make this Determination of Non-Significance for the Action.

Sec. 2. That the Town Board does hereby direct the Town Supervisor to sign the Negative Declaration Form for said Action and to provide notice thereof to all identified Involved and Interested Agencies.

Sec. 3 That this resolution shall take effect immediately.

- RESOLUTION NO. 120 Rezoning a Portion of Vacant Parcel Tax Acct. No. 084.01-1-19.143 on Owens Road

WHEREAS, Rochester's Cornerstone Group, Ltd., 366 White Spruce Boulevard, Rochester, New York 14623, along with Lifetime Assistance, Inc., acting as developing agents for the owner of the property, AK Brockport, Inc., 180 Churchill Drive, Rochester, New York 14616, has submitted to the Town Board an application and proposal to re-zone a portion of the property located on the east side of Owens Road north of the Owens Road/Route 31 intersection, from I-1 Heavy Industrial to B-1 Retail-Commercial; and

WHEREAS, the goal of the developer is to construct a family rental apartment community called Frances Apartments Phase II with a special set-aside for developmentally disabled clients of Lifetime Assistance; and

WHEREAS, the Town Board of the Town of Sweden duly called a public hearing by legal notice published on the 23rd day of September 2018 to consider said application; and

WHEREAS, the Town Board of the Town of Sweden held the public hearing on October 9, 2018 at 7 pm at the Sweden Town, 18 State Street, Brockport and all persons wishing to comment were heard; 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, Village of Brockport, the New York State Department of Environmental Conservation (NYSDEC), the Monroe County Planning & Development, Monroe County Department of Health (MCDOH), US Army Corp of Engineers, Monroe County Pure Waters, Monroe County Water Authority (MCWA), NYS Environmental Conservation Natural Heritage, NYS Office of Parks, Recreation and Historic Preservation (NYSOPRHP), Monroe County Soil & Water and NYS Homes & Community Renewal.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Zoning Map of the Town of Sweden be amended to change the zoning classification from I-1 Heavy Industrial to B-1 Retail Commercial; that the portion of property proposed to be re-zoned is more particularly described as follows:

**Frances Apartments Phase II, Town of Sweden, NY  
Description of Parcel to be Rezoned**

All that tract or parcel of land, situate in the Town of Sweden, County of Monroe and State of New York, being part of Town Lot 7, Township 3, Section 12 of the Triangular Tract, and being a portion of Lot R-2B of the Hogan Resubdivision Lot 2, as shown on a map filed in the Monroe County Clerk's Office on October 13, 2016 in Liber 353 of Maps, at page 23, and being more particularly described as follows.

Beginning at a point located at the intersection of the northerly line of Lot R-2B of the Hogan Resubdivision, and the easterly right-of-way of Owens Road (60 foot wide right-of-way); thence,

1. South 89° 38' 22" East, along said northerly line a distance of 654.38 feet to a point; thence,
2. South 00° 28' 16" West, a distance of 167.80 feet to a point at the northeasterly corner of Lot R-2A as the aforementioned Resubdivision; thence,
3. North 89° 38' 22" West, along the northerly line of said Lot R-2A, a distance of 649.98 feet to the point of intersection with the easterly right-of-way line of Owens Road; thence,
4. North 01° 01' 45" West, along said easterly right-of-way line a distance of 167.85 feet to the point of beginning, containing 2.512 acres of land more or less. Bearings refer to New York State Plane Coordinate System, West Zone, Transverse Mercator System.

Sec. 2. That the Town Clerk is directed and authorized to publish a notice of adoption of this Resolution as required by law.

Sec. 3. That this amendment and change shall take effect immediately.

- RESOLUTION NO. 121 Authorize Supervisor to Sign PILOT Agreements regarding Owens Road – Affordable Housing

WHEREAS, Frances Housing Development Fund Company, Inc. will acquire the property, Part of Tax Map Parcel Nos. 084.01-1-19.143 and 084.01-1-19.11 on Owens Road, Sweden, New York, and intends to construct forty-eight (48) affordable housing units; and

WHEREAS, the Town Board of the Town of Sweden has determined that there is a need for affordable housing in the Town of Sweden; and

WHEREAS, it is in the best interest of the Town to exempt the Real Property from local and municipal taxes, provided the Town receives payments in lieu of taxes with respect to the Real Property as agreed to in the Attached Agreement; and

WHEREAS, Special District Charges, including Brockport Fire District Charges, Town of Sweden Sewer District Charges, Town of Sweden Drainage District Charges, shall be in addition to, and shall be calculated by, the method as agreed to in the Attached Agreement.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Sweden Town Board hereby authorizes the Supervisor to sign the PILOT agreements regarding Frances Housing Development Fund Company for affordable housing to be located on Owens Road (Part of Tax Map Parcel Nos. 084.01-1-19.11 and 084.01-1-19.143), Town of Sweden.

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

- RESOLUTION NO. 122 Authorize Supervisor to Sign Agreement with CETech, Inc. for IT services

WHEREAS, the Town Board of the Town of Sweden desires to make improvements to its current Information Technology Systems and to provide for on-going maintenance of same; and

WHEREAS, the Town Board of the Town of Sweden has received and reviewed two proposals for Information Technology professional services.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Sweden Town Board hereby authorizes the Supervisor to sign the proposal from Computer Equipment and Technologies, Inc. (CETech, Inc.)

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

- RESOLUTION NO. 123 Authorizing Lease Agreement Between the Town of Sweden and Lifetime Assistance

WHEREAS, Lifetime Assistance, Inc., a not-for-profit corporation having its principal place of businesses located at 425 Paul Road Rochester, NY 14624, has leased space at the Sweden Senior Center, 133 State Street, Brockport, NY 14420 for the purposes of programming for seniors in its day habilitation program; and

WHEREAS, the current lease expires on October 31, 2018; and

WHEREAS, the Town Board of the Town of Sweden is desirous of continuing the lease arrangement; and

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town enters into a lease agreement with Lifetime Assistance, Inc. for lease of space at the Sweden Senior Center for a term specified in said agreement and subject to the approval of the Town Attorney.

Sec. 2. That Town Board of the Town of Sweden authorizes the Supervisor to sign the lease agreement.

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

- RESOLUTION NO. 124 Move Location of Sweden Town Board Meeting to Town Park Lodge on Tuesday, November 13, 2018

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby moves the location of the Tuesday, November 13, 2018 Sweden Town Board Meeting to the Sweden Town Park Lodge at 4761 Redman Road.

Sec. 2. That the time of the meeting remains at 6 pm.

Sec. 3. That the Town Clerk is directed to publish a notice of the meeting in the official newspaper.

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

- RESOLUTION NO. 125 Authorizing 2018 Town Funds Audit

WHEREAS, Raymond F. Wager, Certified Public Accountants, a division of Mengel Metzger Barr & Co., LLP, has submitted a proposal for a Town Funds Audit and a separate Court Funds Audit for the fiscal year ending December 31, 2018.

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, a division of Mengel Metzger Barr & Co., LLP, for a Town Funds audit for the fiscal year ending December 31, 2018 at a cost of \$9,975.
- Sec. 2. That the Town Board of the Town of Sweden accepts the Justice Court audit proposal at a cost of \$1,575.
- Sec. 3. That the Supervisor is authorized to execute the necessary documents.
- Sec. 4. That this resolution shall take effect immediately.

- RESOLUTION NO. 126 Appoint Seasonal Laborers –  
Duthoy and Duthoy

WHEREAS, there is a need for seasonal laborers for snow operations; and

WHEREAS, the Superintendent of Highways has recommended hiring John P. Duthoy and John L. Duthoy for seasonal snow operations.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden does hereby appoint John P. Duthoy and John L. Duthoy as seasonal laborers for snow operations not to exceed 24 hours each per week beginning on or after November 17, 2018 and ceasing on or before April 8, 2019.
- Sec. 2. That the appointments do not constitute an offer of permanent employment or any benefits that are normally attached to permanent appointments.
- Sec. 3. That the rate of pay will be \$12.00 per hour.
- Sec. 4. That this resolution shall take effect immediately.

- RESOLUTION NO. 127 Authorizing Preventative Maintenance  
Contract for 2019 – Wolf Mechanical

BE IT HEREBY RESOLVED:

- Sec. 1. That the Town Board authorizes the Supervisor to enter into a contract with Wolf Mechanical, 574 Peck Road, Spencerport, New York, for preventative maintenance of the heating system and air conditioning units at the Town Hall for the amount of ONE THOUSAND DOLLARS (\$1,000.00) for the year beginning January 1, 2019, and ending on December 31, 2019, with said amount to be paid in biannual installments of \$500.00.
- Sec. 2. That this resolution shall take effect immediately.

- RESOLUTION NO. 128 Authorizing Preventative Maintenance  
Contract – Wolf Mechanical For the Sweden  
Clarkson Community Center –2019

BE IT HEREBY RESOLVED:

Sec. 1. That the Town Board authorizes the Supervisor to enter into a contract with Wolf Mechanical, 574 Peck Road, Spencerport, New York, for preventative maintenance of the heating system and air conditioning units at the Sweden Clarkson Community Center located at 4927 Lake Road South for the amount of ONE THOUSAND THREE HUNDRED FIFTY AND NO/100 DOLLARS (\$1,350.00) for the year beginning January 1, 2019, and ending on December 31, 2019, with said amount to be paid semi-annually in installments of \$675.00.

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

- RESOLUTION NO. 129 Re-schedule November 6, 2018  
Town Board Workshop  
for Tuesday, October 30, 2018

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby reschedules the November 6, 2018 Town Board Workshop to Tuesday, October 30, 2018 at 6 pm.

Sec. 2. That the Town Clerk is directed to publish a notice of the meeting in the official newspaper.

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

NON-CONSENT AGENDA:

- Approval for Payment of Bills

All of the Board members reviewed the invoice audit journal. Councilperson Muesebeck made a motion that was seconded by Councilperson Hayles authorizing payment of the bills in Abstract 10 dated October 24, 2018 in the amount of \$127,166.07.

General Fund: In the amount of \$74,469.01 as set forth in Abstract 10 dated October 24, 2018.  
Highway Fund: In the amount of \$26,191.48 as set forth in Abstract 10 dated October 24, 2018.  
Special Fund: In the amount of \$7,388.78 as set forth in Abstract 10 dated October 24, 2018.  
Capital Fund: In the amount of \$19,116.80 as set forth in Abstract 10 dated October 24, 2018.

VOTE BY ROLL CALL AND RECORD:

Councilperson Hayles	<u>Aye</u>	
Councilperson Muesebeck	<u>Aye</u>	
Councilperson Rich	<u>Aye</u>	
Councilperson Skoog	<u>Aye</u>	
Supervisor Johnson	<u>Aye</u>	Adopted

ADDITIONAL BUSINESS AND ANNOUNCEMENTS

No additional business or announcements

\*At 6:50 p.m., Supervisor Johnson asked for a brief recess. (Several members of the public left the meeting.)

At 7:00 p.m. Supervisor Johnson called to order a public hearing to hear all persons interested in the budget, in favor of or against the Preliminary Budget for 2019, or any item therein to include the compensation to be paid to all elected Town Officials, pursuant to the requirements of Section 108 of the Town Law.



Town Board Members present were Supervisor Kevin G. Johnson, Councilperson Robert Muesebeck, Councilperson Patricia Hayles, 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, Susan Smith, Don Grentzinger, Wayne Zyra, Annie Crane, Kevin Johnson and Karen LoBracco.

Supervisor Johnson waived the reading of the legal notice published in the Town newspaper.

Supervisor Johnson began the 2019 Preliminary Budget presentation by pointing out the services provided to all Town residents and several services provided to those in the Village. He reviewed the change in budget lines from the previous year explaining that the significant increases are due to the proposed sidewalk project on Owens Road and the proposed road projects. Mr. Johnson asked that residents keep in mind that some are one-time increases (not paid each year – sidewalk project), some are permanent increases (salaries, etc.) and the road project involves temporary 10 year borrowing.

Supervisor Johnson detailed the Budget Summary. The tax rate for Village residents will be approximately \$2.54 (increasing by \$.13) and the tax rate for Town outside the Village will be approximately \$4.59 (decreasing by \$.14). Mr. Johnson shared the taxable assessed valuation summary, adding that 46.4% of true property value is tax exempt. Information also made available were special district tax rates, elected official salaries (no increase in Town Board salaries again this year), bonded indebtedness and the property tax cap formula. The 2019 levy is \$10,030 UNDER the cap.

Supervisor Johnson closed by stating that the tax levy was increased just over \$82,000 which includes funding for the Owens Road sidewalk project, proposed road projects, wage/salary increases, splash park operating costs, and an increase to the Seymour Library appropriation line. Mr. Johnson thanked Finance Director Leisa Strabel for her tremendous amount of work on a budget that truly serves the residents well.

Supervisor Johnson asked if anyone had any comments. No comments.

The public hearing was closed at 7:18 p.m.

Supervisor Johnson asked for a motion to amend the Preliminary Budget to reflect a change in IT services, which does not increase the levy or tax rate. Amendment as follows:

Increase A 1680.4 Central Data Processing Contractual from \$22,000 to \$30,000  
Increase A 0599 Appropriated Fund Balance from \$250,000 to \$258,000

Councilperson Rich made the motion to amend the 2019 Preliminary Budget as stated above. Councilperson Skoog seconded the motion. All voted in favor of the motion. Motion adopted.

NON-CONSENT AGENDA ITEM:

- RESOLUTION NO. 130

Adopting 2019 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 2019, and heard all persons desiring to be heard thereon.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Preliminary Budget for 2019, as amended, and as hereinafter set forth and filed by the Budget Officer 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, 2019, and ending December 31, 2019.

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 2019, and that salaries of elected officers as stated shall be fixed at the amounts shown effective January 1, 2019.

Sec. 3. That the Town Clerk is directed to publish notice that a summary of this enacted budget is available for public inspection on the Town's website and 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 Councilperson Muesebeck  
Seconded by Councilperson Skoog

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Hayles	<u>Aye</u>	
Councilperson Muesebeck	<u>Aye</u>	
Councilperson Rich	<u>Aye</u>	
Councilperson Skoog	<u>Aye</u>	
Supervisor Johnson	<u>Aye</u>	Adopted

ADJOURNMENT

As there was no further business to come before the Board, Councilperson Muesebeck moved to adjourn the October 23, 2018 meeting of the Sweden Town Board at 7:23 p.m. Councilperson Rich seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,

Karen M. Sweeting  
Town Clerk