

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 25, 2006.

Town Board Members present were Supervisor Lester, Councilperson Pat Connors, Councilperson Tom Ferris, and Councilperson Danielle Windus-Cook. Also present were Director of Finance Leisa Strabel, Superintendent of Highways Fred Perrine, and Deputy Town Clerk Marleen M. Cain. Councilperson Rob Carges was absent.

Visitor present was Jim Hamlin from 50 Park Avenue.

Supervisor Lester called the meeting to order at 7:34 p.m. and asked everyone present to say the Pledge to the Flag. Supervisor Lester then acknowledged the presence of the visitor and asked if he would like to speak. He declined.

APPROVAL OF MINUTES

Councilperson Ferris made a motion that was seconded by Councilperson Windus-Cook to accept the minutes of the regular meeting held on April 11, 2006. All voted in favor of the motion – four ayes. Motion adopted.

SUPERVISOR'S CORRESPONDENCE

2006 Received From:	Comments:
1. Event Committee, Brockport Area Veterans Club 4/25	Request participation in their Memorial Day of Remembrance on Saturday, May 27, 2006. Announce chicken Bar B-Q on same day and includes copy of letter to newspapers explaining why parade is not being held.
2. Scott M. Turner, College Council, SUNY Brockport 4/13	Thank you to Supervisor Lester for participating in President Halstead's inauguration.
3. James N Wood, PhD, Assistant Superintendent for Business, Brockport Central School District 4/25	Request to use Town fuel pumps as needed during construction on school property and if agreeable offering contact information to coordinate the use and payment thereof.
4. Letter from James J Oberst, PE, MRP Group to Karen Sweeting, Town Clerk 4/13	Announce completion of review of the revised Engineer's Estimate prepared by APD Engineering, PLLC, Dated April 4, 2006, and recommendation that a Letter of Credit be approved for no less than \$497,801.65 for the Wal-Mart Supercenter Store project.

RE: #1 Supervisor Lester requested that interested participants respond to Leisa Strabel.

RE: #3 Supervisor Lester reported that Superintendent of Highways Fred Perrine had approved the request and the Town Board concurred.

RE: #4 Councilperson Windus-Cook made a motion that was seconded by Councilperson Connors to approve a Letter of Credit for no less than \$497,801.65 for the Wal-Mart Supercenter Store project. All voted in favor of the motion – 4 ayes. Motion carried.

REPORTS

Director of Finance Leisa Strabel reported that Bernard P. Donegan, Inc. has recommended that the Town proceed straight to bonds for the Shumway Road water main project and the Fourth Section Road sewer project because of interest rates. This will forego the BAN process.

Superintendent of Highways Fred Perrine reported that the Spring Pick-up is in process. The disc golf course at the park is progressing well. The baskets have been ordered, 80% of the clearing has been done, a couple of holes will be changed because of the new baseball field, and Highway Department employees have assisted in the use of equipment for the clearing.

Through RPAC a group has requested the development of a cross-country running course at the Park. There will be a meeting tomorrow at the Park at 4:30 p.m.

Mr. Perrine has almost completed the annual report for the Federal Phase II Stormwater Management Program. The annual meeting will be on Thursday night, April 27, 2006, at 7:30 p.m. at the Greece Town Hall. They are working on construction site runoff regulations that will need to be adopted by the Town. Councilperson Windus-Cook asked if there is a need for another clean up to be done. Mr. Perrine reported that it is strictly voluntary but it would be beneficial to schedule another one for this year.

Councilperson Ferris reported that he had met with Nancy Duff at the Senior Center. There is a personnel matter that will need to be discussed in executive session. Mr. Ferris also met with the guys developing the disc golf course. They are reporting that it should be fantastic and once the baskets are in place it can be opened. They have purchased commemorative discs for a grand opening. This remains to be scheduled.

RESOLUTIONS

RESOLUTION NO. 59

Amend Cemetery Foundation Charges

- WHEREAS, due to the increase in costs of concrete and foundation materials the Superintendent of Highways is requesting an immediate change in foundation charges; and
- WHEREAS, the Superintendent of Highways is requesting a change that would allow flexibility if the costs go back down or continue to rise; and
- WHEREAS, both the High Street Cemetery and Lakeview Cemetery have available space.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby adopt an amendment to the Foundation Charges for both High Street Cemetery and Lakeview Cemetery.

Sec. 2. That the amendment read as follows:

Foundation Charges

Contractor's price for installation plus 10%

Minimum charge \$100

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

Submitted – April 25, 2006

Adopted

RESOLUTION NO. 60

Appoint Seasonal Laborer – Cliff

WHEREAS, the Superintendent of Highways has requested additional assistance in the Highway Department during the spring/summer seasons.

WHEREAS, the Superintendent of Highways has recommended hiring Sean Cliff for the 2006 spring/summer season.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby appoint Sean Cliff as a Seasonal Laborer.

Sec. 2. That the rate of pay will be \$7.50 per hour.

Sec. 3. That the start date will be April 24, 2006.

Sec. 4. 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>Absent</u>
Councilperson Connors	<u>Aye</u>
Councilperson Ferris	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Lester	<u>Aye</u>

Submitted – April 25, 2006

Adopted

RESOLUTION NO. 61

Authorize Sale of Excess Equipment

WHEREAS: The Superintendent of Highways has determined that the following equipment is excess and/or obsolete:

- 1983 Ford One Ton Dump
- Ferris Walk Behind Lawnmower
- Jacobsen Model HR-5111 Mower; and

WHEREAS: Mr. Perrine has recommended that this equipment be sold at the municipal auction in Palmyra, New York, on May 20, 2006.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That upon recommendation of the Superintendent of Highways, the Town Board hereby authorizes the sale of the 1983 Ford One Ton Dump, Ferris Walk Behind Lawnmower and the Jacobsen Model HR-5111 Mower.

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

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

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

Submitted – April 25, 2006

Adopted

RESOLUTION NO. 62 Authorize Supervisor to Sign Amendment to Escrow Agreement for Route 31 Traffic Improvements with Wal-Mart Real Estate Business Trust

WHEREAS, on January 24, 2006, the Sweden Town Board authorized the Supervisor to sign an escrow agreement for Route 31 Traffic Improvements with Wal-Mart Real Estate Business Trust; and
 WHEREAS, the Supervisor executed said escrow agreement on March 21, 2006; and
 WHEREAS, Wal-Mart Real Estate Business Trust and the Sweden Town Board wish to make an amendment to said escrow agreement.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Sweden Town Board hereby authorizes the Supervisor to execute Amendment One of the Escrow Agreement for Route 31 Traffic Improvements between the Town of Sweden and Wal-Mart Real Estate Business Trust.
- Sec. 2. 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>Absent</u>
Councilperson Connors	<u>Aye</u>
Councilperson Ferris	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Lester	<u>Aye</u>

Submitted – April 25, 2006

Absent

RESOLUTION NO. 63 Authorize Material Bids for Shumway Road/Sweden Walker Road Water Main Project

WHEREAS, The Shumway Road/Sweden Walker Road water district extension was established in 2005; and

WHEREAS, The Town of Sweden Highway Department desires to proceed with installation of said materials for the Shumway Road/Sweden Walker Road Watermain Improvement Project; and

WHEREAS, There is a need for all related materials and appurtences and blasting to complete the Shumway Road/Sweden Walker Road Watermain Improvement Project.

WHEREAS, The Town Board has contracted with MRB Group for engineering services to proceed with the specific plans for the construction of the water mains.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That MRB Group has been contracted to create the necessary material and blasting specifications for the Shumway Road/Sweden Walker Road Watermain Improvement Project.

Sec. 2. That upon receipt of such specifications, the Town Clerk is directed to advertise for bids as required by law.

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

Submitted – April 25, 2006

Adopted

RESOLUTION NO. 64 Authorize Supervisor to Sign Memorandum of Understanding with New York State Office of Real Property Services

WHEREAS: The Town Assessor has recommended that Sweden continue to participate in the New York State Office of Real Property Services’ annual reassessment plan; and

WHEREAS: The Town Board supports efforts to sustain an equitable assessment roll; and

WHEREAS: The New York State Office of Real Property Services has prepared a Memorandum of Understanding regarding the annual reassessment plan; and

WHEREAS: The Town Assessor has recommend that the Town enter into the Memorandum of Understanding.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Sweden Town Board hereby authorizes the Supervisor to sign the Memorandum of Understanding with the New York State Office of Real Property Services.

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

Submitted –April 25, 2006

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 Windus-Cook authorizing payment of the bills in Abstract 4 dated April 26, 2006 in the amount of \$86,496.08. All voted in favor of the motion – 4 ayes. Motion adopted.

General Fund: In the amount of \$76,704.61 as set forth in Abstract 4 dated April 26, 2006.

Highway Fund: In the amount of \$9,494.47 as set forth in Abstract 4 dated April 26, 2006.

Special Districts Fund: In the amount of \$297.00 as set forth in Abstract 4 dated April 26, 2006.

DISCUSSION AND ANNOUNCEMENTS

Supervisor Lester reported receiving a Letter of Credit from Wal-Mart for the Route 31 improvements. Councilperson Windus-Cook made a motion that was seconded by Councilperson Ferris to approve the Letter of Credit from Wal-Mart for an amount up to \$150,000 for Route 31 improvements. All voted in favor of the motion – 4 ayes. Motion adopted.

There will be a workshop at the fire hall next Tuesday, May 2, 2006, at 7:00 p.m. Earlier on the 2nd there will be a workshop with the Town Board of Clarkson at 5:30 p.m. at the Sweden Town Hall.

At 8:03 p.m. Councilperson Ferris made a motion that was seconded by Councilperson Windus-Cook to move into executive session to discuss a personnel matter at the Senior Center. All voted in favor of the motion – 4 ayes. Motion adopted. At 8:25 p.m. Councilperson Ferris made a motion that was seconded by Councilperson Connors to resume the regular meeting and leave executive session. All voted in favor of the motion – 4 ayes. Motion adopted.

ADJOURNMENT

As there was no further business to come before the Board, Councilperson Connors made a motion that was seconded by Councilperson Ferris to adjourn the April 25, 2006, regular meeting of the Town Board at 8:26 p.m. All voted in favor of the motion – 4 ayes. Motion adopted.

Respectfully submitted,

Marleen M. Cain
Deputy Town Clerk