

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, July 26, 2005.

Town Board Members present were Supervisor Buddy Lester, Councilperson Rob Carges, Councilperson Patricia Connors, Councilperson Tom Ferris, and Councilperson Danielle Windus-Cook. Also present were Finance Director Leisa Strabel, Building Inspector Bill Weber, Town Attorney James Bell, and Town Clerk Karen Sweeting.

Visitors present were Timothy P. Bates from 69 Royal Gardens Way, Frank Lapinski from 4016 Sweden Walker Road, and Jim and Joan Hamlin from 50 Park Avenue.

Supervisor Lester called the meeting to order at 7:30 p.m. and asked everyone present to say the Pledge to the Flag. Supervisor Lester then acknowledged the presence of the visitors and asked if anyone would like to speak. There was no one.

APPROVAL OF MINUTES

Councilperson Windus-Cook made a motion that was seconded by Councilperson Connors to accept the minutes of the Regular Town Board Meeting held on July 12, 2005. All voted in favor of the motion – four ayes, Councilperson Ferris abstained due to his absence on July 12th. Motion adopted.

SUPERVISOR'S CORRESPONDENCE

2005 Received From:	Comments:
1. Sandra Cain, West Canal Road Resident	Comments on the Redman Road Rezoning
2. Peter Sharpe, County Line Road Resident	Letter of Interest – Planning Board and Zoning Board of Appeals
3. Carmella Mantello, Director, New York State Canal Corporation	As New Director, Explanation of New Direction for the Canal System
4. Thomas Schum, Office of Real Property Services	2005 Annual Aid for the Town of Sweden – Application Received
5. Katelyn Ellison	Resignation from Recreation Assistant PT
6. Colby Jones	Resignation from Student Helper

RE: #5 Councilperson Carges made a motion that was seconded by Councilperson Connors to accept the resignation of Katelyn Ellison from Recreation Assistant PT at the Sweden/Clarkson Community Center. All voted in favor of the motion. Motion adopted.

RE: #6 Councilperson Carges made a motion that was seconded by Councilperson Connors to accept the resignation of Colby Jones from Student Helper at the Sweden/Clarkson Community Center. All voted in favor of the motion. Motion adopted.

REPORTS

Councilperson Carges reported that there was an attempted break-in at the concession stand at the Sweden Town Park. The act was caught on video and they are in the process of identifying the individuals. The door was bent but the individuals did not get in. Town Attorney Jim Bell suggested obtaining an estimate of the cost to repair; the cost of damages may have an impact on what the individuals are charged with.

Councilperson Windus-Cook had no report.

Councilperson Ferris reported that he attended a foundation meeting with Supervisor Lester and the other members of the committee. They met with Chris Bourne and Jim Fallon

from the Brockport Central School District to formulate ideas of joint ventures between the school and the recreation department. They will meet again once the foundation has accumulated the funds to begin some projects. Mr. Ferris also reported that he attended an RPAC meeting to go over the current programs offered at the Sweden/Clarkson Community Center. The numbers are impressive and the majority of the programs are well attended. They are reconfiguring or possibly eliminating the programs that are not well attended to expand on the successful programs. They understand the need to accommodate the demands of the residents. Councilperson Carges stated that some of the programs overlapped in times so several interested individuals were unable to participate. Councilperson Ferris stated that was what the committee needed to hear and the overlapping was a result of the number of programs offered. Mr. Ferris would take the suggestions back to the committee.

Councilperson Connors had no report.

Supervisor Lester had no report.

Building Inspector Bill Weber had no report.

Town Attorney Jim Bell had no report.

RESOLUTIONS

RESOLUTION NO. 118

Budget Modifications

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Supervisor is hereby authorized to make the following modifications to the 2005 Town Budget:

\$375,000 from SW9 5031 Interfund Transfers to SW9 2801 Interfund Revenues	
\$9,529 from A1990.4 Contingent to A7110.2 Park Equipment	
\$204 from A9040.8 Workers Comp to A9050.8 Unemployment	
\$46 from B7310.4 Youth Services Programs Contractual to B8989.4 Cable TV Contractual	
\$2,608 from SW8 9710.6 Ban Principal to SW8 1310.4 Finance Services	
Increase A2349 Economic Assistance/ Opp	\$985
Increase A6772.2 Programs for Aging Equipment	\$985
Increase A2705 Gifts and Donations	\$40,260
Increase A1990.4 Contingent	\$40,260
Increase B2115 Planning Board Fees	\$1,500
Increase B1440.4 Engineer Contractual	\$1,500
Increase DB2665 Sale of Equipment	\$6,386
Increase DB5130.2 Machinery Equipment	\$6,386
Increase DB2302 Service Other Govts. County	\$979
Increase DB5147.1 County Rd. Mowing Pers.	\$612
Increase DB5148.1 Serv. Other Govts. Pers.	\$367

Sec. 2 That this resolution shall take effect immediately.

MOTION for adoption of this resolution by Councilperson Carges
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>Aye</u>

Submitted – July 26, 2005

Adopted

RESOLUTION NO. 119 Appoint Seasonal Laborer – Becker

WHEREAS, there is a vacancy in the position of Seasonal Laborer at the Sweden Highway Department in the Town of Sweden; and

WHEREAS, William J. Becker has been recommended for the position by the Superintendent of Highways.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden does hereby appoint William J. Becker as a Seasonal Laborer.
- Sec. 2. That the rate of pay will be \$8.00 per hour and the start date is July 21, 2005.
- 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>Aye</u>

Submitted – July 26, 2005

Adopted

RESOLUTION NO. 120 Appoint Member Zoning Board of Appeals – Sharpe

WHEREAS, a vacancy exists on the Zoning Board of Appeals; and

WHEREAS, the Town Board is desirous of filling the position and Peter Sharpe has expressed an interest in serving on the Board.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden hereby appoints Peter Sharpe of 4664 West County Line Road to serve as a member of the Zoning Board of Appeals from 07/27/2005 to 12/31/2006.
- Sec. 2. That this resolution shall take effect immediately.

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 Ferris Aye
- Councilperson Windus-Cook Aye
- Supervisor Lester Aye

Submitted – July 26, 2005

Adopted

RESOLUTION NO. 121 Authorize Wage Increase – Farraro

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 Thomas Farraro from \$8.50 per hour to \$9.50 per hour.
- Sec. 2. That this resolution shall take effect as of July 30, 2005.

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 Ferris Aye
- Councilperson Windus-Cook Aye
- Supervisor Lester Aye

Submitted – July 26, 2005

Adopted

RESOLUTION NO. 122 Authorize Wage Increase – Dalheim

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 Richard Dalheim from \$8.50 per hour to \$9.50 per hour.
- Sec. 2. That this resolution shall take effect as of July 30, 2005.

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>Aye</u>

Submitted – July 26, 2005

Adopted

RESOLUTION NO. 123

Ordering Public Hearing on the Expansion to Sweden Consolidated Water District – Shumway Road/Sweden-Walker Road Extension

In the matter of the Petition for the Establishment of the Shumway Road/Sweden Walker Road Water Extension to the Sweden Consolidated Water District in the Town of Sweden, Monroe County, New York

WHEREAS, a written petition, dated May 17, 2005 in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Sweden, Monroe County, New York for the establishment of a water district extension in said town to be bounded and described as follows:

All that tract, or parcel of land, situate in the Town of Sweden, County of Monroe, State of New York, as shown on a map entitled “District Map and Plan”, prepared by MRB Group, P.C., dated May, 2005, and being more particularly bound and described as follows:

Beginning at the intersection of the existing northerly line of the Colby Street/Sweden Walker Road Water District with the existing centerline of Sweden Walker Road, said point also being 500’ northerly of; as measured at right angles of, the existing centerline of Colby Street; thence,

1. Northerly, along the last mentioned existing centerline to a point of 500’ feet northerly of, as measured at right angles of, the existing centerline of Shumway Road; thence,
2. Westerly, running parallel to and 500; feet northerly of, as measured at right angles of, the existing centerline of Shumway Road, to a point at its intersection with the existing easterly boundary of Tax Map Parcel 084.03-1-13.122; thence,
3. Northerly, along the last mentioned existing easterly boundary of Tax Map Parcel 084.03-1-13.122 to a point at its intersection with the existing northerly boundary of Tax Map Parcel 084.03-1-13.122; thence,
4. Westerly, along the last mentioned existing northerly boundary, said boundary also being the existing common division line between Tax Map Parcel 084.03-1-13.122 with Tax Map Parcel 084.03-1-13.121, to a point at its intersection with the existing common division line between Tax Map Parcel 084.03-1-13.11 with Tax Map Parcel 084.03-1-13.121; thence,
5. Northerly, along the last mentioned common division line to appoint at its intersection with the existing common division line between Tax Map Parcel 084.03-1-13.11 with 084.03-1-19.1; thence,
6. Westerly, along the last mentioned existing common division line between to a point at its intersection with the existing common division line between Tax Map Parcel 084.01-2-77 with Tax Map Parcel 084.03-1-19.1; thence,
7. Southerly, through lands of Tax Map Parcel 084.03-1-13.11 and also along the existing common division line between Tax Map Parcel 084.03-1-13.11 with Tax Map Parcel 084.01-

- 2-78.1 and also along the existing water district to a point at its intersection with the existing common division line between Tax Map Parcel 084.01-2-78.1 with Tax Map Parcel 084.03-1-12.11; thence,
8. Westerly, along the last mentioned common division line and also along the common division line between Tax Map Parcel 084.03-1-12.11 with Tax Map Parcels 084.01-2-79, 084.01-2-19, 084.01-2-8.1 and 084.01-2-8.2 to a point at its intersection with the existing common division line between Tax Map Parcel 084.03-1-12.11 with 084.03-1-11; thence,
 9. Continuing westerly, along the existing northerly boundary of Tax Map Parcel 084.03-1-11 said boundary also being the existing common division line between Tax Map Parcel 084.03-1-11 with Tax Map Parcels 084.01-2-8.2, 084.01-2-8.3, 084.01-2-19 and 084.01-2-18, said line also being the southerly line of the existing water district to a point at its intersection with the existing common division line between Tax Map Parcel 084.03-1-11 with 084.03-1-9.1; thence,
 10. Continuing westerly, along the existing common division line between Tax Map Parcel 084.03-1-9.1 with Tax Map Parcels 084.01-2-18, 084.01-2-17 and 084.01-1-14.113 to a point at its intersection with the existing common division line between Tax Map Parcel 084.03-1-9.1 with Tax Map Parcel 084.03-1-8; thence,
 11. Southerly, along the last mentioned existing common division line to a point at its intersection with the existing centerline of Shumway Road; thence,
 12. Westerly, along the last mentioned existing centerline to a point at its intersection with the existing common division line between Tax Map Parcel 084.03-1-16.1 with 084.03-1-16.35; thence, along the existing Sweden Water District the following four (4) courses and distances:
 13. Southerly, along the last mentioned existing common division line to a point at its intersection with the existing common division line between Tax Map Parcel 084.03-1-16.1 with Tax Map Parcel 084.03-1-18.2; thence,
 14. Easterly, along the last mentioned common division line and also along the existing common division line between Tax Map Parcel 084.03-1-16.1 with Tax Map Parcel 084.03-1-22.21, 084.03-1-22.3, 084.03-1-22.12, 084.03-1-22.11 and 084.03-1-24 to a point at its intersection with the existing common division line between Tax Map Parcel 084.03-1-24 with 084.04-1-25.11; thence,
 15. Southerly, along the last mentioned common division line to a point said point being 500' northerly of, as measured at right angles of, the existing centerline of Colby Street; thence,
 16. Easterly, through the lands of Tax Map Parcel 084.04-1-25.11, running parallel to and 500' northerly of, as measured at right angles of, the existing centerline of Colby Street, to the point and place of beginning.

WHEREAS, the improvements proposed for the extension of municipal water service to the proposed Shumway Road/Sweden Walker Road extension to the Sweden Consolidated Water District are as follows:

- Connect to the 8" water main at the intersection of Colby Street and Sweden Walker Road (8" water main on Colby proposed to be installed in the summer of 2005).
- Install approximately 2,700 linear feet of 8" ductile iron water main and appertunences northerly along Sweden Walker Road to the Shumway Road intersection.
- Install approximately 6,800 feet of 8" ductile iron water main and appurtenances westerly on Shumway Road from its intersection with Sweden Walker Road.
- Install approximately 2,200 feet of 8" ductile iron water main northerly off the proposed Shumway Road water main and connect to the existing 8" water main located at the southeast corner of Talamora Trail in the Highlands Subdivisions.

WHEREAS, a map, plan and report prepared by MRB Group, competent engineers duly licensed by the state of New York showing the proposed boundaries of the proposed extension and a general plan of the water system to be installed is on file in the Town Clerk’s office and is available for public inspection; and

WHEREAS, the maximum amount proposed to be expended for the said improvement, as stated in the said petition, is the sum of nine hundred twenty-three thousand six hundred seventy-eight dollars (\$923,678.00), of which \$173,678 will be borne by the properties within the district on a benefits basis, and of which up to \$750,000 will be provided from the Monroe County Water Authority as part of their water main system looping project fund; and

WHEREAS the annual cost for debt service is to be financed by a benefits charge to be levied to all existing parcels within the proposed district. The benefits charge will include vacant parcels, provided they do not have an agricultural exemption. Commodity charges (for water used) will be made to all users on a quarterly scheduled and based upon their individual metered consumption multiplied by the adopted rates of the Monroe County Water Authority. Initially the water rate is estimated to be in the range of \$2.42 per 1,000 gallons along with a base charge of approximately \$11 per quarter; and

WHEREAS, at the Town’s discretion individual 1 inch water services may be charged a one time connection charge estimated initially to be \$1,200 - \$1,500 per establishment, inclusive of the meter, appurtenances and inspection charges which will cover the cost of installing a service from the water main to the right of way. A separate charge arrangement for larger size services will be based upon the actual costs of upsized meter and appurtenances. In addition to this charge the individual property owner will be responsible for hiring a contractor to install the water service from the right of way to his residence or place of business, along with any reduced pressure zone devices and MCWA meter connection fees. Additional development occurring after the creation of the proposed district extension will be charged at whatever the current Water Authority connection fee is at the time; and

WHEREAS, the cost of the district extension to the typical property shall be as follows:

Annual debt service	\$348
Commodity charge	<u>\$225</u>
Total estimated annual charge per occupied parcel	\$573

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That a public hearing of the Town Board of the Town of Sweden shall be held at the Town Hall, 18 State Street, Brockport, New York on the 23rd day of August, 2005, at 7:00 pm to consider the said petition and to hear all persons interested in the subject thereof concerning the same and for such other action on the vote of said Town Board with relation to the said petition as may be required by law or proper in the premises.
- Sec. 2. That the Town Clerk be authorized and directed to publish and post such notice of Public Hearing as required by Town Law.
- Sec. 3. That this resolution shall take effect immediately.

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

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>Aye</u>

Submitted – July 26, 2005

Adopted

RESOLUTION NO. 124

Notice of Intent to be Lead Agency in the
SEQR for the Rezoning of Redman Road –
Four (4) Parcels Heritage Square – 2005

WHEREAS the Town Board has received an application for rezoning of four (4) parcels located on the west side of Redman Road north of the Town Park directly across from the intersection of Redman Road and New Campus Drive, bearing tax lot nos. 068.03-1-13.111; 068.03-1-14.1; 068.03-1-18; and 068.03-1-19; and

WHEREAS in connection with said application for rezoning, the applicant has submitted an Environmental Assessment Form (EAF), Part 1; and

WHEREAS, the Town Board of the Town of Sweden, after due deliberation, finds that a public hearing is required and that it is in the best interests of the Town to schedule a public hearing to solicit public comment upon the proposed rezoning; and

WHEREAS, the Town Board recognizes that there is a need, under the State Environmental Quality Review Act to fully assess the impact of adopting said rezoning; and

WHEREAS, the Town Board recognizes that the adoption of said rezoning is a Type I Action under the State Environmental Quality Review Act (SEQRA) Regulations, 6 NYCRR §617.4; and

WHEREAS, the Town Board recognizes that the other involved agencies, as identified under the SEQRA Regulations and the EAF, part 1, Item 25, are the Town of Sweden Planning Board, the Town of Sweden Environmental Conservation Board, The Monroe County Department of Transportation (MCDOT), the Monroe County Department of Public Works (MCPW), the New York State Department of Environmental Conservation (NYSDEC), the New York State Department of Transportation (NYSDOT), the Monroe County Planning & Development, Monroe County Pure Waters and the Monroe County Water Authority and thus the action to adopt said amendments is subject to a coordinated review under SEQRA.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Sweden Town Board does hereby declare its intent to be designated the Lead Agency for the Coordinated Review and Determination of Significance under SEQRA for the above referenced action.

Sec. 2. That the Town Clerk is to provide the Town of Sweden Planning Board, the Town of Sweden Environmental Conservation Board, The Monroe County Department of Transportation (MCDOT), the Monroe County Department of Public Works (MCPW), the New York State Department of Environmental Conservation (NYSDEC), the New York State Department of Transportation (NYSDOT), the Monroe County Planning & Development, Monroe County Pure Waters and the Monroe County Water Authority with a copy of the EAF and this declaration of intent and request the Town of Sweden Planning Board, the Town of Sweden Environmental Conservation Board, The Monroe County Department of Transportation (MCDOT), the Monroe County Department of Public Works (MCPW), the New York State Department of Environmental Conservation (NYSDEC), the New York State Department of Transportation (NYSDOT), the Monroe County Planning & Development, Monroe County Pure Waters and the Monroe County Water Authority concurrence therewith.

Sec. 3. That the Town Board intends to pass a resolution at its September 13, 2005, meeting establishing itself the lead agency under SEQR, provide that there are no objections thereto received from the Town of Sweden Planning Board, the Town of Sweden Environmental Conservation Board, The Monroe County Department of Transportation (MCDOT), the Monroe County Department of Public Works (MCPW), the New York State Department of Environmental Conservation (NYSDEC), the New York State Department of Transportation (NYSDOT), the Monroe County Planning & Development, Monroe County Pure Waters and the Monroe County Water Authority.

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

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

Discussion: Supervisor Lester stated that he would be abstaining from the vote on this resolution.

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>Abstain</u>

Submitted – July 26, 2005

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 Ferris authorizing payment of the bills in Abstract 7 dated July 27, 2005 in the amount of \$169,814.52. All voted in favor of the motion. Motion adopted.

General Fund: In the amount of \$112,879.05 as set forth in Abstract 7 dated July 27, 2005.

Highway Fund: In the amount of \$15,205.13 as set forth in Abstract 7 dated July 27, 2005

Special Fund: In the amount of \$41,730.34 as set forth in Abstract 7 dated July 27, 2005.

DISCUSSION AND ANNOUNCEMENTS

Town Attorney Jim Bell announced that the pending court case against Firestone was adjourned to August 30. Councilperson Carges announced the Public Hearing date of August 2, 2005 for the Redman Road Rezoning. Supervisor Lester announced that on August 5, 2005 a plaque unveiling for G. Spencer Terry a Benefactor of Sweden Recreation will be held at the Sweden/Clarkson Community Center.

ADJOURNMENT

As there was no further business to come before the Board, Councilperson Carges moved to adjourn the July 26, 2005 meeting of the Sweden Town Board at 7:50 pm. Councilperson Ferris seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk