

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, September 13, 2022.

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

Visitors present were Kevin Jenkins, Daniel Kuhn, Sara Kuhn, Brennan Kuhn, Makenna Kuhn, Phinean Kuhn, and Bruce Plummer.

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 fighting men and women around the world, our first responders, and all the families affected by 911.

PROCLAMATION:

Supervisor Johnson invited the Kuhn family to come forward, he read the following:

Town of Sweden Proclamation:

WHEREAS, the Sweden Town Board recognizes that thousands of courageous children are diagnosed with cancer each year, including children of our own in the Town of Sweden; and

WHEREAS, C.U.R.E. Childhood Cancer Association was founded in 1976 by a group of parents from the Rochester area to provide support to parents going through the experience of having a child diagnosed with cancer and to raise money for cancer research; and

WHEREAS, C.U.R.E. Childhood Cancer Association is focused on meeting the emotional, social, financial, and education needs of children diagnosed with cancer and chronic blood disorders; and

WHEREAS, the Town of Sweden supports the efforts of C.U.R.E. to help all children diagnosed with cancer as well as their families represented this evening by Makenna Kuhn and her family.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Sweden on behalf of all of its citizens proclaim September 2022 as Childhood Cancer Awareness Month.

Supervisor Johnson thanked the Kuhn family for bringing this to the Board's attention, it is a very important cause. He thanked the Kuhn family for their tenacity and hard work and is happy that Makenna is here and healthy.

PRIVILEGE OF THE FLOOR:

No comments.

CORRESPONDENCE:

Nothing noted.

REPORTS OF DEPARTMENTS AND BOARD MEMBERS:

Reports to be given September 27, 2022.

PUBLIC HEARING:

Supervisor Johnson announced that the public hearing scheduled for this evening pertaining to the rezoning application for 515 Holley Street has been cancelled. The applicant withdrew the application.

CONSENT AGENDA ITEMS:

Councilperson Hoke asked that Resolution No. 107 – Pool Supervisor Hourly Rate and Minimum Shift for Swim Instructors and Lifeguards be moved to the Non-Consent Agenda.

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

VOTE BY ROLL CALL:

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

ADOPTED

- RESOLUTION NO. 102 Call Public Hearing CDBG CARES Act Grant Application “Senior Room Addition to Address Social Distancing Ventilation and Sanitation”

WHEREAS, there exists a New York State Community Development Block Grant CARES Act program to address issues created by the COVID pandemic; and

WHEREAS, the Town Board of the Town of Sweden recognizes Seniors as one of the most vulnerable populations during a pandemic; and

WHEREAS, the Town Board of the Town of Sweden recognizes that the ability to attend programs is vital to the health of Seniors; and

WHEREAS, the Town Board of the Town of Sweden sought and received CARES Act funding to address issues of social distancing, ventilation and sanitation at the Sweden/Clarkson Community Center by building a new Senior Room.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. The Town of Sweden will hold a public hearing on Tuesday, September 27, 2022 at 6:15 pm at the Sweden Town Hall, 18 State Street, Brockport, NY 14420 for the purpose of hearing public comments on the Town of Sweden’s Community Development Block Grant (CDB) CARES Act project, “Senior Room Addition to Address Social Distancing, Ventilation and Sanitation.”

Sec. 2. The CDBG CARES Act program is administered by the New York State Office of Community Renewal (OCR), and the Town of Sweden received \$524,440 for public facilities with the principal purpose of benefitting low/moderate income persons. The hearing will provide further information about the CDBG CARES Act program and will allow for citizen feedback on the Senior Room Addition. Comments on the CDBG CARES Act program and completed project will be received at this time. The hearing is being conducted pursuant to Section 570.486, Subpart I of the CFR and in compliance with the requirements of the Housing and Community Development Act of 1974, as amended.

Sec. 3. The Sweden Town Hall, 18 State Street, Brockport is accessible to persons with disabilities. If special accommodations are needed for persons with disabilities, those with hearing impairments, or those in need of translation from English, those individuals should contact Supervisor Kevin G. Johnson at 585-637-7588 or supervisor@townofsweden.org, at least three days in advance of the hearing date to allow for necessary arrangements. Written comments may also be submitted to Supervisor Kevin G. Johnson, Town of Sweden, 18 State Street, Brockport, NY 14420 or supervisor@townofsweden.org until September 30, 2022.

Sec. 4. That the Town Clerk is directed to post the Legal Notice on the Town of Sweden website, www.townofsweden.org, and at the Town Hall and Community Center on September 14, 2022 and in the Suburban News publication date of September 18, 2022.

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

- RESOLUTION NO. 103 Appoint Recreation Assistant PT

WHEREAS, there is a need for a Recreation Assistant for the Before and After School Program; and

WHEREAS, Recreation Director Jill Wisnowski has recommended hiring Allyson Durkee.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby appoint Allyson Durkee and as a recreation assistant part-time for a maximum of 28 hours per week.

Sec. 2. That the hourly rate of pay is \$13.20 with a start date on or after September 16, 2022.

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

- RESOLUTION NO. 104 Authorize Improvements to Nietopski Field, Town Park

WHEREAS, the following quotes have been received for improvements to Nietopski Field, Sweden Town Park, Redman Road:

Mid Atlantic Laser Grading	\$16,500.00
Tours Green Western New York	\$18,150.00
JTH Lawn & Landscape	\$19,800.00

WHEREAS, the Buildings and Grounds Department recommends the quote from Mid Atlantic Laser Grading.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1 That the Town Board of the Town of Sweden hereby accepts the quote from Mid Atlantic Laser Grading for the improvements to Nietopski Field, Sweden Town Park.

Sec. 2 That Supervisor is authorized to execute the purchase order/contract.

NON-CONSENT AGENDA:

- Approval of the minutes of the regular meeting held on August 23, 2022

MOTION made by Councilperson Sullivan and seconded by Councilperson Humby to approve the minutes of the regular meeting held on August 23, 2022.

VOTE BY ROLL CALL AND RECORD:

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

- RESOLUTION NO. 105 (#101 from August 23, 2022) Adopt Local Law __ of 2022 – Amending Chapter 175 of the Sweden Town Code

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

WHEREAS, a duly advertised Public Hearing was held by the Town Board at the Town Hall, 18 State Street, Brockport, New York, on August 23, 2022; 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 ___ of 2022 is attached hereto and the Sweden Town Board does hereby adopt same concerning amendments to Chapter 175 of the Sweden Town

Code subject to any further review and comments received from other interested and/or involved agencies.

Sec 2. The Town Clerk is authorized and directed to file a complete copy of Local Law __ of 2022 with the Secretary of State as required by law.

Sec 3. This Resolution shall take effect immediately.

Resolution was TABLED on August 23, 2022

MOTION to lift this resolution from the table by Councilperson Humby
Seconded by Councilperson Hoke

VOTE BY ROLL CALL AND RECORD TO LIFT FROM THE TABLE:

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

VOTE BY ROLL CALL AND RECORD (based on original motion made August 23, 2022, #101):

Councilperson Hayles	<u>Nay</u>
Councilperson Hoke	<u>Nay</u>
Councilperson Humby	<u>Nay</u>
Councilperson Sullivan	<u>Nay</u>
Supervisor Johnson	<u>Nay</u>

NOT APPROVED

**Town Attorney Jim Bell stated that if in the future an amendment was proposed on this subject, a public hearing would be scheduled, and the proposal considered.

- RESOLUTION NO. 106 Appoint Fire Marshal PT -Stirk

WHEREAS, the position of Town of Sweden Fire Marshal is vacant; and

WHEREAS, the position was duly advertised, posted and interviews conducted.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby appoint Probationary Provisional Building Inspector Lyle Stirk to the position of Fire Marshal PT for a term to expire December 31, 2022.

Sec. 2. That the annual stipend for this position is \$10,000 pro-rated effective September 10, 2022.

Sec. 3. That the standard work-day for the Building Inspector and Fire Marshal Titles be increased to eight hours from seven hours effective September 10, 2022. That the Director of Finance is instructed to file the work-day amendment with the NYS Retirement System and Monroe County Civil Service as required.

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

MOTION for adoption of this resolution by Councilperson Hoke
Seconded by Councilperson Humby

Discussion: Councilperson Hayles reiterated that the Building Inspector/Code Enforcement position was just increased to full-time nine months ago, based on the need for more hours to complete the work required. The Fire Marshal position also increased in hours to complete the work required. Now we are saying the Fire Marshal position only requires five hours per week. Mrs. Hayles pointed out that another viable option was presented. An individual who has been formally trained in firefighting which is valuable experience and is currently serving as a Fire Marshal in another Town. Getting certified is not the same as having the experience. She agrees that it will cost the Town more money. Mrs. Hayles feels the position warrants the additional hours and is a reasonable compromise.

Councilperson Hoke can appreciate the points Mrs. Hayles brought forward. Many other Towns do not have individuals with firefighting experience. It is not a necessity. Mr. Hoke feels the combination of positions and higher pay will be attractable to future candidates. This option saves taxpayers money and is subject to a probationary period.

Supervisor Johnson added that this option is a cost savings and puts the position more in line with what other Towns are doing.

VOTE BY ROLL CALL AND RECORD:

Councilperson Hayles	<u>Nay</u>
Councilperson Hoke	<u>Aye</u>
Councilperson Humby	<u>Aye</u>
Councilperson Sullivan	<u>Nay</u>
Supervisor Johnson	<u>Aye</u>

ADOPTED

- RESOLUTION NO. 107 Pool Supervisor Hourly Rate and Minimum Shift for Swim Instructors and Lifeguards

WHEREAS, the Recreation Director has recommended a higher hourly rate for Recreation Assistant Timothy Manuszewski for hours spent directly supervising swim lessons and swim instructors/lifeguards; and

WHEREAS, due to a shortage of certified swim instructors and lifeguards creating a shortened swim lesson schedule, the Recreation Director has recommended paying a minimum shift of two hours for swim instructors and lifeguards.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby set a second rate of pay of \$23.00/hour for Recreation Assistant Timothy Manuszewski for hours spent directly supervising swim lessons and swim instructors/lifeguards effective September 10, 2022.

Sec. 2. That the Town Board of the Town of Sweden authorizes paying a minimum of two hours for swim instructors and lifeguards during this period of abbreviated swim lessons.

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

MOTION for adoption of this resolution by Councilperson Hayles
Seconded by Councilperson Humby

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Hayles	<u>Aye</u>
Councilperson Hoke	<u>Abstain</u>
Councilperson Humby	<u>Aye</u>
Councilperson Sullivan	<u>Aye</u>
Supervisor Johnson	<u>Aye</u>

ADOPTED

- RESOLUTION NO. 108 Authorize Materials Nietopski Field, Town Park

WHEREAS, the following quotes have been received for materials Nietopski Field, Sweden Town Park, Redman Road:

Batavia Turf	\$19,590.00
Mid Atlantic Laser Grading	\$23,621.00

WHEREAS, the Buildings and Grounds Department recommends the quote from Batavia Turf.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1 That the Town Board of the Town of Sweden hereby accepts the quote from Batavia Turf for materials for Nietopski Field, Sweden Town Park.

Sec. 2 That Supervisor is authorized to execute the purchase order/contract.

MOTION for adoption of this resolution by Councilperson Sullivan
Seconded by Councilperson Hayles

Discussion: Councilperson Sullivan stated the improvements need to be done to maintain the safety of the players. Supervisor Johnson suggested adding conditions to future use agreements to help maintain the field.

VOTE BY ROLL CALL AND RECORD:

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

ADOPTED

ADDITIONAL BUSINESS AND ANNOUNCEMENTS:

No additional business or announcements.

ADJOURNMENT:

As there was no further business to come before the Board, Councilperson Hayles moved to adjourn the September 13, 2022 meeting of the Sweden Town Board at 6:30 p.m. Councilperson Humby seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk