

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, May 28, 2019.

Town Board Members present were Supervisor Kevin G. Johnson, Councilperson Robert Muesebeck, Councilperson Mary Rich and Councilperson Lori Skoog. Councilperson Patricia Hayles was absent. Also present were Finance Director Leisa Strabel, Superintendent of Highways Brian Ingraham, Town Attorney Jim Bell, Recreation Director Jill Wisnowski and Town Clerk Karen Sweeting.

Visitors present were Chris Hamlin, Joan Hamlin, Don Grentzinger, Susan Smith, Wayne Zyra, Karen LoBracco, Bill Johnson, Rhonda Humby, Randy Hoke, Village Trustee Annie Crane, Seymour Library Board Member Meg Zimmer and Seymour Library Director Carl Gouveia.

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 honor the men and women in the military and after celebrating Memorial Day (May 27<sup>th</sup>) remembering the soldiers we have lost and their families.

#### PRIVILEGE OF THE FLOOR:

Supervisor Johnson presented Carl Gouveia with a certificate thanking him for his service at Seymour Library. Mr. Johnson stated that Carl came to our library at a difficult time with transitions in leadership and has been a stable, steady force to the library and our community. Mr. Gouveia recently submitted his resignation to accept a position at a larger library. Mr. Johnson added that Carl no doubt earned this promotion and that he has left our library in a better position.

Recreation Director Jill Wisnowski presented a request for replacement of four basketball backboards at the SCCC. The mechanism that adjusts the backboard height for age of play is breaking down due to the age of the backboards and normal wear and tear. Mrs. Wisnowski wasn't sure that they would last until the next budget year. She is requesting to purchase the replacements from the reserve fund. Councilperson Rich asked if there was a replacement part that could be purchased. Mrs. Wisnowski stated there are no options because the part is outdated. Councilperson Muesebeck asked what the backboards would cost. Mrs. Wisnowski answered \$18,000 – 22,000 for all four – includes the backboard and installation. Finance Director Leisa Strabel indicated that the funds were available for this replacement in the Community Center Reserve Fund. Mrs. Wisnowski is asking the board to consider the replacement. If approved, shipment and installation should take approximately 8 – 10 weeks. She is hoping to have them ready for use by November.

Mrs. Wisnowski also informed the board that the SCCC received \$2,000 from the Sweden Community Foundation for the purchase of a dishwasher.

#### CORRESPONDENCE:

1. MS4 Waiver from NYS DEC – Supervisor Johnson announced that the Town received the waiver. He would like to schedule a meeting with the Building Department staff, Town Attorney Jim Bell and Town Engineer Jim Oberst to discuss what the waiver exempts the Town from and how to move forward. The waiver will

- decrease the added burdens for contractors and take the weight of bureaucracy back to the state.
2. NYS Department of Agriculture and Markets – determination of no negative impact on farming regarding Water District – Supervisor Johnson explained that NYS Agriculture and Markets appears to have no opposition to the water district formation and that they determined the water district would not have an adverse impact on the environment. They did request five small modifications to the application. Councilperson Rich thanked Finance Director Leisa Strabel for all her work preparing the application.

#### REPORTS OF DEPARTMENTS AND BOARD MEMBERS:

Superintendent of Highways Brian Ingraham reported continued work on the Splash Pad – grading topsoil and seeding the site, weather permitting. They have completed spring pick-up. Volunteers from SUNY Brockport were on hand to mulch and clean around the Nicholas Reid Memorial gazebo at the cemetery. They are completing road work on Hollybrook Road and Gary Drive.

Supervisor Johnson added that Mr. Ingraham was responsible for coordinating the placement of memorial flags at the Lakeview Cemetery. A group of volunteers were able to locate most of the veterans buried in the cemetery – a big thank you to Ruth Kruppner for her maps and records.

Finance Director Leisa Strabel mentioned a proposed change to the Employee Handbook pertaining to time off to vote along with the suggested form for requesting that time off.

Town Clerk Karen Sweeting reported that credit cards will now be accepted for payment at the counter for Town Clerk fees.

Councilperson Muesebeck reported that the air conditioning unit has been installed at the Lodge and mowing continues at the park weather permitting. The Splash Pad installation is coming along, and Mr. Muesebeck has been impressed with the number of families utilizing the new playground. The Splash Pad opening event is scheduled for Saturday, June 8<sup>th</sup> from 2 pm to 6 pm – opening ceremony at 2 pm. The Brockport High School Band will perform, “Aquaman” will be in attendance and they will have ZuperBounce, arts and crafts and food available.

Councilperson Skoog volunteered at the free rabies clinic held at the Sweden Highway Garage. Mrs. Skoog attended a Harvest Festival committee meeting, the Town/Gown meeting where Carl Gouveia was recognized, the SSAI luncheon, a Sweden Senior Singers performance and the Memorial Day event at the Vets Club.

Councilperson Rich attended a library board meeting. There will be a farewell gathering at the library for Carl Gouveia on May 30<sup>th</sup> from 6 pm to 8 pm. The board is working on a replacement for Carl – the job posting is out. Interviews will take place on June 8<sup>th</sup>. The interim director is Donna Mancuso.

Supervisor Johnson reported that the note has been signed for the highway project borrowing. Mr. Johnson attended the Fire Department banquet, the monthly meeting with Clarkson Supervisor and Village Mayor and attended the rabies clinic. He spoke with Verizon to discuss deployment of small cells for 5G and met with Stylus reporter to answer questions relative to water quality and district formation. Mr. Johnson would like to discuss the findings of the library financial analysis at the work session on June 4<sup>th</sup>. He met with a representative of Heritage Square to discuss their next plan.

Supervisor Johnson mentioned that he continues to work with Ernie Haywood from Lifetime Assistance, RTS and Lowes to relocate the bus stop to Frances Apartments on Owens Road. Canandaigua National Bank has broken ground for construction near the intersection of Route 31 and Route 19. They are excited to be coming to our area and already have a large customer base.

Supervisor Johnson is asking for volunteers from the community to gather information and map locations of the veterans’ sites at Lakeview Cemetery. He has already received interest from several individuals. He attended the Oliver Middle School Memorial ceremony and the Memorial ceremony at the Vets Club.

Supervisor Johnson is waiting for DOT approval for the park path to the canal. He reported that the siding repairs to the SCCC are moving along. The Building Department has approximately twelve changes to the Sweden Town Code. The proposed changes will be reviewed by the Town Attorney and then presented to the Town Board. Mr. Johnson received notice that the joint grant application with the Village for sidewalks on Owens Road was denied. A follow-up meeting will be scheduled to discuss the reasons for denial. They are waiting on the engineering for the Holley Street sidewalk project.

Supervisor Johnson announced the dedication event for the plaque at the Soldiers Tower on Owens Road – July 12, 2019 at 6 pm. Mr. Johnson has several volunteers that will be reviewing and updating the Town of Sweden Comprehensive Plan. The new website is scheduled to go live by July 1<sup>st</sup>. The provider has been working on custom interior pages that have been more difficult to detail than originally thought. CETech has been scheduling upgrades.

Supervisor Johnson indicated the board was waiting for the results of the DOT and traffic study to move forward on the Stonebriar Glen South project.

EXECUTIVE SESSION

Councilperson Muesebeck made a motion that was seconded by Councilperson Skoog to go into executive session at 6:39 p.m. to consult with the Town Attorney. All voted in favor of the motion – four ayes. Motion adopted.

No action taken.

Councilperson Skoog made a motion that was seconded by Councilperson Rich to leave executive session and return to the regular meeting at 7:12 p.m. All voted in favor of the motion – four ayes. Motion adopted.

CONSENT AGENDA ITEMS:

Councilperson Rich asked that the request for approval of the May 14, 2019 minutes be moved to Non-Consent Agenda.

Councilperson Muesebeck made a motion that was seconded by Councilperson Skoog to approve the remaining Consent Agenda item as listed below.

VOTE BY ROLL CALL:

Councilperson Hayles	<u>Absent</u>
Councilperson Muesebeck	<u>Aye</u>
Councilperson Rich	<u>Aye</u>
Councilperson Skoog	<u>Aye</u>
Supervisor Johnson	<u>Aye</u>

ADOPTED



VOTE BY ROLL CALL AND RECORD:

Councilperson Hayles	<u>Absent</u>	
Councilperson Muesebeck	<u>Aye</u>	
Councilperson Rich	<u>Aye</u>	
Councilperson Skoog	<u>Aye</u>	
Supervisor Johnson	<u>Aye</u>	Adopted

- RESOLUTION NO. 75 Determination Under Chapter 175 Article IV Incentive Zoning for Mixed –Use on Lake Road (Tax Account No. 98.04-1-2.1) owned by E & M Zuber, LLC; Helios Energy Applicant

WHEREAS, the Town Board of the Town of Sweden has received from Helios Energy New York 3 LLC an application for incentive zoning pursuant to Chapter 174 Solar Energy Systems and Solar Energy Farms Section 6 B (4) of the Sweden Town Code; and

WHEREAS, Chapter 175, Article IV Incentive Zoning Section 19 D of the Sweden Town Code allows changes of use as a permitted incentive; and

WHEREAS, Chapter 175, Article IV Incentive Zoning Section 19 A (8) allows donations of funds in place of other amenities; and

WHEREAS, Helios Energy New York 3 LLC has proffered a cash incentive of one hundred fifty thousand dollars (\$150,000.00) to be used for a public works project, namely the Town of Sweden Town Park Splash Pad; and

WHEREAS, the Town Board of the Town of Sweden has reviewed the Environmental Assessment Form submitted by Joseph Hens, acting as Engineer for the Applicant and has determined that the proposed incentive zoning will not have a significant negative environmental impact, and has issued a Negative Declaration; and

WHEREAS, the Town Board of the Town of Sweden conducted a public hearing on May 7, 2019 regarding the Incentive Zoning application as required and all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Sweden Town Board does hereby approve the Incentive Zoning application of Helios Energy New York 3 LLC for the land above described for the incentive so described.

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

MOTION for adoption of this resolution by Councilperson Muesebeck  
Seconded by Councilperson Rich

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Hayles	<u>Absent</u>	
Councilperson Muesebeck	<u>Nay</u>	
Councilperson Rich	<u>Nay</u>	
Councilperson Skoog	<u>Nay</u>	
Supervisor Johnson	<u>Nay</u>	NOT APPROVED

- Approval for Payment of Bills

All of the Board members reviewed the invoice audit journal. Councilperson Muesebeck made a motion that was seconded by Councilperson Skoog authorizing payment of the bills in Abstract 5 dated May 29, 2019 in the amount of \$295,979.97.

General Fund: In the amount of \$105,434.92 as set forth in Abstract 5 dated May 29, 2019.

Highway Fund: In the amount of \$25,576.30 as set forth in Abstract 5 dated May 29, 2019.

Special Fund: In the amount of \$7,736.57 as set forth in Abstract 5 dated May 29, 2019.

Capital Fund: In the amount of \$157,232.18 as set forth in Abstract 5 dated May 29, 2019.

VOTE BY ROLL CALL AND RECORD:

Councilperson Hayles	<u>Absent</u>	
Councilperson Muesebeck	<u>Aye</u>	
Councilperson Rich	<u>Aye</u>	
Councilperson Skoog	<u>Aye</u>	
Supervisor Johnson	<u>Aye</u>	Adopted

- Approval of the minutes of the regular meeting held on May 14, 2019

Councilperson Muesebeck made a motion that was seconded by Councilperson Rich to approve the minutes of the regular meeting held on May 14, 2019.

Discussion: Councilperson Rich stated that a draft was received by the Town Clerk for review. Mrs. Rich felt those were an accurate summary of what took place at the meeting. The final draft for approval did not include a paragraph of discussion. Town Clerk Karen Sweeting indicated that it was her choice not to include this discussion. By law minutes are to record action taken.

VOTE BY ROLL CALL AND RECORD:

Councilperson Hayles	<u>Absent</u>	
Councilperson Muesebeck	<u>Aye</u>	
Councilperson Rich	<u>Nay</u>	
Councilperson Skoog	<u>Nay</u>	
Supervisor Johnson	<u>Aye</u>	NOT APPROVED

**ADDITIONAL BUSINESS AND ANNOUNCEMENTS:**

Town Attorney Jim Bell suggested changes to the Sweden Town Code concerning dangerous dogs. Discussion.

**ADJOURNMENT:**

As there was no further business to come before the Board, Councilperson Muesebeck moved to adjourn the May 28, 2019 meeting of the Sweden Town Board at 7:24 p.m. Councilperson Skoog seconded the motion. All voted in favor of the motion – four ayes. Motion adopted.

Respectfully submitted,

Karen M. Sweeting  
Town Clerk