

A special meeting of the Town Board of the Town of Sweden was held at the Town Hall, 18 State Street, Brockport, New York, on Tuesday, February 27, 2002.

Town Board members present were Supervisor Nat O. Lester III, Councilman Rob Carges Robert Carges, Councilwoman Patricia Connors, Councilman Carl Wheat, and Councilwoman Danielle Windus-Cook.

Supervisor Lester called the special meeting to order at 6:40 PM.

Supervisor Lester said that he spoke with Beverly Williams of Monroe County Civil. She said that it is within the Board's rights to eliminate the Superintendent of Water & Sewer position. He also spoke with Liz Hicks of Civil Service who affirmed this. In talking with Mr. Olsen, attorney for the Town of Clarkson, he said that it (the position) would have to be eliminated the same way it was created, that is by Local Law or similar action. Research did not find a local law or resolution.

After further discussion by the Board, the following resolution was presented and adopted:

RESOLUTION NO. 27

Abolishing Town Position

WHEREAS: The Town of Sweden currently has the position of Superintendent of Water and Sewer, and

WHEREAS: Circumstances requiring the need for this particular position have changed.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden hereby abolishes the position of Superintendent of Water and Sewer.
- Sec. 2. That the Town Supervisor will file the appropriate papers with the Civil Service Commission.
- Sec. 3. That this resolution shall take effect immediately.

MOTION for adoption of this resolution by Councilman Carges
Seconded by Councilwoman Connors

Discussion: Councilman Wheat can justify eliminating this position because the Town cannot operate the water district unless water rates are raised. The Town must look to leasing to Monroe Co. Water Authority to save the residents further expense. If the public decides that the Town should keep the water, the Board has already started savings by the elimination of this position. A savings for the residents is the real reason that this would need to be done.

Councilman Carges said that this would be consolidating the services in the Highway Department. These duties will be assigned to the Highway Superintendent.

Supervisor Lester said that the Town must make difficult decisions that are not always in the best interest of an individual but are in the best interest of the town residents.

VOTE BY ROLL CALL AND RECORD:

Councilman Carges	<u>Aye</u>
Councilwoman Connors	<u>Aye</u>
Councilman Wheat	<u>Aye</u>
Councilman Windus-Cook	<u>Aye</u>
Supervisor Lester	<u>Aye</u>

Submitted – February 27, 2002

Adopted

Town Attorney Jim Bell, Town Assessor Alan Bader and Mr. James Wood of Brockport Central School arrived.

At 7:30 PM Councilman Carges moved to go into executive session to discuss the Niagara Mohawk Power Corp. litigation. Councilwoman Connors seconded the motion. All voted in favor of the motion. Carried.

At 7:55 PM Councilman Carges moved to go out of executive session. Councilwoman Windus-Cook seconded the motion. All voted in favor. Carried.

I, Gail A. DeToy, Town Clerk of the Town of Sweden, do hereby certify that the Town Board in executive session discussed the items reflected in the foregoing motion, and that no formal action was taken.

Gail A. DeToy

The following resolution was submitted and adopted:

RESOLUTION NO. 28

Authorizing Settlement of Law Suit

WHEREAS: The Town of Sweden is currently engaged in a tax certiorari proceeding with Niagara Mohawk Power Corp.; and

WHEREAS: A settlement offer has been proposed between the parties thereto.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby authorizes the Town Attorney to enter into a stipulation of settlement with Niagara Mohawk Power Corp., the terms and conditions which have been discussed and more specifically set forth in a stipulation of settlement to be executed by counsel for the Town of Sweden and Niagara Mohawk Power Corp., and all of which are to be incorporated in a final court order.

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

MOTION for adoption of this resolution by Councilman Wheat
Seconded by Danielle Windus-Cook

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilman Carges	<u>Aye</u>
Councilwoman Connors	<u>Aye</u>
Councilman Wheat	<u>Aye</u>
Councilman Windus-Cook	<u>Aye</u>
Supervisor Lester	<u>Aye</u>

Submitted – February 27, 2002

Adopted

This was a cooperative effort by the Brockport Central School District and the Town of Sweden. We protected not only the interest of the Town of Sweden taxpayers, but the school district as well. If the petition were to prevail, the school district would have to pay large refunds. The settlement provides savings to the Town and the school district.

As there was no more business to come before the Board Councilman Carges made the motion to adjourn the special meeting of February 27, 2002 at 8:10 PM. Councilman Wheat seconded the motion. All voted in favor of the motion. Carried.

Respectfully submitted,

Gail A. DeToy, Town Clerk