

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 28, 2011.

Town Board Members present were Supervisor John Milner, Councilperson Rob Carges, Councilperson Pat Connors, Councilperson Rebecca Donohue and Councilperson Michael Myers. Also present were Director of Finance Leisa Strabel and Town Clerk Karen M. Sweeting. Superintendent of Highways Fred Perrine arrived at 7:50 p.m.

Visitors present were residents Jim Hamlin, Don Roberts and Rhett King.

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 was anyone that would like to speak.

No one spoke.

APPROVAL OF MINUTES

Councilperson Connors made a motion that was seconded by Councilperson Myers to accept the minutes of the Joint Meeting held on May 24, 2011. All voted in favor of the motion. Motion adopted.

Councilperson Carges made a motion that was seconded by Councilperson Connors to accept the minutes of the regular meeting held on May 24, 2011. All voted in favor of the motion – four ayes. Councilperson Donohue abstained due to her absence from such meeting. Motion adopted.

SUPERVISOR'S CORRESPONDENCE

2011	Received From:	Comments:
*1.	Mayor Maria C. Castaneda, Mayor, Village of Brockport	Letter requesting to meet to discuss fire contract
*2.	Michael Garland, Director, MC Dept. of Environmental Services	Household hazardous waste collection event

*Board has copies

REPORTS

Councilperson Donohue attended a Genesee Finger Lakes Regional Local Government workshop, the Military Appreciation Day, the Memorial Day celebration and a Fire Committee meeting.

Councilperson Myers attended the Independence Day luncheon at the Senior Center.

Councilperson Connors attended the local government workshop with Councilperson Donohue and also attended the Military Appreciation Day and the Memorial Day celebration.

Councilperson Carges reported that the parking lot at the SCCC looks great.

Finance Director Leisa Strabel reported that she has been assisting the Town of Clarkson with new finance software and attended a Workers' Compensation meeting and a Civil Service training meeting.

Supervisor Milner attended the Memorial Day celebration, a Monroe County Supervisors' meeting and a ribbon cutting at Ledgesdale Airpark for the new sports aviation center.

Superintendent of Highways Fred Perrine reported on the status of the county jobs on Capen and Gallup Roads – grinding and double surface treating. Property restoration is near completion for the Swamp Road and Salmon Creek Road water main.

Councilperson Myers is on the planning committee for the Brockport Arts Festival this year. There was discussion as to the Town of Sweden’s facilities use fee and reimbursement for staff time from BISCO.

RESOLUTIONS

RESOLUTION NO. 60

Authorizing Supervisor to Enter into
Agreement with Capen Hose Company

WHEREAS, the Town of Sweden requires the use of certain facilities owned by the Capen Hose Company; and

WHEREAS, the parties desire to enter into an agreement whereby the Capen Hose Company will make such facilities available to the Town of Sweden.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden hereby authorizes the Supervisor to enter into an agreement with the Capen Hose Company for the use of its facilities.
- Sec. 2. That the agreement is subject to the review of the Town Attorney.
- Sec. 3. That this resolution shall take effect immediately.

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

- Councilperson Carges Aye
- Councilperson Connors Aye
- Councilperson Donohue Aye
- Councilperson Myers Aye
- Supervisor Milner Aye

Submitted – June 28, 2011

Adopted

RESOLUTION NO. 61

Appoint Member to the Town of Sweden
Environmental Conservation Board – Rubiano

WHEREAS, a vacancy exists on the Town of Sweden Environmental Conservation Board; and

WHEREAS, the vacancy was duly advertised; and

WHEREAS, David Rubiano expressed interest in the position.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden does hereby appoint David Rubiano to the vacancy on the Environmental Conservation Board.
- Sec. 2. That this term of membership will begin June 28, 2011 and end on December 31, 2013.
- Sec. 3. That this resolution shall take effect immediately.

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges Aye
Councilperson Connors Aye
Councilperson Donohue Aye
Councilperson Myers Aye
Supervisor Milner Aye

Submitted – June 28, 2011

Adopted

RESOLUTION NO. 62 Appoint Recreation Assistants for Summer 2011

WHEREAS, the recreation department will be running a day camp this summer of 2011; and

WHEREAS, the Recreation Director 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 the following people to the positions of Recreation Assistant, seasonal, noncompetitive, for the time period of June 24, 2011, to August 26, 2011, at the rate of pay following their names:

Doug Dupree	\$9.00 per hour
Rebecca Wright	\$8.00 per hour
Erin Bittner	\$7.25 per hour
Victoria Brudz	\$7.25 per hour
Nicholas Tryka	\$7.25 per hour
James W. Cook	\$7.25 per hour
Wyatt Benda	\$7.25 per hour
Divonte Merrill	\$7.25 per hour

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

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges Aye
Councilperson Connors Aye
Councilperson Donohue Aye
Councilperson Myers Aye
Supervisor Milner Aye

Submitted – June 28, 2011

Adopted

RESOLUTION NO. 63 Authorize Wage Increase – Hutton

WHEREAS, Charles Hutton has satisfactorily completed his six-month probationary period; and

WHEREAS, the Town Board believes Mr. Hutton should receive a wage increase.

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 pay for Charles Hutton from \$11.40 per hour to \$11.74 per hour.

Sec. 2. That this resolution shall take effect July 2, 2011.

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges Aye

Councilperson Connors Aye

Councilperson Donohue Aye

Councilperson Myers Aye

Supervisor Milner Aye

Submitted – June 28, 2011

Adopted

RESOLUTION NO. 64

Authorize Salary Increase Vecellio

WHEREAS, Bradly Vecellio’s duties at the Community Center have been changed; and

WHEREAS, the Recreation Director has recommended a salary increase for Mr. Vecellio.

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 Bradly Vecellio from \$7.25 to \$8.00 per hour.

Sec. 2. That this resolution shall take effect June 18, 2011.

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges Aye

Councilperson Connors Aye

Councilperson Donohue Aye

Councilperson Myers Aye

Supervisor Milner Aye

Submitted – June 28, 2011

Adopted

RESOLUTION NO. 65

Authorize Supervisor to Sign Restated Certificate of

Incorporation for Royal Gardens Apartments

WHEREAS, the Royal Gardens Housing Development Fund Corporation is refinancing the apartment complex through HUD; and

WHEREAS, the project was constructed under Article XI of the Private Housing Finance Law of the State of New York; and

WHEREAS, Article XI requires the consent of the chief fiscal officer of the Town of Sweden as part of the incorporation process; and

WHEREAS, in 1990, Sweden Town Supervisor John Henion signed the original Certificate of Incorporation for the Royal Gardens Housing project ; and

WHEREAS, the Development Fund Corporation has requested that the current Town Supervisor sign the Restated Certificate of Incorporation.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Sweden Town Board hereby authorizes the Supervisor to sign the Restated Certificate of Incorporation for Royal Gardens Apartments.
- Sec. 2. That this resolution shall take effect immediately.

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Aye</u>
Councilperson Connors	<u>Aye</u>
Councilperson Donohue	<u>Aye</u>
Councilperson Myers	<u>Aye</u>
Supervisor Milner	<u>Aye</u>

Submitted – June 28, 2011

Adopted

RESOLUTION NO. 66

Authorizing Property Clean-up Charges to Be Added to Property Tax Bill

WHEREAS, Sweden Town Code Section 141(5)(K) requires lawns to be kept cut and to not exceed 10 inches in height; and

WHEREAS, Sweden Town Code Section 141(5)(K) states that failure of a property owner to comply within five days of notification that the lawn exceeds 10 inches will result in the Town taking action to have the lawn cut; and

WHEREAS, Sweden Town Code Section 141(5)(K) further states that all costs associated with such action shall be assessed upon the real property; and

WHEREAS, on May 26, 2011, the property at 57 Crestview Drive was found in violation of Sweden Town Code Section 141(5)(K) with the lawn exceeding 10 inches in length; and

WHEREAS, the Sweden Building Code Enforcer notified the property owner of the violation on May 26, 2011; and

WHEREAS, the Property Owner failed to fully comply to Sweden Town Code Section 141(5)(K) within five days; and

WHEREAS, the Sweden Highway Department cut the lawn on June 13, 2011; and

WHEREAS, the Town Board wishes to assess the real property for the cost of cutting the lawn.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby assess 57 Crestview Drive \$322.70 as the cost for cutting the grass inclusive of labor, equipment and administrative costs.

Sec. 2. That the Town Board of the Town of Sweden hereby directs the Building Code Enforcer to bill the property owner for \$322.70.

Sec.3. That if said bill is not paid by September 1, 2011, the Town Board of the Town of Sweden hereby directs the Assessor to add \$322.70 to the 2011 town tax bill of said property.

Sec. 4. 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 Donohue	<u>Aye</u>
Councilperson Myers	<u>Aye</u>
Supervisor Milner	<u>Aye</u>

Submitted – June 28, 2011

Adopted

RESOLUTION NO. 67

Standard Work Day and Reporting

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town of Sweden location code 30156 hereby establishes the following (see Schedule A) as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees’ Retirement System based on the time keeping system records or the record of activities maintained and submitted by these officials

Sec. 2. 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 Donohue	<u>Aye</u>
Councilperson Myers	<u>Aye</u>
Supervisor Milner	<u>Aye</u>

Submitted – June 28, 2011

Adopted

RESOLUTION NO. 68

Award Bid for 2008 Ford F350

WHEREAS, on May 24, 2011, the Town Board of the Town of Sweden authorized the disposal of the building and grounds department’s 2008 Ford F350, identification number 1FTWW31568EC38695 through a contract with Auctions International, Inc.; and

WHEREAS, the Town Board of the Town of Sweden set a minimum sale price of \$21,000; and

WHEREAS, the on-line auction ended on June 27, 2011 with an apparent high bid of \$20,500.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Sweden Town Board hereby rescinds the minimum sale price of \$21,000 and accepts the high bid of \$20,500.
- Sec. 2. That the acceptance is subject to the confirmation of the on-line bid by the Town of Sweden Finance Director and review by the Sweden Town Attorney.
- Sec. 3. That there will be no charges to the Town of Sweden for auction services per the contract with Auctions International, Inc.
- Sec. 4. That the Supervisor is authorized to sign any documents required for the transaction.
- Sec. 5. That this resolution shall take effect immediately.

MOTION for adoption of this resolution by Councilperson Donohue

Seconded by Councilperson Connors

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	<u>Aye</u>
Councilperson Connors	<u>Aye</u>
Councilperson Donohue	<u>Aye</u>
Councilperson Myers	<u>Aye</u>
Supervisor Milner	<u>Aye</u>

Submitted – June 28, 2011

Adopted

RESOLUTION NO. 69

Accepting Resignation of Recreation Director David R. Scott and Authorizing Supervisor to Sign Settlement Agreement and General Release

WHEREAS, the Sweden Town Board is desirous of ending all aspects of its employment relationship with David R. Scott effective July 1, 2011; and

WHEREAS, Town of Sweden Attorney James D. Bell has prepared a Settlement Agreement and General Release to effect the dissolution of David R. Scott’s employment with the Town of Sweden; and

WHEREAS, Recreation Director David R. Scott has submitted his resignation effective July 1, 2011 by signing the aforementioned Settlement Agreement and General Release.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. The Sweden Town Board hereby accepts David R. Scott’s resignation as Sweden Recreation Director effective July 1, 2011.

Sec. 2 The Sweden Town Board hereby authorizes Sweden Town Supervisor John Milner to execute the Settlement Agreement and General Release.

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 Donohue	<u>Aye</u>
Councilperson Myers	<u>Aye</u>
Supervisor Milner	<u>Aye</u>

Submitted – June 28, 2011

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 29, 2011 in the amount of \$212,943. All voted in favor of the motion. Motion adopted.

General Fund: In the amount of \$101,942.94 as set forth in Abstract 6 dated June 29, 2011.

Highway Fund: In the amount of \$22,051.52 as set forth in Abstract 6 dated June 29, 2011.

Special Fund: In the amount of \$88,948.54 as set forth in Abstract 6 dated June 29, 2011.

DISCUSSION AND ANNOUNCEMENTS

A special Town Board meeting was scheduled for Tuesday, July 5, 2011 at 6 pm and a special joint meeting with the Town of Clarkson was scheduled for Wednesday, July 6, 2011 at 5 pm.

EXECUTIVE SESSION

Councilperson Connors made a motion that was seconded by Councilperson Donohue to go into executive session at 8:08 p.m. to discuss a legal matter. All voted in favor of the motion. Motion adopted.

No action taken.

Councilperson Connors made a motion that was seconded by Councilperson Donohue to leave executive session and return to the regular meeting at 8:18 p.m. All voted in favor of the motion. Motion adopted.

ADJOURNMENT

As there was no further business to come before the Board, Councilperson Carges moved to adjourn the June 28, 2011 meeting of the Sweden Town Board at 8:19 p.m. Councilperson Donohue seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk