

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, April 10, 2012.

Town Board members present were Supervisor Patricia Connors, Councilperson Rebecca Donohue, Councilperson Kevin Johnson and Councilperson Donald Roberts, Jr. Councilperson Robert Carges was absent. Also present were Finance Director Leisa Strabel and Town Clerk Karen Sweeting.

No visitors were present.

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

#### APPROVAL OF MINUTES

Councilperson Donohue made a motion that was seconded by Councilperson Roberts to accept the minutes of the regular meeting held on March 27, 2012. All voted in favor of the motion – four ayes. Motion adopted.

#### SUPERVISOR'S CORRESPONDENCE

2012 Received From:

Comments:

\*1. Karen Sweeting, Town Clerk

Request to dispose of surplus items

\*Board has copies

RE: #1 Councilperson Roberts made a motion that was seconded by Councilperson Donohue to approve the request of Karen Sweeting to declare and dispose of surplus items. All voted in favor of the motion – four ayes. Motion adopted.

#### DEPARTMENTAL REPORTS

March 2012 departmental reports were received and reviewed by the Town Board from the following departments: Building Department, Phyllis Brudz; Receiver of Taxes, Theresa Weed; Finance Director, Leisa Strabel; and Town Clerk, Karen Sweeting.

#### REPORTS

Finance Director Leisa Strabel reported the next issue of the Snapshots is ready for printing.

Councilperson Donohue had no report.

Councilperson Johnson had no report.

Councilperson Roberts reported that he met with Supervisor Connors and Pete Randazzo to discuss the upcoming trail dedication to be held on June 3<sup>rd</sup> at the Sweden Town Park.

Supervisor Connors attended the Judge William J. Cody Memorial Blood Drive held on April 7<sup>th</sup> and also met with the Sweden Community Foundation to discuss the Town's relationship with the foundation.

#### RESOLUTIONS

RESOLUTION NO. 56

Approving Time Warner Internal Reorganization

WHEREAS, Time Warner Entertainment-Advance/Newhouse Partnership ("Franchisee"), an indirect, wholly-owned subsidiary of Time Warner Cable Inc. ("TWC") currently holds a franchise granted by the Town of Sweden (the "Town Board") to own and operate a cable system in the Community (the "Franchise"); and

WHEREAS, TWC is undertaking an internal reorganization (the “Transaction”) whereby, pursuant to a series of concurrent interim steps, the Franchise will be held by Time Warner Cable Northeast LLC, an indirect, wholly-owned subsidiary of TWC; and

WHEREAS, the Transaction will not result in a transfer of control; TWC will retain ultimate ownership and management authority over the local cable system; and

WHEREAS, TWC has filed FCC Form 394 with the Town Board and has provided the Town Board with all information regarding the Transaction required by applicable law (collectively, the “Application”); and

WHEREAS, the Town Board has reviewed the Application and has determined that the Transaction is in the best interests of the Town Board and its residents and that Time Warner Cable Northeast LLC has the legal, technical, and financial qualifications to operate the cable system under the Franchise and all applicable local, state and federal laws.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Town Board consents to and approves of the Transaction to the extent required by the terms of the Franchise and applicable law.
- Sec. 2. That the Town Board confirms that the Franchise is valid and in full force and effect and there are no defaults under the Franchise.
- Sec. 3. That effective upon the closing of the Transaction (the “Closing Date”), Time Warner Cable Northeast LLC shall be responsible for any obligations and liabilities under the Franchise.
- Sec. 4. That this Resolution shall take effect upon its passage and publication in accordance with applicable law.

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Absent</u>
Councilperson Donohue	<u>Aye</u>
Councilperson Johnson	<u>Aye</u>
Councilperson Roberts	<u>Aye</u>
Supervisor Connors	<u>Aye</u>

Submitted – April 10, 2012

Adopted

RESOLUTION NO. 57

Amending Rules and Regulations  
For Building Control Fees

WHEREAS, the Building and Planning Coordinator for the Town of Sweden has made a recommendation to the Sweden Town Board to add Operating Permit Fees to the Rules and Regulations For Building Control Fees; and

WHEREAS, the Sweden Town Board on March 25, 2008 adopted Resolution No. 46 - Local Law No. 6 of 2008 – Adding “Building Code” to the Sweden Town Code.

WHEREAS, Local Law 6 of 2008 was received and filed with the Department of State on April 11, 2008.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby amends the Building Control Fees to include Operating Permit Fees as attached on Appendix A.

Sec. 2. That the Operating Permit Fees are effective immediately.

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Absent</u>	
Councilperson Donohue	<u>Aye</u>	
Councilperson Johnson	<u>Aye</u>	
Councilperson Roberts	<u>Aye</u>	
Supervisor Connors	<u>Aye</u>	
Submitted – April 10, 2012		Adopted

OPERATING PERMITS FEES F.L.S. INSPECTION SCHEDULE

(Operating permit fees will be required for new applicants and/or change in ownership of existing ones. Existing applicants will be required to complete an operating permit application only. All operating permits will include a Fire, Life, and Safety (F.L.S.) Inspection.)

Tax Exempt	\$100/Waived	Annual
Restaurants/Bars (>50 persons)	\$100/One time	Annual
Restaurant/Bars (<50 persons)	\$50/One time	Annual
Multi- Family (>125 apartments)	\$150/One time	Every 2 years
Multi-Family (50 – 125 apartments)	\$125/One time	Every 2 years
Multi-Family (<50 apartments)	\$75/One time	Every 2 years
Fairs/Festivals/Special Events	\$150/Event Waived if not-for-profit	Per event
Hometown Energy – Hazardous	\$100/One time	Annual
Repair/Service Garages	\$50/One time	Every 3 years
Mercantile (>5,000 sq. ft.)	\$100/One time	Every 3 years
Mercantile (>100,000 sq. ft.)	\$150/One time	Every 3 years

Airport \$100/One time Every 3 years

Hotel/Motel \$100/One time Annual

RESOLUTION NO. 58 Appoint Seasonal Laborer – Arieno

WHEREAS, there is vacancy for a full-time Seasonal Laborer for the Sweden Town Park during the spring/summer seasons; and

WHEREAS, the Buildings and Grounds Department has recommended the appointment of Roger Arieno as Seasonal Laborer for the Sweden Town Park during the spring/summer seasons.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby appoint Roger Arieno as Seasonal Laborer.

Sec. 2. That the rate of pay will be \$10.92 per hour for a maximum of thirty (30) hours per week effective April 9, 2012 through September 21, 2012.

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

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Absent</u>
Councilperson Donohue	<u>Aye</u>
Councilperson Johnson	<u>Aye</u>
Councilperson Roberts	<u>Aye</u>
Supervisor Connors	<u>Aye</u>

Submitted – April 10, 2012 Adopted

RESOLUTION NO. 59 Authorize Salary Increase Merrill

WHEREAS, part-time recreation department clerk Amy Merrill’s duties have been expanded; and

WHEREAS, the Recreation Supervisor has recommended a salary increase for Ms. Merrill.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby authorizes an increase in the hourly rate of Amy Merrill from \$10.19 to \$10.69 per hour.

Sec. 2. That this resolution shall take effect April 7, 2012.

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Absent</u>
Councilperson Donohue	<u>Aye</u>
Councilperson Johnson	<u>Aye</u>
Councilperson Roberts	<u>Aye</u>
Supervisor Connors	<u>Aye</u>

Submitted – April 10, 2012

Adopted

RESOLUTION NO. 60

Budget Modifications

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Supervisor is hereby authorized to make the following modifications to the 2012 Town Budget:

\$6,600 from DB5112.1 Road Construction Perm Personnel to  
DB9055.8 Workers Compensation

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 Carges	<u>Absent</u>
Councilperson Donohue	<u>Aye</u>
Councilperson Johnson	<u>Aye</u>
Councilperson Roberts	<u>Aye</u>
Supervisor Connors	<u>Aye</u>

Submitted – April 10, 2012

Adopted

RESOLUTION NO. 61

Appoint Laborer PT Park Concessions - Arieno

WHEREAS, the Town of Sweden operates a concession stand at the Town Park during the summer months; and

WHEREAS, the Recreation Director has recommended the hiring of Jeanne Arieno to manage the concession stand.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby appoint Jeanne Arieno to the position of Seasonal Laborer PT for the purpose of managing the concession stand.

Sec. 2. That the rate of pay is \$500 per week for a period not to exceed 16 weeks.

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

MOTION for adoption of this resolution by Councilperson Johnson

Seconded by Councilperson Roberts

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Absent</u>
Councilperson Donohue	<u>Aye</u>
Councilperson Johnson	<u>Aye</u>
Councilperson Roberts	<u>Aye</u>
Supervisor Connors	<u>Aye</u>

Submitted – April 10, 2012

Adopted

RESOLUTION NO. 62

Appoint Roy Heise to Board of Assessment Review

WHEREAS, there is a vacancy on the Board of Assessment Review; and

WHEREAS, Roy Heise has expressed an interest in the position.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden does hereby appoint Roy Heise to the Board of Assessment Review and acknowledges that he will be required to complete the necessary training and certification.
- Sec. 2. That the term of membership is April 11, 2012 to September 30, 2012.
- Sec. 3. 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 Carges	<u>Absent</u>
Councilperson Donohue	<u>Aye</u>
Councilperson Johnson	<u>Abstain</u>
Councilperson Roberts	<u>Aye</u>
Supervisor Connors	<u>Aye</u>

Submitted – April 10, 2012

Adopted

DISCUSSION AND ANNOUNCEMENTS

No discussion or announcements.

ADJOURNMENT

As there was no further business to come before the Board, Councilperson Donohue moved to adjourn the April 10, 2012 meeting of the Sweden Town Board at 8:05 p.m. Councilperson Roberts seconded the motion. All voted in favor of the motion – four ayes. Motion adopted.

Respectfully submitted,  
Karen M. Sweeting, Town Clerk