

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, June 22, 2010.

Town Board Members present were Supervisor John Milner, Councilperson Rob Carges, Councilperson Patricia Connors, Councilperson Mike Myers and Councilperson Danielle Windus-Cook. Also present were Finance Director Leisa Strabel, Superintendent of Highways Fred Perrine, Town Attorney Jim Bell and Town Clerk Karen M. Sweeting. Attorney Reuben Ortenberg arrived at 7:40 p.m.

Visitors present were Tim Bates, Cora Schrader, Vesta Teeter, Jim and Joan Hamlin, Francisco Borryo and Karen Zok.

Supervisor Milner called the meeting to order at 7:30 p.m. and asked everyone present to say the Pledge to the Flag. Supervisor Milner then acknowledged the presence of the visitors and asked if there were any comments or questions.

Resident Vesta Teeter stated she was present as a representative for the Senior Center. She requested more program options for the seniors at the center and was very happy to see Ricki DeBaun working back at the Senior Center a few days a week.

No other comments.

APPROVAL OF MINUTES

Councilperson Connors made a motion that was seconded by Councilperson Carges to accept the minutes of the regular meeting held on May 25, 2010. All voted in favor of the motion - four ayes. Councilperson Myers abstained due to his absence from such meeting. Motion adopted.

SUPERVISOR'S CORRESPONDENCE

2010 Received From:

Comments:

*1. Robert Connors, Sweden Justice

Request to attend training – July 9 & 10

RE: #1 Councilperson Carges made a motion that was seconded by Councilperson Myers to grant the request of Judge Connors to attend training July 9th & 10th. All voted in favor of the motion – four ayes. Councilperson Connors abstained. Motion adopted.

REPORTS

Superintendent of Highways Fred Perrine reported that restoration for the Shumway Road water main project is complete; work on the multi-use fields at the Sweden Town Park continue; resuming county road work with the passing of the CHIPS program; and worked with volunteers from the Brockport Free Methodist Church cleaning up Lakeview Cemetery and the entrance to Sweden Village.

Town Attorney Jim Bell reported updates to litigation.

Finance Director Leisa Strabel stated that a Maintenance Bond was received from Homestead Properties, Inc. for the Villas at Brandon Woods in the amount of \$49,800 effective March 22, 2010 and to expire September 21, 2011. Town Attorney Jim Bell has reviewed and approved the Maintenance Bond as submitted.

***Motion** made by Councilperson Windus-Cook that was seconded by Councilperson Connors to accept the Maintenance Bond received from Homestead Properties, Inc. for the Villas

at Brandon Woods in the amount of \$49,800 effective March 22, 2010 and to expire September 21, 2011. All voted in favor of the motion. Motion adopted.

Councilperson Carges reported that he met with a consultant from National Grid to discuss a cost savings proposal for the Sweden Clarkson Community Center.

Councilperson Windus-Cook reported that the Farmers’ Museum Committee has completed renovations in the museum. The annual Sweden Harvest Festival will be held on September 18th. The Sparkleberry Twig held their annual Movie Night at the Farmers’ Museum and donated \$100 back to the museum.

Councilperson Myers reported that he met with SSAI and brought back several sign options to the board for review. Discussion. The Town Board is very concerned with the placement of the sign – safety issues with exiting the parking lot. They do not want the sign to obstruct the view of drivers leaving the parking lot.

***Motion** made by Councilperson Windus-Cook that was seconded by Councilperson Connors to approve the request of SSAI to place a sign at the Senior Center – SSAI to purchase the sign and cover the installation costs of the sign (no cost to the Town). All voted in favor of the motion. Motion adopted.

Mr. Myers also reported that he worked with the Walk Bike Action! group of Brockport cleaning/trimming the trails at the Sweden Town Park.

Councilperson Connors reported that she attended a Pre-Disaster Mitigation committee meeting. The county will submit a draft plan to the state and if approved it will be forwarded to FEMA. Mrs. Connors would like to meet with the local representatives to review the local plan. There is legislation that needs to be adopted in August by local municipalities.

Supervisor Milner attended Veterans’ Day celebrations at the Middle School and the Brockport Vets Club. Section Five baseball games were held at Nietopski Field on June 1st and 4th. Mr. Milner also attended an open house event featuring an interactive video promoting the history of Towns and Villages in Monroe County. He also attended a breakfast meeting with Senator Maziarz, Assemblyman Reilich, County Executive Brooks and Councilperson Connors; a Council of Governments meeting; and the Supervisor’s Association meeting.

RESOLUTIONS

RESOLUTION NO. 60

Recognizing & Welcoming
Migrant Farm Workers

WHEREAS, agriculture is the number one industry in New York State and the approximately 1,000 migrant farm workers who come to the Sweden area constitute the backbone of our area's agricultural workforce; and

WHEREAS, these farm workers are members of our community for approximately six months of each year while they plant and harvest crops; and

WHEREAS, as residents of the Sweden community, migrant farm workers make a substantial contribution to our local business economy.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden designates the week of June 21 through June 27, 2010 as a week of recognition of the presence and contributions of our local farms and farmworkers.

Sec. 2. That Sunday, June 27, 2010 is proclaimed the Day of Welcome, “Bienvenida”, the special welcome celebration for the migrant workers.

Sec. 3. That the Town Board of the Town of Sweden does give their support to the good relations between the migrant farm workers and the residents of the Town of Sweden.

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

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Aye</u>
Councilperson Connors	<u>Aye</u>
Councilperson Myers	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Milner	<u>Aye</u>

Submitted – June 22, 2010

Adopted

RESOLUTION NO. 61 Appoint Recreation Assistant Rickard

WHEREAS, the recreation department will be running a day camp this summer of 2010; and

WHEREAS, Recreation Director David Scott has recommended hiring seasonal staff for this program.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby appoint Kevin Rickard to the position of Recreation Assistant, seasonal, noncompetitive, for the time period of June 18, 2010, to August 20, 2010, at the rate of pay \$7.25 per hour.

Sec. 2. 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 Myers	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Milner	<u>Aye</u>

Submitted – June 22, 2010

Adopted

RESOLUTION NO. 62 Authorize Supervisor to Sign National Grid Energy Conservation Program Agreements

WHEREAS, the Superintendent of Highways has recommended that the Town of Sweden enter into an agreement with National Grid for an energy conservation program at the Highway Garage, 40 White Road; and

WHEREAS, the Recreation Director has recommended that the Town of Sweden enter into an agreement with National Grid for an energy conservation program at the Sweden Clarkson Community Center, 4927 Lake Road; and

WHEREAS, the Town Attorney has reviewed and approved the attached Energy Conservation Program Agreements.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Supervisor be authorized to sign the National Grid Energy Conservation Program Agreements.

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

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

Discussion: Councilperson Carges made motion that was seconded by Councilperson Windus-Cook to amend said resolution to include an agreement for the Sweden Clarkson Community Center. (Italics above) All voted in favor of the motion. Motion adopted.

VOTE BY ROLL CALL AND RECORD AS AMENDED:

Councilperson Carges	<u>Aye</u>
Councilperson Connors	<u>Aye</u>
Councilperson Myers	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Milner	<u>Aye</u>

Submitted – June 22, 2010

Adopted

RESOLUTION NO. 63 Authorize Expenses from Water Reserve Fund

WHEREAS, a reserve fund known as “Reserve for Water Improvements” was duly established; and

WHEREAS, the Town is allowed to use the monies to improve the Town’s water system; and

WHEREAS, it has been determined that the Swamp Road/Salmon Creek Road Water Improvement project is an improvement to the Town’s water system.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby authorize the use of \$158,600 from the water reserve fund (HH) for the Swamp Road/Salmon Creek Road Water improvement project.

Sec. 2. That the Finance Director is directed to transfer any residual funds at the completion of the project to the water operation fund (SW) and close the Reserve for Water Improvements Fund.

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 Carges
Seconded by Councilperson Connors

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges Aye

Councilperson Connors Aye

Councilperson Myers Aye

Councilperson Windus-Cook Aye

Supervisor Milner Aye

Submitted – June 22, 2010

Adopted

RESOLUTION NO. 64

Award Bid for Directional Drilling
Swamp Road/Salmon Creek Road
Watermain Improvement Project

WHEREAS, the Town Clerk of the Town of Sweden advertised for the submission of sealed bids in accordance with Section 103 of Article 5-A of the General Municipal Law for directional drilling of the proposed Swamp Road/Salmon Creek Road Watermain Extension and the following bids were received and opened on June 11, 2010 at 10:00 AM:

Ontario Underground \$66,250 subtotal base
\$68,650 with alternate

Burrows Brothers Drilling \$62,000 subtotal base
\$65,650 with alternate

WHEREAS, after review by MRB/Group, Engineering, Architecture, Surveying, P.C. and the Highway Superintendent, they have recommended awarding the bid for directional drilling to Burrows Brothers Drilling with no alternate.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board, upon recommendation of MRB/Group and the Highway Superintendent, awards the bid for directional drilling of the proposed Swamp Road/Salmon Creek Road Water Main Project to Burrows Brothers Drilling for the bid price of \$62,000 with no alternate.

Sec. 2. That the Director of Finance is authorized to pay the invoices from the Reserve for Water Improvements Fund.

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

MOTION for adoption of this resolution by Councilperson Connors

Seconded by Councilperson Myers

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Aye</u>
Councilperson Connors	<u>Aye</u>
Councilperson Myers	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Milner	<u>Aye</u>

Submitted – June 22, 2010

Adopted

RESOLUTION NO. 65

Award Material Bid for Swamp Road/Salmon Creek Road Water Improvement Project

WHEREAS, the Town Clerk advertised for bids pursuant to law for water main materials for the Swamp Road/Salmon Creek Road Water Improvement Project and the following bids were received and opened on June 11, 2010 at 10:00 AM:

Blair Supply Corporation 785 Beahan Road Rochester, New York 14624	Total Bid Price \$90,164.34
Vellano Bros., Inc. 795 Beahan Road Rochester, New York 14624	Total Bid Price \$89,433.73
M.J. Pipe & Supply Corporation 609 Buffalo Road Rochester, New York 14611	Total Bid Price \$90,164.34
RAMSCO 1220 Brighton Henrietta TL Road Rochester, New York 14623	Total Bid Price \$93,021.70
Everett J. Prescott 797 Main Road Rt. 5 Corfu, New York 14036	Total Bid Price \$93,280.19

WHEREAS, after review by MRB/Group, Engineering, Architecture, Surveying, P.C and the Highway Superintendent, they have recommended awarding the bid for the water main materials to Vellano Brothers, Inc., 795 Beahan Road, Rochester, New York 14624.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board, upon recommendation of MRB/Group, Engineering, Architecture, Surveying, P.C. and the Highway Superintendent, awards the bid for the water main materials for the Swamp Road/Salmon Creek Road Water Improvement Project to Vellano Bros., Inc, 795 Beahan Road, Rochester, New York 14624 for the bid price of \$89,433.73.

Sec. 2. That the Director of Finance is authorized to pay the invoices from the Reserve for Water Improvements Fund.

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

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Aye</u>
Councilperson Connors	<u>Aye</u>
Councilperson Myers	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Milner	<u>Aye</u>

Submitted – June 22, 2010

Adopted

RESOLUTION NO. 66

Award Bid for Rock Blasting
Swamp Road/Salmon Creek Road
Watermain Improvement Project

WHEREAS, the Town Clerk of the Town of Sweden advertised for the submission of sealed bids in accordance with Section 103 of Article 5-A of the General Municipal Law for line drilling and blasting of rock along the proposed Swamp Road/Salmon Creek Road Watermain Extension and the following bid was received and opened on June 11, 2010 at 10:00 AM:

Nothnagle Enterprises, Inc.	\$17.75/LF
1821 Scottsville Mumford Road	
Scottsville, New York 14546	

WHEREAS, after review by MRB/Group, Engineering, Architecture, Surveying, P.C. and the Highway Superintendent, they have recommended awarding the bid for rock blasting to Nothnagle Enterprises, Inc., 1821 Scottsville Mumford Road, Scottsville, NY 14546.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board, upon recommendation of MRB/Group and the Highway Superintendent, awards the bid for line drilling and blasting of rock along the proposed Swamp Road/Salmon Creek Road Water Main Project to Nothnagle Enterprises, Inc., 1821 Scottsville Road, Scottsville, NY 14546 for the bid price of \$17.75/LF and not to exceed \$65,142.50.

Sec. 2. That the Director of Finance is authorized to pay the invoices from the Swamp Road/Salmon Creek Road capital project.

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

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Aye</u>
Councilperson Connors	<u>Aye</u>
Councilperson Myers	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Milner	<u>Aye</u>

Submitted – June 22, 2010

Adopted

RESOLUTION NO. 67

Authorizing Intermunicipal Agreement
Monroe County Stormwater Coalition

WHEREAS, the Town of Sweden is a member of the Monroe County Stormwater Coalition;
and

WHEREAS, the Coalition has prepared a new Stormwater Coalition Intermunicipal
Agreement; and

WHEREAS, the Highway Superintendent Fred Perrine, as the Town of Sweden representative
to the Stormwater Coalition, recommends that the Town enter into said
agreement.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Supervisor is hereby authorized to execute the Stormwater Coalition
Intermunicipal Agreement upon the review and recommendation of the Town
Attorney.

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>Aye</u>
Councilperson Connors	<u>Aye</u>
Councilperson Myers	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Milner	<u>Aye</u>

Submitted – June 22, 2010

Adopted

RESOLUTION NO. 68

Extending a Moratorium on Wind Towers/Turbines/Spires

WHEREAS, the Town Board of the Town of Sweden will develop a code either regulating or
banning the construction of wind towers/turbines/spires; and

WHEREAS, a moratorium on the construction of wind towers is due to expire June 30, 2010
and the Board requires additional time to study proposed regulations; and

WHEREAS, the Board believes that a three month extension will suffice; and

WHEREAS, a duly advertised Public Hearing was held on June 22, 2010 at 7:15 PM, at the Sweden Town Hall, 18 State Street, Brockport New York and all those wishing to be heard, for or against the extension of a moratorium on the construction of wind towers/turbines/spires, were heard.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden extends the moratorium on the construction of wind towers/turbines/spires effective until September 30, 2010 or until the time the code is completed, whichever occurs first.

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

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Aye</u>
Councilperson Connors	<u>Aye</u>
Councilperson Myers	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Milner	<u>Aye</u>

Submitted – June 22, 2010

Adopted

APPROVAL FOR PAYMENT OF BILLS

All of the Board members reviewed the invoice audit journal. Councilperson Carges made a motion that was seconded by Councilperson Connors authorizing payment of the bills in Abstract 6 dated June 23, 2010 in the amount of \$181,956.71. All in attendance voted in favor of the motion. Motion adopted.

General Fund: In the amount of \$71,223.11 as set forth in Abstract 6 dated June 23, 2010.

Highway Fund: In the amount of \$19,090.86 as set forth in Abstract 6 dated June 23, 2010.

Special Fund: In the amount of \$91,642.74 as set forth in Abstract 6 dated June 23, 2010.

DISCUSSION AND ANNOUNCEMENTS

Workshop scheduled for June 29, 2010, at 7:00 p.m. with the Town of Clarkson and the Village of Brockport.

EXECUTIVE SESSION

Councilperson Carges made a motion that was seconded by Councilperson Connors to go into executive session at 8:15 p.m. to discuss legal matters. All voted in favor of the motion. Motion adopted.

No action taken.

Councilperson Carges made a motion that was seconded by Councilperson Windus-Cook to leave executive session and return to the regular meeting at 9:36 p.m.

ADJOURNMENT

As there was no further business to come before the Board, Councilperson Carges moved to adjourn the June 22, 2010 meeting of the Sweden Town Board at 9:37 p.m. Councilperson Connors seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk