

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, October 13, 2009.

Town Board Members present were Supervisor John Milner, Councilperson Rob Carges, Councilperson Patricia Connors, Councilperson Mike Myers and Councilperson Danielle Windus-Cook. Also present were Finance Director Leisa Strabel, Town Clerk Karen M. Sweeting, Highway Superintendent Fred Perrine and Town Attorney Jim Bell.

Visitors present were Orlando Benzan, Annie Crane, Tim Bates, Rebecca Donohue, Cora Schrader, Vesta Teeter, Pat Kutz, Jim and Joan Hamlin, Caurie Putnam, Ed Spade, Rick Popen and Mary Ann Thorpe.

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 acknowledged the visitors and asked if anyone wanted to speak.

Seymour Library Board member Rebecca Donohue updated the board on several programs offered at the library. The library was recently closed for painting and installation of shelving. The Library Board is currently working on the budget.

Resident Cora Schrader expressed her appreciation to Supervisor Milner for attending the Senior Center Volunteer Banquet and thanked the Towns of Sweden and Clarkson for their continued support. Ms. Schrader announced the OctoberFest to be held on October 26th at noon at the Senior Center.

APPROVAL OF MINUTES

Councilperson Connors made a motion that was seconded by Councilperson Windus-Cook to accept the minutes of the Regular Town Board Meeting held on September 22, 2009. All voted in favor of the motion – four ayes. Councilperson Myers was not a member of the board at that time. Motion adopted.

Councilperson Carges made a motion that was seconded by Councilperson Connors to accept the minutes of the Public Hearing – Swamp Road/Salmon Creek Road Water District Extension held on September 29, 2009. All voted in favor of the motion – four ayes. Councilperson Myers was not a member of the board at that time. Motion adopted.

Councilperson Connors made a motion that was seconded by Councilperson Windus-Cook to accept the minutes of the Special Town Board Meeting held on September 29, 2009. All voted in favor of the motion – four ayes. Councilperson Myers was not a member of the board at that time. Motion adopted.

SUPERVISOR'S CORRESPONDENCE

2009 Received From:	Comments:
*1. Phyllis Brudz, Planning Board Clerk	Request for David Hale and William Hertweck to attend the GFLRPC workshop in November
*2. Thomas Frey, NYS Assessors' Association Executive Director	Notification Tony Eaffaldano awarded IAO designation
*3. Brockport Blizzard Soccer Club	Thank you for the use of Town facilities for 2009 Soccer Festival

*Board has copies

RE: #1 Councilperson Connors made a motion that was seconded by Councilperson Carges to grant the request for David Hale and William Hertweck to attend the GFLRPC workshop in November. All voted in favor of the motion. Motion adopted.

RE: #2 The board offered congratulations to Tony Eaffaldano for receiving such a positive award from the Institute of Assessing Officers.

DEPARTMENTAL REPORTS

September 2009 departmental reports were received and reviewed by the Town Board from the following departments: Town Clerk, Karen Sweeting; Finance Director, Leisa Strabel; Building Inspector, Jim Butler; and Dog Control Officer, Kathy Beaumont.

REPORTS

Superintendent of Highways Fred Perrine reported that the Gordon Road culvert project is now complete. Highway crews have been busy at the Sweden Town Park with the construction of the multi-use fields and they are currently working on the ice rink. They are preparing the barn at the Farmers' Museum for painting and installing a flag pole in the veterans

section of the cemetery donated by the Brockport area Vets Club. The fall brush collection is scheduled for the week of October 26th.

Town Attorney Jim Bell reported litigation updates and informed the board of the issuance of appearance tickets for zoning violations.

Councilperson Windus-Cook had no report.

Councilperson Myers had no report.

Councilperson Connors reported that she received correspondence from Muffy Meisenzahl, Administrator for the Monroe County Office of Emergency Management announcing a meeting on November 9th to begin updating the Pre-Disaster Mitigation Plan for the community. The current plan was authorized by FEMA in 2005 and has a five-year cycle with FEMA. In the event of an emergency, involvement and compliance with the County Plan is required for any reimbursements. Mrs. Connors plans to attend this meeting.

Councilperson Carges reported the progress of the Sweden Clarkson Community Center addition.

Supervisor Milner reported that he met with a representative of the Sweden Corners Plaza to discuss aesthetics concerns; met with Garry Stone the new Superintendent of Schools; attended the Fire Department Open House; organized a work day at the Town Park to paint and repair fences; attended the Walk to School Day and attended the Senior Center Volunteer Appreciation Dinner.

RESOLUTIONS

RESOLUTION NO. 119 Approving 2010 Preliminary Budget and Ordering Hearing on General Budget for 2010

WHEREAS, the Budget Officer has filed the Tentative budget for 2010 with the Town Clerk and the Town Board has given it due consideration.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board hereby approves the 2010 Budget Officer’s Tentative Budget, as amended, and filed herewith in the Office of the Town Clerk as the 2010 Preliminary Budget

Sec. 2. That a summary of the entire proposed budget is as follows:

<u>PURPOSE</u>	<u>TOTAL BUDGET</u>
<u>Operating & Maintenance:</u>	
General Government	\$ 1,178,461
Public Safety	86,818
Health	2,200
Transportation	1,315,460
Economic Assistance	65,600
Culture & Recreation	810,800
Home & Community	210,400
Employee Benefits	542,386
Debt Service	<u>207,166</u>
TOTAL:	\$ 4,419,291
<u>Other-Special Improvement Districts:</u>	<u>496,857</u>
TOTAL BUDGET APPROPRIATIONS	\$ 4,916,148

Sec. 3. That the Town Board shall hold a public hearing at 7:00 p.m. at the Town Hall, 18 State Street in said Town on the Tuesday the 27th day of October 2009 for the purpose of hearing comments, either written or verbal from all interested persons in favor of or against the Preliminary Budget for 2010 or any item therein.

Sec. 4. That the Town Clerk is directed to publish notice of public hearing on the Preliminary Budget, which notice shall state: (1) the time, place and purpose of the hearing; (2) Sec. 2. of this resolution; (3) that a copy of the detailed Preliminary Budget is available for inspection by any interested person at the office of the Town Clerk during regular office hours; and (4) the compensation proposed to be paid to all elected town officials pursuant to Town Law, Sec. 108.

Sec. 5. 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 Myers	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Milner	<u>Aye</u>

Submitted – October 13, 2009

Adopted

RESOLUTION NO. 120

Budget Modifications

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Supervisor is hereby authorized to make the following modifications to the 2009 Town Budget:

\$2,000 from A1355.4 Assessment Contractual to
A1410.4 Town Clerk Contractual

\$200 from A6774.140 Programs for Aging Events to
A1661.4 Senior Center Office Supplies

\$4,763 from A7110.404 Park Maintenance to
A7110.2 Park Equipment

\$4,000 from A7020.1 Community Center Dir. Per. Service to
A7020.4 Community Center Administrative Expense

\$2,000 from A7310.1 Youth Services Personnel to
A7020.4 Community Center Administrative Expense

Increase A1090 Interest and Penalties on Real Taxes	\$10,000
Increase A1440.4 Engineer Contractual	\$10,000

Increase A2013 Park Concessions	\$ 600
Increase A7150.1 Community Events Personnel	\$ 600

Increase A2013 Park Concessions	\$ 3,700
Increase A71500.4 Park Concessions Contractual	\$ 3,700

Increase A2027 Park Facility Use	\$ 1,300
Increase A7150.4 Park Concessions Contractual	\$ 1,300

\$15,000 from B5411.1 Sidewalks Construction Personnel to
B1420.4 Attorney Contractual

\$400 from B7310.4 Youth Contractual to
B7140.1 Playground Personnel Service

Increase B2115 Planning Board Fees	\$39,000
Increase B1440.4 Engineer Contractual	\$39,000

\$12,000 from DB5130.401 Machinery Contractual to
DB5112.2 Chips Project

Increase DB2300 Service Other Governments	\$30,000
Increase DB5148.1 Service Other Governments Personnel	\$30,000

Increase DB2300 Service Other Governments	\$ 2,000
Increase DB5147.1 County Road Mowing Personnel	\$ 2,000

Increase SL9 1081 Other Payments in Lieu of Taxes	\$ 1,100
Increase SL9 5182.4 Street Lighting	\$ 1,100

\$5,000 from SW11 5110.4 Construction Contractual to
SW11 1440.4 Engineering Contractual

Sec. 2 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 Aye
- Councilperson Connors Aye
- Councilperson Myers Aye
- Councilperson Windus-Cook Aye
- Supervisor Milner Aye

Submitted – October 13, 2009

Adopted

RESOLUTION NO. 121

Authorizing National Grid to Install Two Street Lights at Villas at Brandonwoods Phase 1-B

WHEREAS, on July 28, 2009, the Town Board of the Town of Sweden authorized National Grid to install the following work in the Town of Sweden, Street Light Account No. 94276-27002: one 100-watt high pressure sodium lamp, luminaire and direct embedded fiberglass pole along with approximately 20 feet of direct buried cable; and

WHEREAS, National Grid has requested permission to install two 100-watt high pressure sodium lamp, luminaire and direct embedded fiberglass poles with approximately 40 feet of direct buried cable for Street Light Account No. 94276-27002.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That National Grid is hereby authorized and directed to do the following work in the Town of Sweden, Street Light Account No. 94276-27002

Install: two 100 watt high pressure sodium lamp, luminaire and direct embedded fiberglass poles with approximately 40 feet of direct buried cable.

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

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

Discussion:

VOTE BY ROLL CALL AND RECORD:

- Councilperson Carges Aye
- Councilperson Connors Aye
- Councilperson Myers Aye
- Councilperson Windus-Cook Aye
- Supervisor Milner Aye

Submitted – October 13, 2009

Adopted

RESOLUTION NO. 122

Calling a Moratorium on Wind Towers/Turbines/Spires

WHEREAS, the Town Board of the Town of Sweden will develop a code either regulating or banning the construction of wind towers/turbines/spires; and

WHEREAS, a nine - month period of time will be sufficient to accomplish this; and

WHEREAS, a duly advertised Public Hearing was held on October 13, 2009 at 7:15 PM, in the Sweden Town Hall, 18 State Street, Brockport New York and all those wishing to be heard, for or against a moratorium on the construction of wind towers/turbines/spires, were heard.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden calls for a moratorium on the construction of wind towers/turbines/spires effective on this date and continuing until June 30, 2010 or until the time the code is completed, whichever occurs first.

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 Myers	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Milner	<u>Aye</u>

Submitted – October 13, 2009

Adopted

RESOLUTION NO. 123

Extending Agreement with New York State for Control of Ice and Snow To Expire 2011

WHEREAS, the State Commissioner of Transportation and the Town of Sweden have entered into an Agreement No. D139795 entitled "Snow and Ice Agreement Between New York State Department of Transportation and the Municipality of the Town of Sweden" dated July 17, 1978; and

WHEREAS, the term of the said Agreement is for a period of three years commencing July 1, 1978, and the said Agreement provides that the parties may at the end of each year of the term of the Agreement extend such term for an additional year; and

WHEREAS, the present term of the Agreement, as extended, expires June 30, 2011; and

WHEREAS, Section 7 of the said Agreement provides that the Commissioner shall furnish the Municipality with a suitable map for each term of the agreement, or for any extended term thereof, modified to show the changes, if any, to the State Highways affected by this Agreement; and

WHEREAS, Section 10 of the said Agreement provides for an annual update of the estimated expenditure to be determined by the Commissioner subject to the provisions of Section 10, at the time for extension of the Agreement.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Supervisor be authorized to enter into an agreement with the Commissioner of the NYS Department of Transportation to extend the aforementioned Agreement No. D139795 for a period of one year; now to expire on June 30, 2012, unless further extended; and to accept the estimated expenditure as specified in Section 10 of the aforementioned Agreement in the amount of \$3,206.4875 per lane mile for 40.51 lane miles for a total of \$129,894.81 for the remainder of the 2009/2010 season and for the remainder of the term of the Agreement commencing July 1, 2009, unless changed by future update.

Sec. 2. 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 Myers	<u>Aye</u>
Councilperson Windus-Cook	<u>Aye</u>
Supervisor Milner	<u>Aye</u>

Submitted – October 13, 2009

Adopted

DISCUSSION AND ANNOUNCEMENTS

A joint workshop with the Town of Clarkson is scheduled for Tuesday, October 20, 2009 at 7 p.m.

EXECUTIVE SESSION

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

No action taken.

Councilperson Carges made a motion that was seconded by Councilperson Connors to leave executive session and return to the regular meeting at 10:00 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 October 13, 2009 meeting of the Sweden Town Board at 10:01 p.m. Councilperson Windus-Cook seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk