

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, November 16, 2021.

Town Board Members present were Deputy Supervisor Patricia Hayles, Councilperson Randall Hoke, Councilperson Rhonda Humby, and Councilperson Gary Sullivan. Supervisor Kevin Johnson was absent. Also present were Finance Director Leisa Strabel, Town Attorney Jim Bell, and Town Clerk Karen Sweeting.

Visitors present were Chris Hamlin, Bill Hayles, Karen LoBracco, Wayne Zyra, Don Pophal, and Sweden Planning Board Chairperson Craig McAllister.

Deputy Supervisor Hayles 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, all those in service in the United States and around the world, and all our Veterans.

CONSENT AGENDA ITEMS:

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

Discussion: RE: Resolution No. 154 – Deputy Supervisor Hayles explained that the water district has been completed under budget. The resolution pertains to a change order to include under-road borings.

VOTE BY ROLL CALL AND RECORD:

Deputy Supervisor Hayles	<u>Aye</u>	
Councilperson Hoke	<u>Aye</u>	
Councilperson Humby	<u>Aye</u>	
Councilperson Sullivan	<u>Aye</u>	
Supervisor Johnson	<u>Absent</u>	ADOPTED

- RESOLUTION NO. 143 Authorizing a Public Hearing Adding Chapter 179 to the Sweden Town Code

WHEREAS, the Sweden Town Board is desirous of adding Chapter 179 to the Sweden Town Code concerning the subject of tobacco, vaping, e-cigarette and cannabis use on Town property; and

WHEREAS, a proposed Local Law has been drafted in relationship to adding this Chapter 179 to the Sweden Town Code; and

WHEREAS, the Sweden Town Board is required to hold a Public Hearing on the matter before passage of this Local Law.

NOW THEREFORE BE IT RESOLVED:

Sec. 1. That the Sweden Town Board calls a Public Hearing to hear all persons for

or against the adoption of adding Chapter 179 to the Sweden Town Code concerning the subject of tobacco, vaping, e-cigarette and cannabis use on Town property on November 30, 2021 at 6:15 p.m. at the Sweden Town Hall, 18 State Street, Brockport, New York, 14420.

Sec. 2. That the Sweden Town Clerk is authorized and directed to cause an appropriate notice of this hearing to be published in the official newspaper of the Town and in accordance with Town Law §265.

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

- RESOLUTION NO. 144 Authorizing a Public Hearing Amending Chapter 174 to the Sweden Town Code

WHEREAS, the Sweden Town Board is desirous of amending Chapter 174 to the Sweden Town Code concerning Solar Energy Systems and Solar Energy Farms, and

WHEREAS, a proposed Local Law has been drafted in relationship to amending Chapter 174 to the Sweden Town Code, and

WHEREAS, the Sweden Town Board is required to hold a Public Hearing on the matter before passage of this Local Law.

NOW THEREFORE BE IT RESOLVED:

Sec 1. The Sweden Town Board calls a Public Hearing to hear all persons for or against the adoption of amending Chapter 174 to the Sweden Town Code concerning Solar Energy Systems and Solar Energy Farms on November 30, 2021 at 6:45 p.m. at the Sweden Town Hall, 18 State Street, Brockport, New York, 14420.

Sec 2. The Sweden Town Clerk is authorized and directed to cause an appropriate Notice of this hearing to be published in the official newspaper of the Town in accordance with Town Law §265.

Sec 3. This Resolution shall take effect immediately.

- RESOLUTION NO. 145 Declaration of Intent to be Lead Agency Concerning Amendments to Chapter 174 of the Sweden Town Code

WHEREAS, the Sweden Town Board is desirous of amending Chapter 174 of the Sweden Town Code concerning Solar Energy Systems and Solar Energy Farms; and

WHEREAS, a proposed Local Law has been drafted in relationship to amending Chapter 174 of the Sweden Town Code, and

WHEREAS, the Sweden Town Board recognizes that there is a need and requirement under the State Environmental Quality Review Act (SEQRA) to classify, fully assess and determine the environmental significance of this proposed Local Law, and

WHEREAS, the Sweden Town Board determines that it is the most appropriate agency to insure the coordination of this action and will provide written notifications to interested agencies for the purposes of conducting a coordinated review in making a determination of significance thereon under the SEQRA regulations.

NOW THEREFORE BE IT RESOLVED:

Sec. 1. The Sweden Town Board does hereby declare its intent to be lead agency for the Coordinated Review and Determination of Significance under SEQRA Regulations for the above entitled matter.

Sec. 2. This Resolution shall take effect immediately.

- RESOLUTION NO. 146 Authorizing a Public Hearing Amending Chapter 173 to the Sweden Town Code

WHEREAS, the Sweden Town Board is desirous of amending Chapter 173 to the Sweden Town Code concerning Wind Energy Conversion Systems, and

WHEREAS, a proposed Local Law has been drafted in relationship to amending Chapter 173 to the Sweden Town Code, and

WHEREAS, the Sweden Town Board is required to hold a Public Hearing on the matter before passage of this Local Law.

NOW THEREFORE BE IT RESOLVED:

Sec 1. The Sweden Town Board calls a Public Hearing to hear all persons for or against the adoption of amending Chapter 173 to the Sweden Town Code concerning Wind Energy Conversion Systems on November 30, 2021 at 6:45 p.m. at the Sweden Town Hall, 18 State Street, Brockport, New York, 14420.

Sec 2. The Sweden Town Clerk is authorized and directed to cause an appropriate Notice of this hearing to be published in the official newspaper of the Town in accordance with Town Law §265.

Sec 3. This Resolution shall take effect immediately.

- RESOLUTION NO. 147 Declaration of Intent to be Lead Agency Concerning Amendments to Chapter 173 of the Sweden Town Code

WHEREAS, the Sweden Town Board is desirous of amending Chapter 173 of the Sweden Town Code concerning Wind Energy Conversion Systems; and

WHEREAS, a proposed Local Law has been drafted in relationship to amending Chapter 173 of the Sweden Town Code, and

WHEREAS, the Sweden Town Board recognizes that there is a need and requirement under the State Environmental Quality Review Act (SEQRA) to classify, fully assess

and determine the environmental significance of this proposed Local Law, and

WHEREAS, the Sweden Town Board determines that it is the most appropriate agency to insure the coordination of this action and will provide written notifications to interested agencies for the purposes of conducting a coordinated review in making a determination of significance thereon under the SEQRA regulations.

NOW THEREFORE BE IT RESOLVED:

Sec. 1. The Sweden Town Board does hereby declare its intent to be lead agency for the Coordinated Review and Determination of Significance under SEQRA Regulations for the above entitled matter.

Sec. 2. This Resolution shall take effect immediately.

- RESOLUTION NO. 148 Authorizing a Public Hearing Amending Chapter 176 of the Sweden Town Code

WHEREAS, the Sweden Town Board is desirous of amending Chapter 176 of the Sweden Town Code concerning Battery Energy Storage Systems; and

WHEREAS, a proposed Local Law has been drafted in relationship to amending Chapter 176 of the Sweden Town Code; and

WHEREAS, the Sweden Town Board is required to hold a Public Hearing on the matter before passage of this Local Law.

NOW THEREFORE BE IT RESOLVED:

Sec. 1. The Sweden Town Board calls a Public Hearing to hear all persons for or against the adoption of amending Chapter 176 to the Sweden Town Code concerning Battery Energy Storage Systems on November 30, 2021 at 6:45 p.m. at the Sweden Town Hall, 18 State Street, Brockport, New York, 14420.

Sec. 2. The Sweden Town Clerk is authorized and directed to cause an appropriate Notice of this hearing to be published in the official newspaper of the Town in accordance with Town Law §265.

Sec. 3. This Resolution shall take effect immediately.

- RESOLUTION NO. 149 Declaration of Intent to be Lead Agency Concerning Amendments to Chapter 176 of the Sweden Town Code

WHEREAS, the Sweden Town Board is desirous of amending Chapter 176 of the Sweden Town Code concerning Battery Energy Storage Systems; and

WHEREAS, a proposed Local Law has been drafted in relationship to amending Chapter 176 of the Sweden Town Code, and

WHEREAS, the Sweden Town Board recognizes that there is a need and requirement under

the State Environmental Quality Review Act (SEQRA) to classify, fully assess and determine the environmental significance of this proposed Local Law, and

WHEREAS, the Sweden Town Board determines that it is the most appropriate agency to insure the coordination of this action and will provide written notifications to interested agencies for the purposes of conducting a coordinated review in making a determination of significance thereon under the SEQRA regulations.

NOW THEREFORE BE IT RESOLVED:

Sec. 1. The Sweden Town Board does hereby declare its intent to be lead agency for the Coordinated Review and Determination of Significance under SEQRA Regulations for the above entitled matter.

Sec. 2. This Resolution shall take effect immediately.

- RESOLUTION NO. 150 Authorizing a Public Hearing Amending Chapter 175 of the Sweden Town Code

WHEREAS, the Sweden Town Board is desirous of amending Chapter 175 of the Sweden Town Code concerning Zoning; and

WHEREAS, a proposed Local Law has been drafted in relationship to amending Chapter 175 of the Sweden Town Code; and

WHEREAS, the Sweden Town Board is required to hold a Public Hearing on the matter before passage of this Local Law.

NOW THEREFORE BE IT RESOLVED:

Sec. 1. The Sweden Town Board calls a Public Hearing to hear all persons for or against the adoption of amending Chapter 175 to the Sweden Town Code concerning Zoning on November 30, 2021 at 6:45 p.m. at the Sweden Town Hall, 18 State Street, Brockport, New York, 14420.

Sec. 2. The Sweden Town Clerk is authorized and directed to cause an appropriate Notice of this hearing to be published in the official newspaper of the Town in accordance with Town Law §265.

Sec. 3. This Resolution shall take effect immediately.

- RESOLUTION NO. 151 Declaration of Intent to be Lead Agency Concerning Amendments to Chapter 175 of the Sweden Town Code

WHEREAS, the Sweden Town Board is desirous of amending Chapter 175 of the Sweden Town Code concerning Zoning; and

WHEREAS, a proposed Local Law has been drafted in relationship to amending Chapter 175 of the Sweden Town Code, and

WHEREAS, the Sweden Town Board recognizes that there is a need and requirement under the State Environmental Quality Review Act (SEQRA) to classify, fully assess and determine the environmental significance of this proposed Local Law, and

WHEREAS, the Sweden Town Board determines that it is the most appropriate agency to insure the coordination of this action and will provide written notifications to interested agencies for the purposes of conducting a coordinated review in making a determination of significance thereon under the SEQRA regulations.

NOW THEREFORE BE IT RESOLVED:

Sec. 1. The Sweden Town Board does hereby declare its intent to be lead agency for the Coordinated Review and Determination of Significance under SEQRA Regulations for the above entitled matter.

Sec. 2. This Resolution shall take effect immediately.

- RESOLUTION NO. 152 Authorizing a Public Hearing Adding Chapter 178 to the Sweden Town Code

WHEREAS, the Sweden Town Board is desirous of adding Chapter 178 to the Sweden Town Code concerning Decommissioning Plans, and

WHEREAS, a proposed Local Law has been drafted in relationship to adding Chapter 178 to the Sweden Town Code, and

WHEREAS, the Sweden Town Board is required to hold a Public Hearing on the matter before passage of this Local Law.

NOW THEREFORE BE IT RESOLVED:

Sec 1. The Sweden Town Board calls a Public Hearing to hear all persons for or against the adoption of adding Chapter 178 to the Sweden Town Code concerning Decommissioning Plans on November 30, 2021 at 6:45 p.m. at the Sweden Town Hall, 18 State Street, Brockport, New York, 14420.

Sec 2. The Sweden Town Clerk is authorized and directed to cause an appropriate Notice of this hearing to be published in the official newspaper of the Town in accordance with Town Law §265.

Sec 3. This Resolution shall take effect immediately.

- RESOLUTION NO. 153 Declaration of Intent to be Lead Agency Concerning Adding Chapter 178 to the Sweden Town Code

WHEREAS, the Sweden Town Board is desirous of adding Chapter 178 to the Sweden Town Code concerning Decommissioning Plans; and

WHEREAS, a proposed Local Law has been drafted in relationship to amending Chapter 178 of the Sweden Town Code, and

WHEREAS, the Sweden Town Board recognizes that there is a need and requirement under the State Environmental Quality Review Act (SEQRA) to classify, fully assess and determine the environmental significance of this proposed Local Law, and

WHEREAS, the Sweden Town Board determines that it is the most appropriate agency to insure the coordination of this action and will provide written notifications to interested agencies for the purposes of conducting a coordinated review in making a determination of significance thereon under the SEQRA regulations.

NOW THEREFORE BE IT RESOLVED:

Sec. 1. The Sweden Town Board does hereby declare its intent to be lead agency for the Coordinated Review and Determination of Significance under SEQRA Regulations for the above entitled matter.

Sec. 2. This Resolution shall take effect immediately.

- RESOLUTION NO. 154 Authorizing Supervisor/Deputy Supervisor to Sign Lake Road Redman Road Water District Change Order

WHEREAS, Villager Construction, Inc. has substantially completed the Lake Road Redman Road Water District installation; and

WHEREAS, the Town Board of the Town of Sweden desires to add additional work to the original scope in order to use grant funds awarded by Rural Development; and

WHEREAS, a cost for this additional work has been negotiated by the MRB Group on behalf of the Town of Sweden with Villager Construction, Inc.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby approves a Change Order for additional work outside the original scope of work to Villager Construction, Inc. at a cost of \$320,400.00.

Sec. 2. That the Town Board of the Town of Sweden hereby authorizes the Supervisor/Deputy Supervisor to sign the Change Order and any other necessary documents related to same.

Sec. 3. That this resolution takes effect immediately.

NON-CONSENT AGENDA:

Motion made by Councilperson Hoke and seconded by Councilperson Humby to approve the November 9, 2021 regular Town Board meeting minutes.

VOTE BY ROLL CALL AND RECORD:

Deputy Supervisor Hayles	<u>Aye</u>
Councilperson Hoke	<u>Aye</u>
Councilperson Humby	<u>Aye</u>

Councilperson Sullivan
Supervisor Johnson

Abstain
Absent

ADOPTED

ADJOURNMENT:

As there was no further business to come before the Board, Councilperson Humby moved to adjourn the November 16, 2021 special meeting of the Sweden Town Board at 6:37 p.m. Councilperson Hoke seconded the motion. All voted in favor of the motion – four ayes. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk