

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, November 24, 2015.

Town Board Members present were Supervisor Robert Carges, Councilperson Danielle Windus-Cook and Councilperson Donald Roberts, Jr. Councilpersons Rebecca Donohue and Robert Muesebeck were absent from such meeting. Also present were Finance Director Leisa Strabel, Highway Superintendent Brian Ingraham, Town Attorney Jim Bell, Fire Marshal Michael Vergari and Town Clerk Karen Sweeting.

Visitors present were Jack Merritt, Annie Crane, Lori Skoog, Joan Hamlin, Mary Rich and Aidan Verbeke from SUNY Brockport.

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 acknowledged the visitors. No comments.

APPROVAL OF MINUTES

Regular meeting minutes of November 10, 2015 were TABLED.

SUPERVISOR’S CORRESPONDENCE

(*Board has copies)

2015 Received From:

1. James D. Bell, Town Attorney

Comments:

Request to attend 2016 Training School and Annual Meeting – Association of Towns

RE: #1 Councilperson Windus-Cook made a motion that was seconded by Councilperson Roberts to approve the request of Town Attorney James Bell to attend the 2016 Training School and Annual Meeting of the Association of Towns. All voted in favor of the motion – three ayes. Motion adopted. Discussion of the newly elected Board members (Mrs. Skoog or Mrs. Rich) attending the training school.

REPORTS

Superintendent of Highways Brian Ingraham reported that snow fence has been installed (approximately 11,000 feet) and leaf collection continues.

Town Attorney Jim Bell discussed with the Board the Fox Five settlement resolution on the agenda for vote.

Supervisor Carges reported that the Dog Park is almost complete and he would like to have the park open on Thanksgiving. A pond will be added in the spring. There will be an advertisement in the Suburban News of the opening along with information on how to obtain a Monroe County Dog Park System permit.

Mr. Carges reported that he attended the Senior’s Choice at Heritage Square ground breaking ceremony on Redman Road. The project will include housing for 65+ and assisted living with availability by June 2016. Mr. Carges also attended the community “Town Gown” quarterly meeting. The group discussed encouraging employees of the college and school to live here in this community.

No other reports.

RESOLUTIONS

RESOLUTION NO. 91

Approval of Regular Town Board Meetings for 2016

WHEREAS, it is the intention of the Sweden Town Board to have the Clerk advertise in the official Town newspaper the regular Town Board meetings for 2016.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the dates for regular Town Board meetings for 2016 be approved as listed below:

*January 4, 2016 - 5 PM - Organizational Meeting (Monday)

January 26, 2016 @ 7 PM	July 26, 2016 @ 7 PM
February 9, 2016 @ 7 PM February 23, 2016 @ 7 PM	August 23, 2016 @ 7 PM
March 8, 2016 @ 7 PM March 22, 2016 @ 7 PM	September 13, 2016 @ 7 PM September 27, 2016 @ 7 PM
April 12, 2016 @ 7 PM April 26, 2016 @ 7 PM	October 11, 2016 @ 7 PM October 25, 2016 @ 7 PM
May 10, 2016 @ 7 PM May 24, 2016 @ 7 PM	November 8, 2016 @ 7 PM November 22, 2016 @ 7 PM
June 14, 2016 @ 7 PM June 28, 2016 @ 7 PM	December 13, 2016 @ 7 PM *December 29, 2016 @ 5 PM (Thursday)

Sec. 2 That Town Board workshops will be held on the first and third Tuesdays of each month.

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

MOTION for adoption of this resolution by Councilperson Windus-Cook
Seconded by Councilperson Roberts

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Donohue	<u>Absent</u>
Councilperson Muesebeck	<u>Absent</u>
Councilperson Roberts	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Carges	<u>Aye</u>

Submitted – November 24, 2015

Adopted

RESOLUTION NO. 92

Authorizing 2015 Town Funds Audit

WHEREAS, Christopher Trento, Certified Public Accountant, has submitted a proposal to perform an audit of the Sweden Town funds for the fiscal year ending December 31, 2015; and

WHEREAS, Mr. Trento’s proposal requests a fee of \$9,125.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden accepts proposal of Christopher Trento, Certified Public Accountant, for the audit of Sweden Town funds for the fiscal year ending December 31, 2015.

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 Roberts
Seconded by Councilperson Windus-Cook

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Donohue	<u>Absent</u>
Councilperson Muesebeck	<u>Absent</u>
Councilperson Roberts	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Carges	<u>Aye</u>

Submitted – November 24, 2015

Adopted

RESOLUTION NO. 93

Authorizing Additional Sums to be
Deposited in Capital Reserve -
Town Vehicle Reserve Fund

WHEREAS, the Town established a Town Vehicle Reserve Fund on November 24, 2009 to fund the purchase of vehicles for the buildings and grounds, park and dog control departments; and

WHEREAS, the Town of Sweden desires to appropriate additional sums to become part of the reserve fund from time to time.

NOW THEREFORE BE IT RESOLVED:

Sec. 1. That the Supervisor is directed to transfer from the general fund to the Reserve for Town Vehicles the sum of \$10,000.

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

MOTION for adoption of this resolution by Councilperson Windus-Cook
Seconded by Councilperson Roberts

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Donohue	<u>Absent</u>
-----------------------	---------------

Councilperson Muesebeck	<u>Absent</u>
Councilperson Roberts	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Carges	<u>Aye</u>

Submitted – November 24, 2015

Adopted

RESOLUTION NO. 94 Authorizing Additional Sums to be Deposited in
Capital Reserve - Highway Equipment

WHEREAS, the Town of Sweden maintains a fleet of trucks and other heavy equipment in order to maintain its roadways; and

WHEREAS, the Town Board established a highway equipment reserve fund on December 13, 2005; and

WHEREAS, the Town Board desires to appropriate additional sums to become part of the reserve fund from time to time.

NOW THEREFORE BE IT RESOLVED:

Sec. 1. That the Supervisor is directed to transfer from the highway town outside fund to the Highway Equipment Reserve Fund the sum of \$170,000.00.

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

MOTION for adoption of this resolution by Councilperson Roberts
Seconded by Councilperson Windus-Cook

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Donohue	<u>Absent</u>
Councilperson Muesebeck	<u>Absent</u>
Councilperson Roberts	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Carges	<u>Aye</u>

Submitted – November 24, 2015

Adopted

RESOLUTION NO. 95 Authorizing Additional Sums
to be Deposited in Capital Reserve
Parks and Recreation Reserve

WHEREAS, the Town Board of the Town of Sweden did heretofore authorize the establishment and collection of a parks and recreation fee at the time of the issuance of each new certificate of occupancy for new construction within the Town of Sweden; and

WHEREAS, the Town Board established a capital reserve fund for the purpose of the maintenance, investment and expenditure of such funds.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Supervisor is directed to transfer from the general fund to the Parks and Recreation Reserve, \$100,000, of which \$9,000 is the parks and recreation fee recorded in 2015.

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

MOTION for adoption of this resolution by Councilperson Windus-Cook
Seconded by Councilperson Roberts

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Donohue	<u>Absent</u>
Councilperson Muesebeck	<u>Absent</u>
Councilperson Roberts	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Carges	<u>Aye</u>

Submitted – November 24, 2015

Adopted

RESOLUTION NO. 96 Approving Bond for Receiver of Taxes and Assessments

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby approves the surety, form and amount of the official undertaking for the faithful performance of the duties of the Receiver of Taxes and Assessments, as follows:

Type of Undertaking:
public employees dishonesty bond including faithful performance

Insurance company: Travelers Insurance Company
Amount: \$200,000

Sec. 2. A true copy of this resolution shall be affixed to the undertaking to indicate this Board’s approval thereon in accordance with Town Law Section 25.

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

MOTION for adoption of this resolution by Councilperson Roberts
Seconded by Councilperson Windus-Cook

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Donohue	<u>Absent</u>
Councilperson Muesebeck	<u>Absent</u>
Councilperson Roberts	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Carges	<u>Aye</u>

Submitted – November 24, 2015

Adopted

RESOLUTION NO. 97 Authorizing Settlement in the Matter of the

Application of Fox Five, LLC vs. the Town of Sweden and the Brockport Central School District

WHEREAS, Fox Five, LLC (the petitioner) has previously initiated various Petitions under Article 7 of the Real Property Tax Law against the Town of Sweden to review the assessments placed upon the parcels of real property in the Town of Sweden more specifically identified on the Assessment Roll as Tax Account Number 083.08-2-5 and Tax Account Number 083.08-2-6 (hereinafter referred to as the subject properties) as of the taxable status date in the tax years 2012-2015; and

WHEREAS, the aforesaid Petitions are currently pending in Monroe County Supreme Court under Index Numbers 7912/12, 7704/13, 8035/14 and 7936/15; and

WHEREAS, the parties have reached a settlement in this matter not only for the years set forth hereinabove but also in relationship to tax years 2016, 2017, 2018, 2019 and 2020, all as more specifically set forth in the attached proposed Consent Order.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

Sec 1. The assessments on the subject properties shall be set as follows:

<u>TAX YEAR</u>	<u>TAX ACCOUNT NUMBER</u>	<u>SETTLEMENT ASSESSMENT</u>
2012-2013	083.08-2-5	\$45,500.00
2012-2013	083.08-2-6	\$193,800.00
2013-2014	083.08-2-5	\$45,500.00
2013-2014	083.08-2-6	\$193,800.00
2014-2015	083.08-2-5	\$45,500.00
2014-2015	083.08-2-6	\$193,800.00
2015-2016	083.08-2-5	\$32,740.00
2015-2016	083.08-2-6	\$139,560.00
2016-2017	083.08-2-5	\$32,740.00
2016-2017	083.08-2-6	\$139,560.00
2017-2018	083.08-2-5	\$32,740.00
2017-2018	083.08-2-6	\$139,560.00
2018-2019	083.08-2-5	\$32,740.00
2018-2019	083.08-2-6	\$139,560.00
2019-2020	083.08-2-5	\$45,500.00
2019-2020	083.08-2-6	\$193,800.00

Sec 2. The Assessor for the Town of Sweden shall correct the assessment rolls

Sec. 3. for the pertinent tax years as more specifically set forth hereinabove.
The Attorney for the Town of Sweden is hereby authorized to approve and execute the attached Consent Order.

Sec. 4. This resolution shall take effect immediately.

MOTION for adoption of this resolution by Councilperson Windus-Cook
Seconded by Councilperson Roberts

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Donohue	<u>Absent</u>
Councilperson Muesebeck	<u>Absent</u>
Councilperson Roberts	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Carges	<u>Aye</u>

Submitted – November 24, 2015

Adopted

APPROVAL FOR PAYMENT OF BILLS

All of the Board members reviewed the invoice audit journal. Councilperson Roberts made a motion that was seconded by Councilperson Windus-Cook authorizing payment of the bills in Abstract 11 dated November 25, 2015 in the amount of \$113,506.11. All voted in favor of the motion – three ayes. Motion adopted.

General Fund: In the amount of \$57,418.74 as set forth in Abstract 11 dated November 25, 2015.

Highway Fund: In the amount of \$21,361.27 as set forth in Abstract 11 dated November 25, 2015.

Special Fund: In the amount of \$6,623.59 as set forth in Abstract 11 dated November 25, 2015.

Capital Fund: In the amount of \$28,102.51 as set forth in Abstract 11 dated November 25, 2015.

DISCUSSION AND ANNOUNCEMENTS

No discussion or announcements

EXECUTIVE SESSION

Supervisor Carges made a motion that was seconded by Councilperson Windus-Cook to go into executive session at 7:28 p.m. to discuss a matter of personnel. Supervisor Carges invited the newly elected Board members, Lori Skoog and Mary Rich, to sit in on the discussion. All voted in favor of the motion – three ayes. Motion adopted.

No action taken.

Councilperson Windus-Cook made a motion that was seconded by Councilperson Roberts to leave executive session and return to the regular meeting at 7:43 p.m. All voted in favor of the motion – three ayes. Motion adopted.

ADJOURNMENT

As there was no further business to come before the Board, Councilperson Windus-Cook moved to adjourn the November 24, 2015 meeting of the Sweden Town Board at 7:44 p.m. Councilperson Roberts seconded the motion. All voted in favor of the motion – three ayes. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk