

A regular meeting of the Town Board of the Town of Sweden was held at the Sweden Clarkson Community Center, 4927 Lake Road, Brockport, New York, on Tuesday, July 25, 2023.

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 and Town Clerk Karen Sweeting.

Visitors present were Craig Swanson and Samuel Simone.

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

Resident Craig Swanson addressed the board. He has concerns about the children riding ATVs up and down Hollybrook Road. Councilperson Hoke explained that it is a fine line whether this is a code enforcement or a law enforcement issue and suggested possibly sending letters or making house visits. Supervisor Johnson would like to investigate further. It is a safety and quality of life issue. Discussion. Councilperson Hoke will reach out to the Sheriff's Department and Sweden Code Enforcement.

Samuel Simone of Simone Properties, LLC addressed the board. He briefly explained the rezoning application for 4740 Lake Road, requesting a change from R1-2 Residential to MR-1 Multiple Residence. Mr. Simone held a neighborhood information meeting in May and only one resident showed up. He is proposing to construct a six-unit apartment building and may have to apply for variances.

No other comments.

#### CORRESPONDENCE:

No correspondence noted.

#### REPORTS OF DEPARTMENTS AND BOARD MEMBERS:

Town Clerk Karen Sweeting reported that Deputy Kathy Roberts has been busy scheduling appointments for the upcoming free rabies clinic on August 19, 2023. There are over 270 appointments scheduled to date.

Councilperson Hoke shared the Building Department report. Three violations were issued, and 117 permits were issued. Mr. Hoke will discuss some other concerns in the Sweden Village area with Code Enforcement.

Councilperson Humby reported that the recreation department has been busy with summer camp and planning fall programs. The pickleball/basketball court will be completed early September/October. The July 3<sup>rd</sup> celebration was a success. Dog Control has been busy.

Councilperson Sullivan reported that the skate park is being repaired, the Lodge rentals and Splash Park use are still strong, and the fields are in good shape. The Blizzard Soccer Tournament went well. The Sweden Community Foundation met to discuss their next project. They are proposing a dock on the pond for fishing. They will have a booth at the Brockport Arts

Festival to promote recreation and sell bricks for the skate park. They have discussed accepting Venmo payments.

Councilperson Hayles attended the July 3<sup>rd</sup> celebration at the SCCC, the SUNY Brockport President’s BBQ, and will be attending a 2024 eclipse planning meeting. Mrs. Hayles also attended the Seymour Library Foundation’s Garden Tour. She reported that painting is in progress at the library, and they are seeking quotes for carpeting. The library budget presentation is scheduled for August 29, 2023. Mrs. Hayles provided planning updates for the annual Harvest Festival.

Supervisor Johnson reported that the Town Hall renovations are on schedule. The road work on Route 31 is progressing. Mr. Johnson intends to contact NYS DOT for an update on the traffic signal at Route 31 and Gary Drive. The section of Sweden Walker Road between Route 31 and East Avenue will be closed from July 28, 2023 through August 6, 2023.

CONSENT AGENDA ITEMS:

Councilperson Sullivan made a motion that was seconded by Councilperson Hoke to approve **all** 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

- Approval of the minutes of the June 27, 2023 regular Town Board meeting.
- Approval of the Town Assessor, Tammy Baker, to attend the annual Assessor Conference in Saratoga Springs in October
- RESOLUTION NO. 109                      Authorizing Supervisor to Sign Agreement for Sale of Government Assets by Online Auction

WHEREAS, the Town of Sweden has the need to dispose of excess vehicles, machinery and equipment from time to time; and

WHEREAS, the current agreement with Auctions International, Inc., 11167 Big Tree Road, East Aurora, New York 14052, will soon expire.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1.            That the Town Board of the Town of Sweden does hereby authorize the Supervisor to sign the Agreement for Sale of Government Assets with Auctions International Inc.
- Sec. 2.            The term of this agreement shall be for a period of two (2) years, commencing on September 15, 2023 and expiring September 15, 2025.
- Sec. 3.            That this resolution shall take effect immediately.

- RESOLUTION NO. 110 Accept Decommissioning Plan  
Kreher Solar Farm

WHEREAS, Solar Liberty has submitted a Decommissioning Plan to the Sweden Planning Board and Sweden Town Engineer for a 4.25 megawatt solar panel array at 4490 Sweden Walker Road, tax map number 085.01-1-3.11; and

WHEREAS, in a memo dated April 4, 2022, MRB Group approved the Decommissioning Plan as meeting the requirements of the Sweden Town Code; and

WHEREAS, in the same memo dated April 4, 2022, MRB Group deemed as adequate the sum of \$310,653.15 as the financial security required to cover the costs of removing said facilities from the site should the solar energy owner fail to do so; and

WHEREAS, in a June 27, 2023 email, MRB Group confirmed that the sum of \$310,653.15 remains adequate.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden accepts the Solar Liberty Decommissioning Plan for the Kreher Solar Farm, 4490 Sweden Walker Road, Tax Map No. 085.01-1-3.11 as recommended by the April 4, 2022 MRB Group memo.
- Sec. 2. That the Town Board of the Town of Sweden accepts the financial security amount of \$310,653.15 for said Decommissioning Plan.
- Sec. 3. That final acceptance is conditional upon the receipt of the Decommissioning Bond and the review and acceptance of such by the Sweden Town Attorney.

- RESOLUTION NO. 111 Give Notice of Town Board Member Attendance at  
Seymour Library Budget Presentation August 29, 2023

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That Town Board members may attend the Seymour Library Board budget presentation on Tuesday, August 29, 2023 at 7 pm at the Library, 161 East Avenue. That a quorum of Town Board members *might* be present, but the Board will not convene or take any action. Members will be attending as observers.
- Sec. 2. That this resolution shall take effect immediately.

- RESOLUTION NO. 112 Budget Modifications

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Supervisor is hereby authorized to make the following modification to the 2023 Town Budget:

\$1,140 from A1420.4 Attorney Contractual to  
A1320.4 Auditor Contractual

\$10,000 from A.1930.4 Judgements and Claims to  
A1440.4 Engineer Contractual

\$15,000 from A1990.4 Contingent Contractual to  
A.1620.401 Town Hall Maintenance

\$5,100 from A1990.4 Contingent to  
A1310.2 Director of Finance Equipment

\$5,200 from A1990.4 Contingent to  
A1410.2 Clerk Equipment

\$500 from A1670.4 Central Printing and Mailing  
A1660.4 Central Store Room

\$2,000 from B1990.4 Contingent to  
B3620.2 Safety Inspection Equipment

\$172,000 from DB5110.4 General Repairs Contractual to  
DB5112.2 Chips Project

\$50,000 from DB5110.1 General Repairs Personnel to  
DB5112.2 Chips Project

Increase DB2665 Sale of Equipment \$9,000

Increase DB5112.1 Road Construction Perm. Pers. \$9,000

Sec. 2 That this resolution shall take effect immediately.

- RESOLUTION NO. 113 Award Purchase of Town Hall Workstations

WHEREAS, five work stations at the Sweden Town Hall need to be replaced; and

WHEREAS, the Town Hall staff researched several manufacturers and selected Hon Office Furnishings; and

WHEREAS, the Hon work stations were priced at both Wal-Mart and Indoff Corp. and the price for each work station component was priced lower through Indoff Corp. (as per attached component listing); and

WHEREAS, the funds for each work station will come from departmental budget lines as amended by Town Board budget modification.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden approves the purchase of various Hon Office components to create five workstations from Indoff Corp per the attached component listing).

Sec. 2. That the purchase price of all components shall not exceed \$12,350.00

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

- RESOLUTION NO. 114 Ordering a Public Hearing to Rezone 4740 Lake Road from Residential R1-2 to MR-1 Multiple Residence

WHEREAS, Samuel Simone, of Simone Properties LLC, PO Box 26767, Rochester, New York has submitted to the Town Board an application to re-zone 4740 Lake Road currently zoned Residential R1-2 to Multiple Residence (MR-1); and

WHEREAS, Part I of the State Environmental Quality Review (SEQR) Full Environmental Assessment Form and a map of the property has been filed with the Town along with the required fee.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden will hold a public hearing at the Town Hall, 18 State Street, Brockport, New York, on Tuesday, September 12, 2023 at 6:30 PM to hear all persons interested in the re-zoning of at 4740 Lake Road.

Sec. 2. That the area proposed to be re-zoned is .5 +/- acres, Tax Account No. 083.080-08-001.12.

Sec.3. That the area proposed to be re-zoned is more specifically described as follows:

**Legal Description  
4740 Lake Road  
Tax Account #083.080-08-001.12**

All that tract or parcel of land situate in the Town of Sweden, County of Monroe and State of New York and being a part of Lot No. 11 in the 8<sup>th</sup> Section of Town No. 3 of the Triangular Tract, bounded and described as follows:

Beginning at a point in the north line of Lot No. 11 and the east line of the Lake Road and running thence southerly along the east line of the Lake Road 394.15 feet to an angle point; thence Continuing southerly along the east line of the Lake Road making an exterior angle of 179 23' with the last described course a distance of 440.18 feet to a point in the east line of said Lake Road, said point being the place of beginning of the property herein conveyed; thence Running easterly making an interior angle of 77 13'50" a distance of 200 feet to a point; thence Running northerly making an interior angle of 102 46'10" a distance of 100 feet to a point; thence Running westerly making an interior angle of 70 13'50" a distance of 200 feet to a point in the east line of the Lake Road; thence Running southerly along the east line of the Lake Road a distance of 100 feet to the place of beginning.

Also all that tract or parcel of land situate in the Town of Sweden, County of Monroe and State of New York, and being a part of Lot No. 11 in the 8<sup>th</sup> Section of Town No. 3 of the Triangular Tract, bounded and described as follows:

Beginning at the northwest corner of premises conveyed by Fred Harrier to Elmer G. Adams and Phyllis H. Adams, his wife, by deed dated May 8, 1951, recorded in Monroe County Clerk’s Office in May 21, 1951 in Liber 2683; thence

Running easterly along the north boundary of the said Adams lot a distance of 200 feet to the northeast corner thereof; thence

Running northerly at an interior angle of 102 46’10” to the south boundary of Crestview Drive; thence

Running west along the south boundary of Crestview Drive 200 feet to a point in the west line of Lake Road; thence

Running south along the west boundary of Lake Road to the point of beginning above specified. The said Crestview Drive is laid out on a map made by A.P. Mussi on file in Monroe County Clerk’s Office in Liber 128 of Maps at page 54.

Sec. 4. That the Town Clerk is directed to cause a notice of this hearing to be posted and published as required by law.

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

NON-CONSENT AGENDA:

- Approval for Payment of Bills

All the Board members reviewed the invoice audit journal. Councilperson Humby made a motion that was seconded by Councilperson Hoke authorizing payment of the bills in Abstract 7 dated July 26, 2023 in the amount of \$362,065.13.

General Fund: In the amount of \$78,935.05 as set forth in Abstract 7 dated July 26, 2023.

Highway Fund: In the amount of \$18,761.90 as set forth in Abstract 7 dated July 26, 2023.

Special Fund: In the amount of \$9,136.04 as set forth in Abstract 7 dated July 26, 2023.

Capital Fund: In the amount of \$255,232.14 as set forth in Abstract 7 dated July 26, 2023.

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:

Budget Workshop – Finance Director Leisa Strabel  
Supervisor Johnson cancelled the workshop scheduled for August 1, 2023.

ADJOURNMENT:

As there was no further business to come before the Board, Councilperson Hayles moved to adjourn the July 25, 2023 meeting of the Sweden Town Board at 7:31 p.m. Councilperson Humby seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,  
Karen M. Sweeting, Town Clerk