

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, January 10, 2023.

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

Visitors present were Henry Conradt and Anthony Tintera from Meagher Engineering.

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 and our first responders.

PRIVILEGE OF THE FLOOR:

No comments.

CORRESPONDENCE:

1. Town Clerk appointment of Deputies Kathleen Roberts and Phyllis Brudz
2. Receiver of Taxes appointment of Deputies Darla Emmerson and Phyllis Brudz
3. Highway Superintendent appointment of Secretary Ruth Kruppner
4. Supervisor appointment of Budget Officer and Secretary Leisa Strabel

REPORTS OF DEPARTMENTS AND BOARD MEMBERS:

Reports to be given January 24, 2023.

CONSENT AGENDA ITEMS:

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

Discussion: Councilperson Sullivan was absent from the meeting of January 3, 2023 so requested the approval of minutes be moved to non-consent agenda.

*Motion made by Councilperson Humby and seconded by Councilperson Hayles to amend the original motion and move the approval of minutes of January 3, 2023 to the non-consent agenda. All voted in favor of the motion – four ayes. Motion approved. Approval of minutes moved to non-consent agenda.

VOTE BY ROLL CALL AND RECORD ON AMENDED MOTION:

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

ADOPTED

- Approval of regular meeting minutes of January 3, 2023 – MOVED TO NON-CONSENT AGENDA
- RESOLUTION NO. 21 Reimbursement of Mileage

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the mileage allowance for Town personnel is set at \$.655 per mile for the year 2023.

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

- RESOLUTION NO. 22 Authorize Supervisor to Sign MRB Group Inspection Services for Villas at Brandonwoods Section 2

WHEREAS, the Highway Superintendent has requested full-time inspection services for the Villas at Brandonwoods, Section 2; and

WHEREAS, MRB Group, the Town engineer, has submitted a proposal for these inspection services to occur in 2023; and

WHEREAS, per the Town Land Use Development and Subdivision Regulations, these fees will be billed back to the developer.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Sweden Town Board hereby authorizes the Supervisor to sign the MRB Group Proposal for inspection services for Villas at Brandonwoods Section 2.

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

- RESOLUTION NO. 23 Appointment Laborer PT - DeVeronica

WHEREAS, there is a vacancy for a custodian at the Community Center; and

WHEREAS, the position was duly advertised and posted; and

WHEREAS, the Building and Grounds Department recommends that Amy DeVeronica be appointed.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby appoint Amy DeVeronica to the position of Laborer PT, not to exceed 28 hours per week.

Sec. 2. That the rate of pay is \$14.50 per hour.

Sec. 3. That the start date is on after January 30, 2023.

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

- RESOLUTION NO. 24 Adopt Americans with Disabilities Act Grievance Procedure

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby adopt the following policy:

Town of Sweden American with Disabilities Act Grievance Procedure

This grievance procedure is established to meet the requirements of the ADA. It may be used by anyone who wishes to file a complaint alleging discrimination on the basis of disability in the provision of services, activities, programs, or benefits by the Town of Sweden.

The complaint should be in writing and contain information about the alleged discrimination such as name, address, phone number, email address of complainant and location, date, and description of the problem. Alternative means of filing complaints, such as personal interviews or a tape recording of the complaint will be made available for persons with disabilities upon request.

The complaint should be submitted as soon as possible, preferably within 60 calendar days of the alleged violation to:

*Sweden Town Supervisor, 18 State Street Brockport, NY 14420
supervisor@townofsweden.org*

Within 15 calendar days after receipt of the complaint, (the Sweden Town Supervisor) will meet with the complainant to discuss the complaint and the possible resolutions. Within 15 calendar days of the meeting, the Sweden Town Supervisor will respond in writing, and where appropriate, in format that is accessible to the complainant, such as large print, Braille, or audio tape. The response will explain the position of the Town of Sweden and offer options for substantive resolution of the complaint.

If the response by the Sweden Town Supervisor does not satisfactorily resolve the issue, the complainant may appeal the decision within 15 calendar days after receipt of the response to the Sweden Town Council.

Within 15 calendar days after receipt of the appeal, the Sweden Town Supervisor or designee will meet with the complainant to discuss the complaint and possible resolutions. Within 15 calendar days after the meeting, the Sweden Town Supervisor or designee will respond in writing, and, where appropriate, in a format that is accessible to the complainant, with a final resolution of the complaint.

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

Sec. 3. That this policy shall be posted on the Town website and at each facility owned by the Town of Sweden.

- RESOLUTION NO. 25 Adopt Town of Sweden Procedure for Federal Labor Standards Compliance

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby adopt the attached Procedure for Federal Labor Standards Compliance.

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

- RESOLUTION NO. 26 Declare Lead Agency Status in the SEQRA Process for the Zoning Application for Land on Colby Street in the Town of Sweden Tax Account No. 084.03-1-24.002

WHEREAS, the Town Board of the Town of Sweden has received an application and proposal to re-zone a 3.492 acre property located on Colby Street Road approximately 4,539 feet west of Sweden Walker Road, also known as Tax Account No. 084.03-1-24.002; and

WHEREAS, the property is currently zoned Airport-Commercial (B-2); and

WHEREAS, the applicant, Henry F. Conradt desires to re-zone the property to I-2 Light Industrial; and

WHEREAS, the Town Board recognizes that there is a need and requirement under the State Environmental Quality Review Act to classify, fully assess and determine the environmental significance of the impact of the proposed project; and

WHEREAS, the Town Board notified other potentially involved agencies, as identified under the SEQRA Regulations, including the New York State Department of Environmental Conservation (NYSDEC), the New York State Department of Transportation (NYSDOT), the Monroe County Planning & Development, Monroe County Pure Waters (MCPW), the Monroe County Water Authority (MCWA), the Monroe County Department of Health (MCDOH), and the Monroe County Department of Transportation, and none raised an objection to the Town Board of the Town of Sweden acting as Lead Agency.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. The Town Board of the Town of Sweden does hereby designate itself as the lead agency for the Coordinated Review and determination of Significance under SEQRA regulations for the above-entitled manner.

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

NON-CONSENT AGENDA:

- Approval of the minutes of the organizational meeting held on January 3, 2023

MOTION made by Councilperson Hayles and seconded by Councilperson Humby to approve the minutes of the organizational meeting held on January 3, 2023.

VOTE BY ROLL CALL AND RECORD:

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

ADDITIONAL BUSINESS AND ANNOUNCEMENTS:

No additional business or announcements.

*Supervisor Johnson called for a brief recess at 6:08 p.m. The meeting reconvened at 6:30 p.m.

Additional visitors present were Don Pophal and Tony Gianni.

PUBLIC HEARING

At 6:30 p.m. Supervisor Johnson called the public hearing to order. The purpose of the public hearing was to hear all persons interested in the re-zoning of approximately 3.492 acres of land on Colby Street approximately 4,539 feet west of Sweden Walker Road from B-2 Airport Commercial to I-2 Light Industrial.

Supervisor Johnson waived the reading of the legal notice.

Supervisor Johnson acknowledged the applicant, Henry Conradt, and Anthony Tintera from Meagher Engineering.

Anthony Tintera provided additional materials, including aerial images and concept layout, to the Board. Mr. Tintera described the project site and surrounding area, detailing the current neighborhood uses in proximity to the project. The applicant is proposing to construct storage units. Mr. Tintera addressed concerns received from other Sweden boards, outside agencies, and the Town Engineer dealing with setback requirements, spot zoning, and use variances instead of rezoning.

Henry Conradt, applicant, detailed the concept plan, explaining that the units will look like airport hangars, approximately 12 feet in height. He owns storage units in a neighboring Town and feels there is a demand for this type of business.

Resident Don Pophal asked for a copy of the map and the specific location of the project. Discussion of location. Mr. Pophal asked if there were any FAA restrictions. Mr. Conradt stated they have height restrictions and pointed out the no-build zone.

Councilperson Sullivan asked how many units they propose to construct. Mr. Conradt provided the length of each building and estimated around 170. Discussion.

No other comments. Public hearing closed at 6:50 p.m.

ADJOURNMENT:

As there was no further business to come before the Board, Councilperson Humby moved to adjourn the January 10, 2023 meeting of the Sweden Town Board at 6:51 p.m. Councilperson Hayles seconded the motion. All voted in favor of the motion – four ayes. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk