

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, February 12, 2008.

Town Board members present were Deputy Supervisor Rob Carges, Councilperson Patricia Connors, Councilperson Tom Ferris and Councilperson Danielle Windus-Cook. Supervisor Buddy Lester was absent. Also present were Director of Finance Leisa Strabel, Superintendent of Highways Fred Perrine, Director of Buildings and Grounds Jeremy Oakden, Town Attorney Jim Bell, Recreation Director David Scott and Town Clerk Karen Sweeting.

Visitors present were residents Jim Hamlin, Bob Canham, Dottie and Charles Scott and Pat Pawlaczyk.

Deputy Supervisor Carges called the meeting to order at 7:30 p.m. and asked everyone present to say the Pledge to the Flag.

Deputy Supervisor Carges acknowledged the visitors and asked if anyone would like to speak.

Resident Bob Canham referred to a letter submitted by several residents concerning videotaping the town board meetings. (Correspondence #3) Mr. Canham asked if the board would vote on this. All board members present stated they were not in favor of televising the meetings for several reasons. Councilperson Windus-Cook stated that other towns were polled and eleven towns do not televise meetings, five towns do televise meetings and two did not respond. Councilperson Ferris added that videotaping meetings is not a requirement of the Open Meetings Law. Mr. Ferris stated that his opinion is that government is participatory; he wants people to be involved, face-to-face. People can share their concerns by letters, appearing at meetings and work sessions or contacting a board member. Mr. Ferris added that our town currently allows for full participation; the town is not required to have this type of exchange/discussion at the meetings.

Mr. Canham asked when the board members receive the resolutions for each meeting. Mr. Ferris answered that he receives his when he arrives for the meeting. (The agendas with a tentative list of resolutions are posted on the web site the Friday prior to the Tuesday meeting.)

Resident Pat Pawlaczyk asked the board to explain the expansion of the fitness center. (Proposed Resolution No. 32) Councilperson Ferris stated that the current fitness room at the Sweden Clarkson Community Center is too small to accommodate the demand. The Town is seeking a Community Development Block Grant for expansion of the fitness room. Recreation Director Davie Scott added that the expansion would double the size of the room. They currently have to limit the usage time for patrons to allow everyone in.

No further comments.

APPROVAL OF MINUTES

Deputy Supervisor Carges tabled the approval of the minutes from the Public Hearing and the Regular Meeting of January 22, 2008 due to attendance. (To be approved at the February 26, 2008 meeting.)

SUPERVISOR'S CORRESPONDENCE

| 2008 | Received From: | Comments: |
|------|---|--|
| *1. | Sam & Marilyn Cornish, Residents to Superintendent of Highways Fred Perrine | Thank you to Highway Department for clearing roads during snow storm |

- *2. Superintendent of Highways Fred Perrine Truck purchases
- *3. Residents Request to televise meetings
- *4. Superintendent of Highways Fred Perrine Request for Signs on Covell Road
- *5. Recreation Director David Scott Recommendation to hire Recreation Assistant PT
- *6. Nutrition Site Program Manager Nancy Duff Recommendation to hire Kitchen Aide PT

*Board has copies

RE: #4 Councilperson Connors made a motion that was seconded by Councilperson Windus-Cook to approve the request of Superintendent of Highways Fred Perrine to install signs on Covell Road for the safety of horse riders. All voted in favor of the motion – four ayes. Motion adopted.

DEPARTMENTAL REPORTS

January 2008 departmental reports were received and reviewed by the Town Board from the following departments: Building Department, Jim Butler; Justice Court; Dog Control, Kathy Beaumont; Receiver of Taxes, Sherri Lee Bryant; Finance Director, Leisa Strabel; and Deputy Town Clerk, Kathleen Roberts.

REPORTS

Superintendent of Highways Fred Perrine reported a high amount of salt usage due to recent snow and ice. Clearing has started on the Talamora Trail section of water main installation.

Councilperson Windus-Cook had no report.

Councilperson Ferris reported that a meeting has been scheduled for March 4th with local individuals to put together a regional marketing plan. This meeting is exploratory in nature to see if there is an interest in a plan.

Councilperson Connors reported that she attended a meeting with a representative from the state to go over contractual details of the grant recently received for the park.

Recreation Director David Scott requested to discuss at an upcoming work session the concession operations, a volunteer project constructing dugouts on baseball fields 5 and 7, and permission to use PBS to broadcast sporting events and promotion of programs. Mr. Scott presented the Town Board with copies of an annual report for 2007. Mr. Scott commented that the Sweden Clarkson Community Center is one of the better facilities in the county and is proud of the staff and what they have accomplished. Over 300 programs were offered last year, Silver Sneakers program has over 342 members, Sweden resident ID numbers totaled 1,116 and an estimated 65,000 people utilized the facility last year. Deputy Supervisor Carges stated that the center has seen amazing growth in the past five years. Councilperson Connors asked with continued growth whether Mr. Scott would be able to utilize the Sweden Senior Center for programs. Mr. Scott stated yes the extra space would be beneficial for programs for people of all ages.

RESOLUTIONS

RESOLUTION NO. 25

SEQRA Determination – Local Law 2 of 2008 Addition of “Peddling and Soliciting” to the Sweden Town Code

WHEREAS, the Town Board of the Town of Sweden, Monroe County, New York, intends to adopt Local Law 2 of 2008 Addition of “Peddling and Soliciting” to the Sweden Town Code; and

WHEREAS, to aid the Town Board in determining whether such Project and other actions of the Town in connection therewith (the “action”) may have a significant effect on the environment, the Board has caused to be prepared an environmental assessment form or similar information (“EAF”), a copy of which is attached hereto; and

WHEREAS, the Town Board has duly reviewed the EAF and related documents with respect to the above-referenced action and duly considered the impacts which may be expected to result from such action with the criteria set forth in Article 8 of the State Environmental Quality Review Act and the applicable regulations promulgated thereunder (“SEQRA”).

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. Based upon the review by the Town Board of the EAF and other necessary criteria, the Board hereby finds that the object of the above-referenced action (a) will result in no major impacts and, therefore, is not one which “may have a significant effect on the environment,” (b) will not have a “significant effect on the environment,” and (c) no “environmental impact statement” need be prepared, as such quoted terms are used in SEQRA. The proposed Project does not constitute a “Type I Action” as such quoted term is defined in the regulations of the Department of Environmental Conservation of the State of New York (6NYCRR Part 617, as amended). Reasons supporting this determination are set forth on the notice of negative declaration of the Board attached hereto and hereby made a part of this resolution for the purposes of SEQRA. This determination constitutes a negative declaration for purposes of SEQRA.

Sec. 2. A copy of this resolution, together with the notice of negative declaration, shall be placed on file in the office of the Clerk of the Town where the same shall be available for public inspection during business hours and such notice of negative declaration shall be filed in such offices, posted in such places and published in such newspapers as shall be necessary to conform to the requirements of SEQRA.

MOTION for adoption of this resolution by Councilperson Connors
Seconded by Councilperson Ferris

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>Absent</u> |

Submitted – February 12, 2008

Adopted

NEGATIVE DECLARATION
Notice of Determination of Non-Significance

Project Number: LL 2 2008

Date: February 12, 2008

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Sweden as lead agency, has determined that the proposed action described below will not have a significant environmental impact and a Draft Impact Statement will not be prepared.

Name of Action: Local Law No. 2 of 2008 – Peddling and Soliciting

SEQR Status: Type 1
Unlisted

Conditioned Negative Declaration: Yes
 No

Description of Action: Addition of “Peddling and Soliciting” to the Sweden Town Code

Location: Town of Sweden outside the Village of Brockport

Reasons Supporting This Determination:

1. This action does not result in any adverse effect to air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, or potential for erosion.
2. This action does not result in any adverse effect to existing natural or cultural resources.

RESOLUTION NO. 26

Adopt Local Law No. 2 of 2008 –
Addition of “Peddling and Soliciting”
to the Sweden Town Code

WHEREAS, the Town Board of the Town of Sweden would like to enact by Local Law a new chapter of the Sweden Town Code to regulate peddling and soliciting in the Town of Sweden; and

WHEREAS, a duly advertised Public Hearing was held by the Town Board pursuant to the provisions of Section 265 of Town Law, at the Town Hall, 18 State Street, Brockport, New York, on February 12, 2008, at 7:15 PM., to hear all persons interested in the adoption of Local Law No. 2 of 2008 – Addition of “Peddling and Soliciting” to the Town of Sweden; and

WHEREAS, all persons desiring to be heard were heard, and due deliberation having been had.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden hereby adopts Local Law No. 2 of 2008 – Addition of “Peddling and Soliciting” to the Town of Sweden.
- Sec. 2. That the complete text of Local Law No. 2 of 2008 is attached as Exhibit A.
- Sec. 3. That the Town Clerk is authorized and directed to file a complete copy of Local Law No. 2 of 2008 with the Secretary of State, as required by law.
- Sec. 4. 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>Absent</u> |

Submitted – February 12, 2008

Adopted

Chapter 138

PEDDLING AND SOLICITING

- § 138-1 Purpose
- § 138-2 Definitions
- § 138-3 Permit required
- § 138-4 Application for permit
- § 138-5 Permit fees; exemptions; entry on private premises
- § 138-6 Revocation of permit; notice
- § 138-7 Display of permit; conduct
- § 138-8 Records
- § 138-9 Penalties for offenses

§ 138-1 Purpose

The purpose of this chapter is to require a permit for hawkers, peddlers and solicitors operating within the Town of Sweden outside the village limits in order to protect the residents of the town from the fraudulent and criminal practices of unscrupulous persons posing as hawkers, peddlers or solicitors engaged in lawful business.

§ 138-2 Definitions

As used in this chapter, the following words, terms and phrases shall have the meanings herein ascribed to them:

HAWKER or PEDDLER – One who goes from place to place or from house to house or from street to street or who stands in a street or upon a sidewalk selling, bartering or offering for sale or barter any items whatsoever, including but not limited to the following: goods, wares, merchandise, magazines, food products and farm products.

SOLICITOR – One who goes from place to place or from house to house or from street to street or who stands in a street or upon a sidewalk taking orders for any items whatsoever, including but not limited to the following: goods, wares, merchandise, magazines, food products and farm produce, which items are to be delivered in the future, or for services to be performed in the future or for making, manufacturing or repairing any article or thing to be delivered in the future.

§ 138-3 Permit required

No person shall act as a hawker, peddler or solicitor as herein defined within the town limits without first having obtained a permit from the Town Clerk or his or her designated representative (deputy). Any exempt organization, under § 138-5, still must obtain a yearly permit.

§ 138-4 Application for permit

- A. No permit shall be issued by the Town Clerk or his or her designated representative unless the following information is furnished by the applicant for the permit:
- (1) The name of the applicant, his or her permanent address and temporary address.
 - (2) The company represented and the address of the company.
 - (3) The applicant's phone number.
 - (4) A copy of the driver's license of the applicant and any individual(s) designated to hawk, peddle or solicit and the year, make, model, registration and plate number of any vehicle(s) used for purposes of hawking, peddling or soliciting.
 - (5) A description of the items hawked, peddled or for which orders are being solicited.
- B. The applicant shall also furnish the names of two (2) persons as character references for the applicant and any individual(s) designated to hawk, peddle or solicit.

§ 138-5 Permit fee; exemptions; entry on private premises

- A. The fees for permits issued pursuant to this chapter shall be set forth from time to time by resolution of the Town Board.
- B. Exemption to fee requirements.
- (1) No charge shall be made for the permit of a veteran, provided that such veteran or his widow shall be residents of Monroe County and shall have in effect and shall exhibit to the Town Clerk or his or her designated representative a Monroe County license issued pursuant to § 32 of the General Business Law of the state.
 - (2) No person shall be required to pay a permit fee under this chapter who has a valid license issued by the New York State Department of Social Welfare or to persons soliciting or collecting for any bona fide charitable organization or on behalf of any class of any Brockport School.
 - (3) Business premises. No person who calls at business places exclusively or at only those places where he or she has been requested by telephone or by letter to call shall be required to pay a permit fee under this chapter.

(4) No person who deals exclusively in milk, milk products, newspapers or farm products produced by him/her or his/her employer shall be required to pay a license fee under this chapter.

C. Private residential premises. No one shall enter onto private residential premises for the purpose of selling or offering to sell any goods, wares, merchandise or other things or services, nor solicit information for the purpose of selling or making offers to sell in the future of such aforesaid goods, wares, merchandise or other things or services, to persons residing therein, without the prior consent of the owner or person in possession of said private residential premises.

§ 138-6 Revocation of permit; notice

The Town Clerk or his or her designated representative shall revoke the permit of any person who has made a false statement on his or her permit application or who has been convicted of a crime while having in effect a permit issued under this chapter. Notice of revocation shall be sent immediately to such person at the permanent address listed on the license application.

§ 138-7 Display of permit; conduct

- A. Each permit holder under this chapter, when acting as a hawker, peddler or solicitor, shall display his or her license provided by the town.
- B. Any permit holder shall not conduct activities in such a manner as will interfere with pedestrian or vehicular use of the public street and places.

§ 138-8 Records

The Town Clerk or his or her designated representative shall file and retain each application for a hawker's, peddler's or solicitor's permit for a period of ten (10) days following the date of the application. He or she shall also keep a record of all permits issued under this chapter and shall note thereon all revocations of permits.

§ 138-9 Penalties for offenses

- A. Criminal penalty. Any person who violates any provision of this chapter shall, upon conviction thereof, be subject to a fine not to exceed two hundred fifty dollars (\$250) or to imprisonment for a term not to exceed fifteen (15) days, or both.
- B. Civil penalties; construal.
 - (1) Obedience to the provisions set forth herein may be enforced by criminal information for the penalties herein prescribed, as well as by prosecution of the offender as provided in Subsection A of this section, or by civil action for a penalty or by civil remedy at law or equity by way of injunction or otherwise to abate or prevent a violation of the provisions of this chapter. Any violation shall automatically result in the revocation of the permit.
 - (2) Neither a judgment in nor the pendency of a criminal prosecution for an alleged violation of the provisions of this chapter nor a judgment in or the pendency of a civil action of law or in equity shall be a bar to the other form of proceeding.
 - (3) The imposition of a penalty for a violation of this chapter shall not excuse the violation or permit it to continue, and the remedies herein provided for penalties and civil action to enjoin or abate a violation shall be cumulative.

RESOLUTION NO. 27

Authorizing Purchase of (Two) 2008 ¾ Ton Ford F250 Pick Up Trucks with Snowplows

WHEREAS, the Superintendent of Highways has recommended the purchase of two 2008 ¾ Ton Ford F250 pick up trucks under the New York State Equipment Contract from Van Bortel Ford, Inc., 7325 Route 96, Victor, New York 14564.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby authorizes the purchase of two 2008 ¾ Ton Ford F250 pick up trucks under the New York State Equipment Contract from Van Bortel Ford, Inc., 7325 Route 96, Victor, New York 14564 in the amounts of \$26,193.75 and \$26,198.50.

Sec. 2. That upon delivery of said equipment the Supervisor shall upon receiving an invoice and voucher from the State, pay said invoice from the General Highway Town Outside Fund.

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

MOTION for adoption of this resolution by Councilperson Connors
Seconded by Councilperson Ferris

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>Absent</u> |

Submitted – February 12, 2008

Adopted

RESOLUTION NO. 28

Appoint Kitchen Aide PT – Coia

WHEREAS, there is a need for a additional kitchen help at the Sweden Senior Center; and

WHEREAS, this position was duly advertised as required by law; and

WHEREAS, several applications were received and applicants interviewed; and

WHEREAS, Nancy Duff has recommended the appointment of Dorothy Coia to the position of Kitchen Aide PT at the Sweden Senior Center.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby appoint Dorothy Coia to the position of Kitchen Aide PT.

Sec. 2. That the position is for a maximum of 10 hours per week at a rate of pay of \$8.00 per hour.

Sec. 3. That the start date is February 6, 2008.

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

MOTION for adoption of this resolution by Councilperson Connors
Seconded by Councilperson Ferris

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>Absent</u> |

Submitted – February 12, 2008

Adopted

RESOLUTION NO. 29 Appoint Recreation Assistant PT - Graham

WHEREAS, there is a need for a part time Recreation Assistant at the Community Center; and

WHEREAS, Recreation Director David Scott has recommended hiring Carrie Graham.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden does hereby appoint Carrie Graham as Recreation Assistant PT at the Sweden Clarkson Community Center for a maximum of 24 hours per week.
- Sec. 2. That the hourly rate of pay is \$8.00.
- Sec. 3. That the start date was February 4, 2008.
- Sec. 4. That this resolution shall take effect immediately.

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

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>Absent</u> |

Submitted – February 12, 2008

Adopted

RESOLUTION NO. 30 Granting Extension of Incentive Zoning for Mixed Use on Lands Subdivided as Highlands at Brandon Woods, Tax Account No. 084.01-1-14.113

WHEREAS, the Highlands at Brandon Woods Subdivision, Tax Account No. 084.01-1-14.113, was granted Incentive Zoning on April 24, 2007 for the development of properties with mixed uses subject to several conditions, one of which was the construction and dedication of a connecting road between Talamora Trail and Nathaniel Poole

Trail and the completion of work on the Kuster property by November 30, 2007 (Findings Statement Section 8a); and

WHEREAS, the Town Board of the Town of Sweden and the developer of the property came to a mutual understanding in the fall of 2007 that due to unforeseen circumstances the work could not be completed by November 30, 2007; and

WHEREAS, the Town Board of the Town of Sweden desires that the Incentive Zoning remain intact and that the deadline for completing the above mentioned work be extended to June 1, 2008.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby grants a six-month extension of the Incentive Zoning for the Highland at Brandon Woods, Tax Account No.084.01-1-14.113 for the purpose of completing the conditions set forth in the Findings Statement Section 8a adopted on April 24, 2007.

Sec. 2. That the extension of said rezoning shall be from November 30, 2007 to June 1, 2008.

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

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

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>Absent</u> |

Submitted – February 12, 2008

Adopted

RESOLUTION NO. 31

Authorize Agreement with the County Pertaining to the Financial Relationship regarding the Integrated County Plan 2008

WHEREAS, the Town wishes to participate in the Integrated County Plan 2008 (Plan) approved by the New York State Office of Children and Family Services for Monroe County; and

WHEREAS, the Monroe County Legislature authorized the execution of an agreement with the Town for youth services; and

WHEREAS, only the County can apply for State aid under the Plan for participating municipalities and the amount available to the Town is the sum of SEVEN THOUSAND TWO HUNDRED SIXTEEN DOLLARS (\$7,216.00); and

WHEREAS, an agreement is deemed necessary to outline the financial relationship between the Town and County regarding the Plan.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden does hereby authorize participation in the Integrated County Plan 2008 (Plan).
- Sec. 2. That the Town Board of the Town of Sweden does hereby authorize the adoption of the Agreement between Monroe County and the Town of Sweden and does hereby direct the Supervisor to execute all necessary documents.
- Sec. 3. That the term of this Agreement is for one year, starting January 1, 2008, and ending December 31, 2008.
- Sec. 4. 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>Absent</u> |

Submitted – February 12, 2008

Adopted

RESOLUTION NO. 32

SEQRA Determination – Town of
Sweden Fitness Center Expansion

WHEREAS, the Town Board of the Town of Sweden, Monroe County, New York, intends to apply for a Community Development Block Grant in the amount of \$50,000 for a project titled Town of Sweden Fitness Center Expansion Project; and

WHEREAS, the proposed Project is construct a 972 sq. ft. addition to the fitness room at the Sweden Clarkson Community Center to provide better senior/handicap/general access; and

WHEREAS, to aid the Town Board in determining whether such Project and other actions of the Town in connection therewith (the “action”) may have a significant effect on the environment, the Board has caused to be prepared an environmental assessment form or similar information (“EAF”), a copy of which is attached hereto; and

WHEREAS, the Town Board has duly reviewed the EAF and related documents with respect to the above-referenced action and duly considered the impacts which may be expected to result from such action with the criteria set forth in Article 8 of the State Environmental Quality Review Act and the applicable regulations promulgated thereunder (“SEQRA”).

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. Based upon the review by the Town Board of the EAF and other necessary criteria, the Board hereby finds that the object of the above-referenced action (a) will result in no major impacts and, therefore, is not one which “may have a significant effect on the environment,” (b) will not have a “significant effect on the environment,” and (c) no “environmental impact statement” need be prepared, as such quoted terms are used in SEQRA. The proposed Project does not constitute a “Type I Action” as such quoted term is defined in the regulations of the Department of Environmental Conservation of the State of New York (6NYCRR Part 617, as amended). Reasons supporting this determination are set forth on the notice of negative declaration of the Board attached hereto and hereby made a part of this resolution for the purposes of SEQRA. This determination constitutes a negative declaration for purposes of SEQRA.

Sec. 2. A copy of this resolution, together with the notice of negative declaration, shall be placed on file in the office of the Clerk of the Town where the same shall be available for public inspection during business hours and such notice of negative declaration shall be filed in such offices, posted in such places and published in such newspapers as shall be necessary to conform to the requirements of SEQRA.

MOTION for adoption of this resolution by Councilperson Connors
 Seconded by Councilperson Ferris

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>Absent</u> |

Submitted – February 12, 2008

Adopted

State Environmental Quality Review
 NEGATIVE DECLARATION
 Notice of Determination of Non-Significance

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Sweden as lead agency, has determined that the proposed action described below will not have a significant environmental impact and a Draft Impact Statement will not be prepared.

Name of Action: Fitness Center Expansion

SEQR Status: Type 1
 Unlisted

Conditioned Negative Declaration: Yes

No

Description of Action: To expand the existing fitness room at the Sweden/Clarkson Community Center,

Location: 4927 Lake Road Brockport, NY 14420

Reasons Supporting This Determination: Small addition to an existing facility will have no impact

RESOLUTION NO. 33

Award Archeological Services for 2008 Town Park Grant Project

WHEREAS, the Supervisor prepared a Request for Proposals for archeological services to meet the requirements of a NYS Office of Parks, Recreation and Historic Preservation grant and the following proposals were received:

| | | |
|--|-------------------------------|---------------------------------------|
| Werner Archeological Consulting 241 Concord Hill Drive Altamont, NY 12009 | 1A study | \$ 2,715 |
| Hartgen Archeological Associates 1744 Washington Avenue Extension Rensselaer, NY 12144 | 1A study | \$ 3,900 |
| Pan American Consultants 2390 Clinton Street Buffalo, NY 14227 | 1A study 1B study TOTAL | \$ 3,835 \$ 7,995 \$11,830 ;and |

WHEREAS, after review, the Highway Superintendent has recommended awarding a contract for the archeological services to Werner Archeological Consulting, 241 Concord Hill Drive, Altamont, NY 12009.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board, upon recommendation of the Highway Superintendent, awards the bid for archeological services for the Town Park Grant Project to Werner Archeological, 241 Concord Hill Drive, Altamont, NY 12009.

Sec. 2. That the Supervisor is authorized to pay the invoices from the General Fund.

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

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

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
Supervisor Lester
Submitted – February 12, 2008

Aye
Absent

Adopted

DISCUSSION AND ANNOUNCEMENTS

Motion made by Councilperson Ferris and seconded by Councilperson Connors to accept the request to release \$492,801.65 from the Letter of Credit from Wal-Mart Supercenter submitted on May 15, 2006 leaving a remaining Letter of Credit of \$5,000. All voted in favor of the motion – four ayes. Motion adopted.

EXECUTIVE SESSION

Councilperson Ferris made a motion that was seconded by Councilperson Connors to go into executive session at 8:27 p.m. to discuss reorganization of personnel. All voted in favor of the motion – four ayes. Motion adopted.

No action taken.

Councilperson Ferris made a motion that was seconded by Councilperson Connors to leave executive session and return to the regular meeting at 10:00 p.m. All voted in favor of the motion – four ayes. Motion adopted.

ADJOURNMENT

As there was no further business to come before the Board, Councilperson Ferris moved to adjourn the February 12, 2008 meeting of the Sweden Town Board at 10:01 p.m. Councilperson Connors seconded the motion. All voted in favor of the motion – four ayes. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk