

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, August 25, 2020.

Town Board Members present were Supervisor Kevin G. Johnson, Councilperson Robert Muesebeck, Councilperson Patricia Hayles, Councilperson Randall Hoke, and Councilperson Rhonda Humby. Also present were Finance Director Leisa Strabel, Superintendent of Highways Brian Ingraham, Town Attorney Jim Bell, and Town Clerk Karen Sweeting.

Visitors present were John and Sandra Cassin, Christine Mayer, Maureen Martin, Jean Brooks, Christopher Martin, Bill Johnson, Don Grentzinger, Chris Hamlin, Joan Hamlin, Gail Martin, Mary Davis, Anne and Dave Sabo, Colin Martin, Bill Davis, Chris Goosley, Connie Castaneda, Norman Giancursio, Jerry and Jacqueline Martin and Lynn Staltrahan (sp).

Supervisor Johnson called the meeting to order at 6:00 p.m. and asked everyone present to say the Pledge to the Flag and remain standing for a moment of silence to remember our first responders, the men and women fighting around the world, and the many thousands, millions that have been affected by COVID.

PRESENTATIONS:

Supervisor Johnson presented a Certificate of Recognition to retiree Colin Martin and also read a Certificate of Recognition for retirees Kathy and Paul Beaumont recognizing their service to the Town of Sweden.

CORRESPONDENCE:

Supervisor Johnson received a letter from Janie Hinds and Jim Bareis regarding the proposed Gary Drive Extension project.

PRIVILEGE OF THE FLOOR:

Resident John Cassin addressed the board sharing further comments on the proposed Gary Drive Extension project. (written comments on file in the Town Clerks Office)

Resident Sandra Cassin addressed the board also sharing further comments on the proposed Gary Drive Extension project. (written comments on file in the Town Clerks Office)

Resident Christine Mayer had several questions for the board pertaining to the proposed Gary Drive Extension project and clarified the petition signatures opposing this project.

Resident and Environmental Conservation Board member William Johnson addressed the board speaking in favor of the proposed Gary Drive Extension project.

REPORTS OF DEPARTMENTS AND BOARD MEMBERS:

Supervisor Johnson waived the reports.

CONSENT AGENDA ITEMS:

Councilperson Muesebeck made a motion that was seconded by Councilperson Hayles to approve **all** Consent Agenda items as listed below.

VOTE BY ROLL CALL:

Councilperson Hayles

Aye

Councilperson Hoke	<u>Aye</u>	
Councilperson Humby	<u>Aye</u>	
Councilperson Muesebeck	<u>Aye</u>	
Supervisor Johnson	<u>Aye</u>	ADOPTED

- Approval of minutes of the regular Town Board meeting held on July 28, 2020
- Approval of minutes of the special Town Board meeting held on August 4, 2020
- RESOLUTION NO. 95 Appoint Member to the Town of Sweden Planning Board – Sharpe

WHEREAS, the death of Arnold Monno created a vacancy on the Town of Sweden Planning Board; and

WHEREAS, the position was duly advertised and letters of interest received.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby appoint Peter Sharpe to the Planning Board to fill the vacancy.

Sec. 2. That this term of membership will begin August 26, 2020 and end on December 31, 2024.

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

- RESOLUTION NO. 96 Appoint Member Zoning Board of Appeals – Carges

WHEREAS, the resignation of Peter Sharpe created a vacancy on the Zoning Board of Appeals; and

WHEREAS, the vacancy was duly advertised and letters of interest received.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby appoints Robert A. Carges to serve as a member of the Zoning Board of Appeals from August 26, 2020 to December 31, 2021.

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

- RESOLUTION NO. 97 Authorizing Fall Clean-up Days for 2020 by the Highway Department

WHEREAS, the Town Highway Superintendent has recommended to the Town Board that special fall clean-up days be set for the Town of Sweden; and

WHEREAS, the Highway Superintendent has also recommended that this be for brush pick up only and no other items will be accepted.

NOW THEREFORE, BE IT RESOLVED:

Sec. 1. That the Highway Superintendent is hereby authorized to execute said operation for pick up of brush within the Town of Sweden on the following days: October 26, 2020 through October 30, 2020.

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

- RESOLUTION NO. 98 Authorizing Supervisor to Sign Maintenance Agreement with Imperial Door Controls, Inc.

WHEREAS, the maintenance agreements between Imperial Door Controls, Inc. and the Town of Sweden will expire on October 31, 2020; and

WHEREAS, the Town Board desires to enter into new agreements for the Town Hall and Community Center.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby authorize and direct the Supervisor to sign the Maintenance Agreement between the Town of Sweden and Imperial Door Controls, Inc.

Sec. 2. The term of this agreement shall be for a period of one (1) year, commencing on November 1, 2020 and ending on October 31, 2021 at an annual cost of \$185 per door: one at the Town Hall and four at the Community Center for a total cost of \$925.

Sec. 3. That the maintenance agreement will cover automatic door labor only to include travel time during business hours; special parts discounts; and two inspection visits per year to adjust, clean, lubricate and tune equipment.

Sec. 4. That this new agreement does hereby supersede the current agreement due to expire on October 31, 2020.

Sec. 5. That this resolution shall take effect immediately.

- RESOLUTION NO. 99 Appoint Seasonal Laborers – Cemetery Operations

WHEREAS, there is a need for extended seasonal labor for cemetery operations; and

WHEREAS, the Superintendent of Highways has recommended retaining John L. Duthoy, John P. Duthoy and Hudson Vasile for seasonal cemetery operations.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby extend the seasonal appointments of John P. Duthoy, John L. Duthoy and Hudson Vasile as seasonal laborers for cemetery operations ending on or before October 23, 2020.

Sec. 2. That the total hours allotted for the three seasonal laborers is not to exceed 28 hours per individual employee per week.

Sec. 3. That this appointment does not constitute an offer of permanent employment or any benefits that are normally attached to permanent appointments.

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

- RESOLUTION NO. 100 Appoint Seasonal Laborers – Park

WHEREAS, there is a need for extended seasonal labor for park operations; and

WHEREAS, the Buildings and Grounds Department has recommended retaining Anthony Bryant and Dale Taber.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby extend the seasonal appointment of Anthony Bryant and Dale Taber as seasonal laborers for park operations ending on or before October 9, 2020.

Sec. 2. That this appointment does not constitute an offer of permanent employment or any benefits that are normally attached to permanent appointments.

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

- RESOLUTION NO. 101 SEQRA Determination – Local Law Amend Chapter 64

WHEREAS, the Town Board of the Town of Sweden intends to amend Chapter 64; and

WHEREAS, such a Local Law is defined by 6 NYCRR §617.5 as a Type II action for which no environmental review is necessary.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Sweden Town Board does hereby designate the proposed Local Law as a Type II action.

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

- RESOLUTION NO. 102 Adopt Local Law 5 of 2020 to Amend Certain Portions to Chapter 64 of Sweden Town Code

WHEREAS, the Town Board of the Town of Sweden has determined that it is in the best interests of the Town of Sweden for certain amendments to be made to Chapter 64 concerning Building Code Administration and Enforcement; and

WHEREAS, a duly advertised Public Hearing was held by the Town Board at the Town Hall, 18 State Street, Brockport, New York, on July 28, 2020; and

WHEREAS, all persons desiring to be heard were heard and due deliberation having been had thereon.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. Local Law 5 of 2020 is attached as Schedule A.

Sec. 2. That the Town Board of the Town of Sweden hereby adopt Local Law No. 5 of 2020 – Amendments to Chapter 64 Building Code Administration and Enforcement.

Sec. 3. That the Town Clerk is authorized and directed to file a complete copy of Local Law 5 of 2020 with the Secretary of State, as required by law.

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

- RESOLUTION NO. 103 SEQRA Determination – Local Law Amend Chapter 84

WHEREAS, the Town Board of the Town of Sweden intends to amend Chapter 84; and

WHEREAS, such a Local Law is defined by 6 NYCRR §617.5 as a Type II action for which no environmental review is necessary.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Sweden Town Board does hereby designate the proposed Local Law as a Type II action.

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

- RESOLUTION NO. 104 Adopt Local Law 6 of 2020 to Amend Certain Portions to Chapter 84 of Sweden Town Code

WHEREAS, the Town Board of the Town of Sweden has determined that it is in the best interests of the Town of Sweden for certain amendments to be made to Chapter 84 concerning Dog Licensing and Control; and

WHEREAS, a duly advertised Public Hearing was held by the Town Board at the Town Hall, 18 State Street, Brockport, New York, on July 28, 2020; and

WHEREAS, all persons desiring to be heard were heard and due deliberation having been had thereon.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. Local Law 6 of 2020 is attached as Schedule A.

Sec. 2. That the Town Board of the Town of Sweden hereby adopt Local Law No. 6 of 2020 – Amendments to Chapter 84 Dog Licensing and Control.

Sec. 3. That the Town Clerk is authorized and directed to file a complete copy of Local Law 6 of 2020 with the Secretary of State, as required by law.

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

- RESOLUTION NO. 105 SEQRA Determination – Local Law Amend Chapter A177

WHEREAS, the Town Board of the Town of Sweden intends to amend Chapter A177; and

WHEREAS, such a Local Law is defined by 6 NYCRR §617.5 as a Type II action for which no environmental review is necessary.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Sweden Town Board does hereby designate the proposed Local Law as a Type II action.

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

- RESOLUTION NO. 106 Adopt Local Law 7 of 2020 to Amend Certain Portions to Chapter A177 of Sweden Town Code

WHEREAS, the Town Board of the Town of Sweden has determined that it is in the best interests of the Town of Sweden for certain amendments to be made to Chapter A177 concerning Land Use Development and Subdivision Regulations; and

WHEREAS, a duly advertised Public Hearing was held by the Town Board at the Town Hall, 18 State Street, Brockport, New York, on July 28, 2020; and

WHEREAS, all persons desiring to be heard were heard and due deliberation having been had thereon.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. Local Law 7 of 2020 is attached as Schedule A.

Sec. 2. That the Town Board of the Town of Sweden hereby adopt Local Law No. 7 of 2020 – Amendments to Chapter A177 Land Use Development and Subdivision Regulations.

Sec. 3. That the Town Clerk is authorized and directed to file a complete copy of Local Law 7 of 2020 with the Secretary of State, as required by law.

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

- RESOLUTION NO. 107 SEQRA Determination – Local Law Add Chapter 169

WHEREAS, the Town Board of the Town of Sweden intends to add Chapter 169 Vacant Building Registry; and

WHEREAS, such a Local Law is defined by 6 NYCRR §617.5 as a Type II action for which no environmental review is necessary.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Sweden Town Board does hereby designate the proposed Local Law as a Type II action.

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

- RESOLUTION NO. 108 Adopt Local Law 8 of 2020 - Adding Chapter 169 to the Sweden Town Code

WHEREAS, the Town Board of the Town of Sweden has determined that it is necessary to add a provision to the Sweden Town Code relating to the concept of vacant building registry; and

WHEREAS, a duly advertised Public Hearing was held by the Town Board at the Town Hall, 18 State Street, Brockport, New York, on July 28, 2020; and

WHEREAS, all persons desiring to be heard were heard and due deliberation having been had thereon.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. Local Law 8 of 2020 is attached as Schedule A.
- Sec. 2. That the Town Board of the Town of Sweden hereby adopt Local Law No. 8 of 2020 – Adding Chapter 169 to the Sweden Town Code – Vacant Building Registry.
- Sec. 3. That the Town Clerk is authorized and directed to file a complete copy of Local Law 8 of 2020 with the Secretary of State, as required by law.
- Sec. 4. That this resolution shall take effect immediately.

- RESOLUTION NO. 109 Vacant Building Registry Fee Schedule

WHEREAS, on August 25, 2020, the Sweden Town Board did pass Local Law 8 of 2020 adding Chapter 169 to the Sweden Town Code concerning Vacant Building Registry; and

WHEREAS, as a part of said Chapter 169, the Sweden Town Board is to determine a registration fee schedule.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. The initial registration fee a vacant building in the Town of Sweden is hereby set at Fifty Dollars (\$50.00).
- Sec. 2. The annual vacant building fee is set forth as follows:

<u>Property Type</u>	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>	<u>Each Subsequent Year</u>
Demolition plan or Rehabilitation Plan submitted.	\$100	If no extension is granted, then the maximum fee for the relevant property type will be charged for each subsequent year.		
1-3 Unit Residential	\$250	\$500	\$750	\$1,000
4-6 Unit Residential	\$500	\$1,000	\$1,500	\$2,000

7+ Unit Residential	\$250/unit	\$500/unit	\$750/unit	\$1,000/unit
Commercial (whichever is greater)	\$1,000 or \$0.05/sq.ft.	\$2,000 or \$0.10/sq.ft.	\$3,000 or \$0.15/sq.ft.	\$4,000 or \$0.20/sq.ft.*

*=gross square foot

Sec. 3. The annual vacant building fee is due on the anniversary of the payment of the initial registration fee. The late fee for untimely payment is \$250 plus 1% per month or part thereof.

Sec. 4. There is a return check processing fee of \$20.00.

Sec. 5. Any unpaid fees as set forth hereinabove are to be added to property tax billing and, in addition, a \$250 fee is to be paid for said unpaid charges added to the property tax bill.

Sec. 6. This resolution shall take effect immediately.

NON-CONSENT AGENDA:

- Approval for Payment of Bills

The Board members reviewed the invoice audit journal. Councilperson Hoke made a motion that was seconded by Councilperson Humby authorizing payment of the bills in Abstract 8 dated August 26, 2020 in the amount of \$198,259.30.

General Fund: In the amount of \$155,490.79 as set forth in Abstract 8 dated August 26, 2020.

Highway Fund: In the amount of \$10,096.81 as set forth in Abstract 8 dated August 26, 2020.

Special Fund: In the amount of \$6,602.05 as set forth in Abstract 8 dated August 26, 2020.

Capital Fund: In the amount of \$26,069.65 as set forth in Abstract 8 dated August 26, 2020.

VOICE BY ROLL CALL:

Councilperson Hayles	<u>Aye</u>	
Councilperson Hoke	<u>Aye</u>	
Councilperson Humby	<u>Aye</u>	
Councilperson Muesebeck	<u>Aye</u>	
Supervisor Johnson	<u>Aye</u>	Adopted

ADDITIONAL BUSINESS AND ANNOUNCEMENTS:

Councilperson Hoke informed the Board that he spoke with Lt. Tuthill from the Monroe County Sheriff Department. The Lt. shared that the deputies have been patrolling Sweden Village area in response to resident concerns shared at the Gary Drive Extension meeting. Several tickets were issued.

ADJOURNMENT:

As there was no further business to come before the Board, Councilperson Muesebeck moved to adjourn the August 25, 2020 meeting of the Sweden Town Board at 6:25 p.m. Councilperson Hayles seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk