

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, December 9, 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 Superintendent of Highways Fred Perrine, Finance Director Leisa Strabel and Town Clerk Karen Sweeting.

Visitors present were residents Jim Hamlin, Vesta Teeter, Cora Schrader and Rebecca Donohue; Attorney Reuben Ortenberg; and guests Jim and Jennifer Perry along with their three children.

Supervisor Lester called the meeting to order at 7:38 p.m. and asked everyone present to say the Pledge to the Flag.

Councilperson Ferris introduced Jim and Jennifer Perry. Mr. Ferris stated that the Town Board wanted to recognize Jim and Jennifer Perry because they saw a need for dugouts on a junior baseball field at the Sweden Town Park and asked the Town Board if they could improve and build dugouts for that field. The Perrys' worked with Town staff to pour foundation and build two nice dugouts. Mr. Ferris added that future plans for additional dugouts have been discussed. Individual acts such as this make our community what it is. Mr. Ferris presented a certificate of recognition to Jim and Jennifer Perry.

Jim and Jennifer Perry

**IN RECOGNITION OF YOUR
VOLUNTEER EFFORTS AT THE SWEDEN TOWN PARK**

WE, THE TOWN BOARD OF THE TOWN OF SWEDEN, thank you for the time, effort and financing you committed to building dug-outs on Youth Baseball Field 5 in the spring of 2008.

Resident and Seymour Library Board member Rebecca Donohue reported that the Seymour Library Board held their organizational meeting in November and announced new officers and the formation of an investment committee.

Resident Vesta Teeter thanked the Town Board for the use of the Sweden Senior Center for the Holiday Bazaar. All monies raised at this event (\$1,773.85) were given back to families in the community. Ms. Teeter praised the Brockport area Moms Club for the toy distribution event held during the bazaar. Ms. Teeter also complimented Carrie Graham and Joel Franklin, employees of the Town, for doing a wonderful job.

Cora Schrader asked the Town Board for assistance in the formation of a committee to obtain a generator and ice machine for the center. Ms. Schrader proposed forming a team of liaisons between the Town and the senior association (SSAI).

Supervisor Lester asked if any other visitors would like to speak. No one spoke.

APPROVAL OF MINUTES

Councilperson Ferris made a motion that was seconded by Councilperson Connors to accept the minutes of the Regular Town Board meeting held on November 25, 2008. All voted in favor of the motion – four ayes. Councilperson Windus-Cook abstained due to her absence from the November 25th meeting. Motion adopted.

SUPERVISOR’S CORRESPONDENCE

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|--|---|
| 2008 Received From: | Comments: |
| *1. Fred Perrine, Superintendent of Highways | Appointment of Ruth Kruppner as Secretary to the Superintendent of Highways for 2009 |
| *2. Fred Perrine, Superintendent of Highways | Appointment of Keith Beadle as Deputy Superintendent of Highways for 2009 |
| *3. Nat O. Lester, III, Supervisor | Appointment of Leisa Strabel as Secretary to the Supervisor and Budget Officer for 2009 |
| *4. Nat O. Lester, III, Supervisor | Appointment of Robert Carges as Deputy Supervisor for 2009 |
| *5. David Scott, Recreation Director | Recommendation to hire Student Helpers |
| *6. Stephanie Shields, Recreation | Resignation |

*Board has copies

RE: #6 Councilperson Connors made a motion that was seconded by Councilperson Ferris to accept with regrets the resignation of Stephanie Shields. All voted in favor of the motion. Motion adopted.

DEPARTMENTAL REPORTS

November 2008 departmental reports were received and reviewed by the Town Board from the following: Finance Director, Leisa Strabel; Building Inspector, James Butler; Receiver of Taxes, Sherri Lee Bryant; and Town Clerk, Karen Sweeting.

REPORTS

Superintendent of Highways Fred Perrine announced an upcoming meeting hosted by the NYS DOT on the reconstruction of Main Street in 2010.

Finance Director Leisa Strabel reported that she attended an SSAI meeting at the Sweden Senior Center and the Town Auditor has started the annual review.

Councilperson Connors had no report.

Councilperson Windus-Cook explained a lighting expense for the Farmers’ Museum. Period lighting fixtures were purchased from Country Treasures using grant monies. Ms. Windus-Cook added that Country Treasures has donated artwork for the museum, Don Grentzinger has donated furniture and Kathy Goetz has donated several “period” items.

Councilperson Carges reported that he attended the NYS DOT Smith Street Bridge presentation. Work will begin on the bridge in April of 2009.

Councilperson Ferris had no report.

Supervisor Lester had no report.

Attorney Reuben Ortenberg presented a draft amendment to the Sweden Town Code relative to occupancy standards. Discussion took place with Attorney Ortenberg, Planning Board member David Strabel and the Town Board on restrictions and penalties. Further discussion to take place at an upcoming workshop in January 2009.

RESOLUTIONS

RESOLUTION NO. 155

Ordering a Second Public Hearing to Rezone 4740 Lake Road from Residential (R1-2) to Commercial (B-1)

WHEREAS, Samuel A. Simone of Simone’s Properties, LLC located at 81 Marc-Mar Trail, Rochester, New York, the owner of 4740 Lake Road located on the southeast

corner of Lake Road and Crestview Drive in the Town of Sweden, submitted to the Town Board an application and proposal to re-zone 4740 Lake Road from Residential (R1-2) to Commercial (B-1); and

WHEREAS, the Town Board held a public hearing on the 22nd day of July, 2008 to hear all persons interested in the re-zoning of said parcel and the applicant was present at such public hearing; and

WHEREAS, the Town Board voted by Resolution No. 116 dated August 26, 2008 to reject Mr. Simone's application to rezone 4740 Lake Road from Residential (R1-2) to Commercial (B-1); and

WHEREAS, the applicant claims that the applicant was not given a specific time to re-appear with requested documents; and

WHEREAS, the Town Board desires to afford the applicant another opportunity to present a proposal to re-zone 4740 Lake Road.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town board of the Town of Sweden will hold a public hearing at the Town Hall, 18 State Street, Brockport, New York, in said Town on January 27, 2009 at 7:15 PM to hear all persons interested in the re-zoning of the property located at 4740 Lake Road.

Sec. 2. That the area proposed to be re-zoned is 0.551 +/- acres, tax account No. 083.08-8-1.12

Sec.3. That the area proposed to be re-zoned is more specifically described as follows:

LEGAL DESCRIPTION

All that tract or parcel of land situate in the Town of Sweden, County of Monroe and State of New York and being a part of Lot No. 11 in the 8th Section of Town No. 3 of the Triangular Tract, bounded and described as follows:

Beginning at a point in the north line of Lot No. 11 and the east line of the Lake Road and running thence southerly along the east line of the Lake Road 394.15 feet to an angle point; thence Continuing southerly along the east line of the Lake Road making an exterior angle of 179 23' with the last described course a distance of 440.18 feet to a point in the east line of said Lake Road, said point being the place of beginning of the property herein conveyed; thence Running easterly making an interior angle of 77 13'50" a distance of 200 feet to a point; thence Running northerly making an interior angle of 102 46'10" a distance of 100 feet to a point; thence Running westerly making an interior angle of 70 13'50" a distance of 200 feet to a point in the east line of the Lake Road; thence Running southerly along the east line of the Lake Road a distance of 100 feet to the place of beginning.

Also all that tract or parcel of land situate in the Town of Sweden, County of Monroe and State of New York, and being a part of Lot No. 11 in the 8th Section of Town No. 3 of the Triangular Tract, bounded and described as follows:

Beginning at the northwest corner of premises conveyed by Fred Harrier to Elmer G. Adams and Phyllis H. Adams, his wife, by deed dated May 8, 1951, recorded in Monroe County Clerk's Office in May 21, 1951 in Liber 2683; thence Running easterly along the north boundary of the said Adams lot a distance of 200 feet to the northeast corner thereof; thence Running northerly at an interior angle of 102 46'10" to the south boundary of Crestview Drive; thence

Running west along the south boundary of Crestview Drive 200 feet to a point in the west line of Lake Road; thence
Running south along the west boundary of Lake Road to the point of beginning above specified. The said Crestview Drive is laid out on a map made by A.P. Mussi on file in Monroe County Clerk's Office in Liber 128 of Maps at page 54.

Sec. 4. That the Town Clerk is directed to cause a notice of this hearing to be posted and published as required by law.

Sec. 5. That this resolution shall be subject to the written approval of the Sweden Town Attorney.

Sec. 6. 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 – December 9, 2008

Adopted

RESOLUTION NO. 156 Designating Sweden Town Board
Lead Agency – Sidewalk to Park

WHEREAS, the Sweden Town Board (hereinafter referred to as Town Board) did, on November 19, 2008, give notice to all Involved and Interested Agencies of its intent to be designated the Lead Agency for making the determination of environmental significance for 350 feet of concrete sidewalk on the west side of Redman Road leading to the Sweden Town Park (hereinafter referred to as Action); and

WHEREAS, the Town Board did establish 4 pm on or before Tuesday, December 9, 2008 as the deadline for any Involved Agency objecting to said intent; and

WHEREAS, that as of said date and time there were no objections received.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board does hereby establish itself the Lead Agency for making the determination of environmental significance for the Action.

Sec. 2. 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 – December 9, 2008

Adopted

RESOLUTION NO. 157

Recognize Jeff Van Gundy

WHEREAS, former Town of Sweden resident Jeff Van Gundy played basketball for Brockport High School 1977 - 1980; and

WHEREAS, Mr. Van Gundy was an All-Greater Rochester selection while playing for Brockport High School; and

WHEREAS, Mr. Van Gundy enjoyed a standout basketball career at Nazareth College; and

WHEREAS, Mr. Van Gundy was a head basketball coach in the National Basketball Association with the New York Knickerbockers from March 8, 1996 to December 8, 2001 and the Houston Rockets from 2003 to 2007, and amassed more than 400 victories; and

WHEREAS, As the head coach of the New York Knicks, Mr. Van Gundy led the team to the NBA playoffs six times, including an appearance in the 1999 NBA finals which Supervisor Nat O. Lester, III attended; and

WHEREAS, Mr. Van Gundy currently is an NBA analyst and commentator for ABC and ESPN; and

WHEREAS, Mr. Van Gundy was recently inducted into the Section V Basketball Hall of Fame.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden declares the first week of March 2009 as Jeff Van Gundy Week in the Town of Sweden.

Sec. 2. That the Town Board of the Town of Sweden will recognize the first week of March as Jeff Van Gundy Week in perpetuity.

Sec. 3. That the Town Board of the Town of Sweden extends its congratulations to Mr. Van Gundy and his family on his achievements and wishes him well in his future endeavors.

MOTION for adoption of this resolution by Supervisor Lester
Seconded by Councilperson Carges

Discussion:

VOTE BY ROLL CALL AND RECORD:

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

Submitted – December 9, 2008

Adopted

RESOLUTION NO. 158

Amend Employee Handbook
Section 506

WHEREAS, the Town Board is committed to updating the Employee Handbooks and all policies included in them on a regular basis and whenever the need arises; and

WHEREAS, Councilperson Connors has recommended changing Employee Handbook Section 506 Expense Reimbursement and adding a Travel Policy Statement.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby make the following change to Section 506 Expense Reimbursement:

Mileage – An employee who is directed by the appropriate Department Head or Supervisor to use the employee’s own vehicle to conduct Town business will be reimbursed at the mileage rate established by the Town Board at the annual organization meeting. *Refer to the Travel Policy Statement for guidelines determining reimbursable mileage expenses.*

Sec. 2. That the Town Board does hereby adopt a Travel Policy Statement (see attached).

Sec. 3. That the Town Clerk is hereby directed to make the changes, post and distribute the policy as required.

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

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

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 – December 9, 2008

Adopted

RESOLUTION NO. 159

Appoint Student Helpers – Barnes & Conley

WHEREAS, Recreation Director David Scott has recommended the appointment of two Student Helpers to replace Joseph Tidd and Stephanie Shields.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby appoints Megan Barnes and Shane Conley to the positions of Student Helper.

Sec. 2. That the rate of pay be \$7.15 per hour with a maximum of 15 hours per week and a start date of December 9, 2008.

Sec. 3. That this resolution shall take effect immediately

MOTION for adoption of this resolution by Councilperson Ferris
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 – December 9, 2008

Adopted

APPROVAL FOR PAYMENT OF BILLS

All of the Board members reviewed the invoice audit journal. Councilperson Ferris made a motion that was seconded by Councilperson Connors authorizing payment of the bills in Abstract 12A dated December 10, 2008 in the amount of \$53,154.99. All voted in favor of the motion. Motion adopted.

General Fund: In the amount of \$36,008.26 as set forth in Abstract 12A dated December 10, 2008.

Highway Fund: In the amount of \$13,075.51 as set forth in Abstract 12A dated December 10, 2008.

Special Fund: In the amount of \$4,071.22 as set forth in Abstract 12A dated December 10, 2008.

DISCUSSION AND ANNOUNCEMENTS

No discussion and announcements.

ADJOURNMENT

As there was no further business to come before the Board, Councilperson Carges moved to adjourn the December 9, 2008 meeting of the Sweden Town Board at 9:10 p.m. Councilperson Connors seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk