

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 Wednesday, December 30, 2015.

Town Board Members present were Supervisor Robert Carges, Councilperson Rebecca Donohue and Councilperson Donald Roberts. Councilpersons Robert Muesebeck and Danielle Windus-Cook were absent. Also present were Finance Director Leisa Strabel, Superintendent of Highways Brian Ingraham, Buildings and Grounds Todd Dobson, Sweden Town Justice Kevin Johnson, Town Attorney Jim Bell and Town Clerk Karen Sweeting.

Visitors present were Councilpersons elect Lori Skoog and Mary Rich and residents Joan Hamlin and Pat Pawlaczyk.

Supervisor Carges called the meeting to order at 5:05 p.m. and asked everyone present to say the Pledge to the Flag.

Mr. Carges acknowledged the visitors and asked if anyone had any comments. No comments.

APPROVAL OF MINUTES

Councilperson Roberts made a motion that was seconded by Councilperson Donohue to accept the minutes of the regular meeting held on December 8, 2015. All voted in favor of the motion – three ayes. Motion adopted.

SUPERVISOR'S CORRESPONDENCE

| 2015 Received From: | Comments: |
|--|---|
| *1. Robert Muesebeck, Councilperson/Deputy Supervisor | Request to change Organizational Meeting to January 12, 2016 |
| *2. Robert Carges, Supervisor | Appointment of Leisa Strabel as Secretary to Supervisor and Budget Officer |
| *3. Robert Carges, Supervisor | Appointment of Robert Muesebeck as Deputy Supervisor |
| *4. Brian Ingraham, Superintendent of Highways | Appointment of Ruth Kruppner as Secretary to the Superintendent of Highways |
| *5. Karen Sweeting, Town Clerk | Appointment of Kathy Roberts and Phyllis Brudz as Deputy Town Clerks |

*Board has copies

RE: #1 Supervisor Carges read the correspondence from Councilperson Muesebeck aloud. Mr. Muesebeck will not be able to attend the meeting on January 4th so he respectfully requests that the Organizational Meeting be rescheduled from January 4th to Tuesday, January 12, 2016. Councilperson Roberts made a motion that was seconded by Councilperson Donohue to reschedule the Organizational Meeting to January 12, 2016. Supervisor Carges previously spoke with Councilperson elect Lori Skoog regarding the change. All voted in favor of the motion – three ayes. Motion adopted. Town Clerk Karen Sweeting will submit a legal notice of the change to the official newspaper. The Town Board agreed that they will hold a work session on Monday, January 4, 2016 at 5:00 p.m.

*Sweden Town Justice Kevin Johnson appeared before the Board to present key points as to why he felt the vacant Court Clerk position should remain a full-time position. Discussion took place. Judge Johnson has interviewed several candidates and requested information from the Board on pay range, etc. to present an offer to the candidate selected. The Town Board will discuss this at the work session on January 4th. Judge Johnson left the meeting.

*Supervisor Carges noted correspondence received from the Village of Brockport relative to their Solar Energy Project – SEQR Lead Agency Coordination Request form was sent. The Sweden Town Board discussed the request.

Councilperson Roberts made a motion that was seconded by Councilperson Donohue to indicate that the Sweden Town Board “has no objection to the Village of Brockport Village Board assuming Lead Agency status for this action”. All voted in favor of the motion – three ayes. Motion adopted. Town Clerk Karen Sweeting will have the request form completed and ready for Supervisor Carges to sign.

RESOLUTIONS

RESOLUTION NO. 105

Budget Modifications

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Supervisor is hereby authorized to make the following modifications to the 2015 Town Budget:

\$70 from A1010.4 Town Board Contractual to
A1220.4 Supervisor Contractual

\$700 from A1330.2 Tax Collection Equipment to
A1330.4 Tax Collection Contractual

\$5,000 from A1621.401 Senior Center Maintenance to
A1621.1 Senior Center Personnel

\$2,350 from A1622.401 Community Center Maintenance to
A1622.1 Community Center Personnel

\$90 from A6772.414 Programs for Aging Programs to
A1661.4 Senior Center Office Supplies

\$900 from A6772.414 Programs for Aging Programs to
A6772.1 Programs for Aging Personnel

\$200 from A7110.4 Park Contractual to
A7110.100 Park Personnel

\$55,000 from A1990.4 Contingency to
A9901.9 Transfer to Other Funds

\$10,000 from A3510.2 Dog Control Equipment to
A9901.9 Transfer to Other Funds

| | |
|--|-----------|
| \$10,000 from A1930.4 Judgements and Claims to A9901.9 transfer to other Funds | |
| Increase A2089 Recreation Fee on New Building | \$54,000 |
| Increase A9901.9 Transfer to Other Funds | \$54,000 |
| Increase A2701 Refund of Prior Years Expense | \$26,000 |
| Increase A9901.0 Transfer to Other Funds | |
| Increase A2011 Senior Center Programs | \$2,000 |
| Increase A1621.1 Senior Center Personnel | \$2,000 |
| \$150 from B3620.1 Safety Inspection Personnel to B3620.401 Fire Marshal Contractual | |
| \$200 from B8020.4 Planning Board Contractual to B8020.100 Planning Board Personnel | |
| \$3,518 from B8160.1 Refuse and Garbage Personnel to B8160.400 Refuse and Garbage Contractual | |
| \$3,000 from DB5130.401 Machinery Contractual (Fuel) to DB513.4 Machinery Contractual | |
| \$5 from DB5140.1 Misc. Brush & Weeds Personnel to DB5140.4 Misc. Brush & Weeds Contractual | |
| \$800 from DB5140.1 Misc. Brush & Weeds Personnel to DB5148.1 Service Other Governments Personnel | |
| Increase DB2701 Refund Prior Years Expense | \$40,000 |
| Increase DB9901.9 Transfer to Other Funds | \$40,000 |
| Increase DB2665 Sale of Equipment | \$50,000 |
| Increase DB9901.9 Transfer to Other Funds | \$50,000 |
| Increase DB2304 Services to State | \$75,000 |
| Increase DB9901.9 Transfer to Other Funds | \$75,000 |
| Increase DB2302 Services to County | \$5,000 |
| Increase DB9901.9 Transfer to Other Funds | \$5,000 |
| Increase HD2401 Interest | \$100 |
| Increase HD2705.4 Gifts & Donations | \$27,800 |
| Increase HD5031 Interfund Transfers | \$100,000 |
| Increase HD7110.4 Park Contractual | \$90,000 |
| Increase HD9901.9 Transfer to Other Funds | \$37,900 |
| Increase HE5031 Interfund Transfers | \$110,000 |
| Increase HE5130.2 Machinery Equipment | \$110,000 |

Sec. 2 That this resolution shall take effect immediately.

MOTION for adoption of this resolution by Councilperson Roberts
Seconded by Councilperson Donohue

Discussion:

VOTE BY ROLL CALL AND RECORD:

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

Submitted – December 30, 2015

Adopted

RESOLUTION NO. 106

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, \$45,000, the parks and recreation fee paid by Top Capital on December 14, 2015.

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

MOTION for adoption of this resolution by Councilperson Donohue
Seconded by Councilperson Roberts

Discussion:

VOTE BY ROLL CALL AND RECORD:

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

Submitted – December 30, 2015

Adopted

RESOLUTION NO. 107

Authorize Sign Repairs from
Building Reserve Fund

WHEREAS, a Building Reserve Fund was established on November 23, 2004 for the purpose of making improvements to town-owned municipal buildings; and

WHEREAS, the Town Board of the Town of Sweden desires to replace part of the electronic sign at the Community Center, 4927 Lake Road; and

WHEREAS, the Supervisor has secured a quote of \$8,677 from Empire Digital Signs, 212 W. Ridge Road Rochester, NY 14615; and

WHEREAS, the Town Board desires that the project be funded from the Building Reserve Fund.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby authorize the expenditure of up to \$8,677 from the Building Reserve Fund for Type capital improvements to the electronic sign at the Community Center, 4927 Lake Road.

Sec. 2. That the Supervisor is authorized to pay the invoice from Empire Digital Signs from the Building Reserve Fund when the project is complete.

Sec. 3. That pursuant to Section 6-C of the General Municipal Law, this expenditure is subject to permissive referendum.

Sec. 4 That the Town Clerk is directed to publish a public notice as required by law.

Sec. 5. That this resolution shall take effect immediately.

MOTION for adoption of this resolution by Councilperson Roberts
Seconded by Councilperson Donohue

Discussion:

VOTE BY ROLL CALL AND RECORD:

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

Submitted – December 30, 2015

Adopted

RESOLUTION NO. 108 Extend All Seasons County/Town Work Agreement - 2016

WHEREAS, Monroe County and the Town of Sweden entered into an agreement regarding all seasons county/town work in 2007, such agreement included a clause for extension in one-year terms for a maximum agreement term of ten years; and

WHEREAS, two new appendices (A & B) have been added for 2016; and

WHEREAS, the Superintendent of Highways and the Town Board recommend extending the agreement for 2016.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby authorize the Amendatory Agreement for All Seasons County/Town Work for the period starting January 1, 2016, and ending December 31, 2016.

Sec. 2. That the Supervisor is hereby authorized to execute all necessary documents.

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

MOTION for adoption of this resolution by Councilperson Roberts
Seconded by Councilperson Donohue

Discussion:

VOTE BY ROLL CALL AND RECORD:

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

Submitted – December 30, 2015

Adopted

RESOLUTION NO. 109

Adopt Rules of Procedure for
Town Board Meetings & Public Hearings

WHEREAS, the Sweden Town Board desires to adopt Rules of Procedure for Sweden Town Board Meetings and Public Hearings.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby adopt the attached Rules of Procedure for Sweden Town Board Meetings and Public Hearings.

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

MOTION for adoption of this resolution by Councilperson Roberts
Seconded by Councilperson Donohue

Discussion:

VOTE BY ROLL CALL AND RECORD:

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

Submitted – December 30, 2015

Adopted

RESOLUTION NO. 110

Ordering Public Hearing on SunEdison LLC
Incentive Zoning Application

WHEREAS, the Town Board of the Town of Sweden has received an incentive zoning application from SunEdison LLC to allow a change of use for up to four (4) solar

farm sites in the R1-2 One Family Residential District and Retail-Commercial B-1 District in exchange for donations of funds in place of other amenities; and

WHEREAS, the Town Board must conduct a public hearing on an incentive zoning application pursuant to Section 175-22(F) of the Town Code of the Town of Sweden so all persons desiring to be heard for or against such application shall be heard.

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, on Tuesday, January 26, 2016 at 7:00 p.m. to hear all persons desiring to be heard for or against the incentive zoning application from SunEdison LLC to allow a change of use for up to four (4) solar farm sites in exchange for donations of funds in place of other amenities.

Sec. 2. That the Town Clerk is hereby authorized and directed to publish said Public Hearing in the official newspaper of the Town as required by law.

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

MOTION for adoption of this resolution by Councilperson Roberts
Seconded by Councilperson Donohue

Discussion:

VOTE BY ROLL CALL AND RECORD:

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

Submitted – December 30, 2015

Adopted

APPROVAL FOR PAYMENT OF BILLS

All of the Board members reviewed the invoice audit journal. Councilperson Donohue made a motion that was seconded by Councilperson Roberts authorizing payment of the bills in Abstract 12B dated December 31, 2015 in the amount of \$48,088.23. All voted in favor of the motion – three ayes. Motion adopted.

General Fund: In the amount of \$41,208.65 as set forth in Abstract 12B dated December 31, 2015.

Highway Fund: In the amount of \$3,349.29 as set forth in Abstract 12B dated December 31, 2015.

Special Fund: In the amount of \$248.21 as set forth in Abstract 12B dated December 31, 2015.

Capital Fund: In the amount of \$3,282.08 as set forth in Abstract 12B dated December 31, 2015.

DISCUSSION AND ANNOUNCEMENTS

**Motion made by Councilperson Roberts and seconded by Councilperson Donohue to grant permission to Finance Director Leisa Strabel to pay the required insurance premiums prior to Abstract 1. All voted in favor of the motion – three ayes. Motion adopted.

Supervisor Carges thanked Judge Mark R. Depferd for his 15+ years of service. The Town Board eliminated one judge position due to the Village Court forming in 2015. Mr.

Carges stated it was a difficult decision to make and that Judge Depferd's term limit dictated which position was eliminated.

Supervisor Carges thanked Councilperson Rebecca Donohue for her service and time invested in the Town. He stated that she has been a valuable asset and has brought a different type of knowledge to the meetings.

Supervisor Carges also thanked Councilperson Donald Roberts for his time and dedication to the Town. He noted that he has known Mr. Roberts for a very long time and appreciated working with him over the last four years.

Councilperson Donohue thanked the members of the Town Board, department heads and staff of the Town of Sweden for supporting her these past five years.

Councilperson Roberts stated that it was an honor to serve on the Town Board and thanked the other members of the board for all their hard work. He noted that during his term he was involved in several "trying issues" with difficult decisions. He wished the new members of the board well. His hope is that everyone work together and put resident issues first. Mr. Roberts said he is still going to be paying attention to the issues of the community.

ADJOURNMENT

As there was no further business to come before the Board, Councilperson Donohue moved to adjourn the December 30, 2015 meeting of the Sweden Town Board at 6:00 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