

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 26, 2023.

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

Visitors present were Jean Evans, Donald Grentzinger, and James Cenci.

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:

No correspondence noted.

REPORTS OF DEPARTMENTS AND BOARD MEMBERS:

Councilperson Hoke commented briefly on the report received from the Building Department and asked if the board had any questions.

Councilperson Humby shared that it is getting more difficult to get baseball coaches and participants – the teams are getting smaller, and they have fewer teams to play. They are now getting involved in GLOW (Genesee, Livingston, Orleans, Wyoming Youth Sports Academy) which will increase the number of teams they can play. A Health Fair will be held October 4th and the Halloween Event will be held earlier on October 26th at 5:30 p.m. The Veterans Day luncheon will be held on November 10th at 11:00 am and will be catered. There has been an increase in SilverSneakers participation – a new class was formed. Dog Control reported nine calls for the month.

Councilperson Sullivan reported two sets of bleachers were re-painted at the Town Park, rolling and maintenance on Nietopski Field, maintenance at the Dog Park, and are still waiting on parts for the Splash Park. They hung six new “no vaping or smoking” signs at the park. Buildings and Grounds have been busy at the community center laying tile in the kitchen. The Boys Scouts have proposed a kicking wall for soccer at the Town Park.

Councilperson Hayles attended the 9/11 ceremony. The Harvest Festival went well, busier than the previous year. Operation Safe Child was well received. The committee will meet to go over the festival and start planning for next year.

Councilperson Hayles attended a Library Board meeting. They decreased the deficit in the proposed budget but are still requesting an increase from the municipalities. Mrs. Hayles would like the library funding discussed at the upcoming workshop. Discussion of wage/salary increases and benefits.

Supervisor Johnson reported the Town Hall renovations are coming along. Mr. Johnson commended those departments that have been working on the East Avenue project. The fence posts for the new basketball/pickleball court will be installed. Mr. Johnson attended the

Supervisor’s meeting. COMIDA projects were discussed, and several municipalities shared their frustrations. Sweden’s COMIDA projects are compliant.

Finance Director Leisa Strabel reported that the Tentative Budget has been officially filed with the Town Clerk – copies were provided to the Board. Snapshots will be out this weekend.

CONSENT AGENDA ITEMS:

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

Discussion: Resolution No. 129 – Rezone 4740 Lake Road 083.08-8-1.12 from Residential R1-2 to MR-1 Multiple Residence – Councilperson Hayles said she is happy with the way the resolution is worded. She feels this is a good alternative and the size and placement of the building will be determined with the Planning Board. Supervisor Johnson reiterated that rezoning deals with the use of the property.

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. 126 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 Daniel Lucas.

NOW, THEREFORE, BE IT RESOLVED:

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

Sec. 2. That the hourly rate of pay is \$14.20 with a start date on or after September 15, 2023.

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

- RESOLUTION NO. 127 Authorizing Supervisor to Sign Maintenance Agreement with Imperial Door Controls, Inc.

WHEREAS, the maintenance agreements between Imperial Door Controls, Inc. and the Town of Sweden will expire on October 31, 2023; and

WHEREAS, the Town Board desires to enter into new agreements for the Town Hall and Community Center.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden does hereby authorize and direct the Supervisor to sign the Maintenance Agreement between the Town of Sweden and Imperial Door Controls, Inc.
- Sec. 2. The term of this agreement shall be for a period of one (1) year, commencing on November 1, 2023 and ending on October 31, 2024 at an annual cost of \$195 per door: one at the Town Hall and four at the Community Center for a total cost of \$975.
- Sec. 3. That the maintenance agreement will cover automatic door labor only to include travel time during business hours; special parts discounts; and two inspection visits per year to adjust, clean, lubricate and tune equipment.
- Sec. 4. That this new agreement does hereby supersede the current agreement due to expire on October 31, 2023.
- Sec. 5. That this resolution shall take effect immediately.

- RESOLUTION NO. 128 Authorizing Grant Application
Justice Court Assistance Program

WHEREAS, there exists a New York State Justice Court Assistance Program; and

WHEREAS, this allows the Town to apply to the Chief Administrative Judge for a grant of state funds to assist in the operation of its Justice Court; and

WHEREAS, the Town of Sweden Justice Court is in need of a new shredder and shelving for the court clerks.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden authorizes the Sweden Town Court to apply for a JCAP grant in the 2023-24 grant cycle up to \$2,328.79.
- Sec. 2. That this resolution shall take effect immediately.

- RESOLUTION NO. 129 Rezone 4740 Lake Road, 083.080-08.0001.12
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, a map, legal description and revised SEQR Short Form has been filed with the Town; and

WHEREAS, the proposed rezoning was reviewed by the Town of Sweden Environmental Conservation Board, the Town of Sweden Highway Department, the Town of Sweden Planning Board, the Town of Sweden Zoning Board of Appeals, the Town Engineer, Monroe County Planning and Development and associated County Departments, the NYS DOT, the NYS DEC, the MCWA and others; and

WHEREAS, a public hearing was held on September 12, 2023 at 6:30 pm and all persons desiring to be heard were heard.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden believes that the Town Comprehensive Plan supports this rezoning action citing: Chapter Four Goals and Polices A.2.a. Require buffers such as landscaping and/or transitional uses between commercial/industrial development and residential neighborhoods; and Chapter Five Land Use Plan: Multi Family Residential – Multi-family residential development is appropriate in many local areas as a transitional land use between lower density neighborhoods of single or two-family dwellings and the higher intensity commercial or light industrial development.

Sec.2. That as an Unlisted Action, the Short Environmental Assessment Form is sufficient and deemed complete for this application.

Sec.3. That the Town Board’s review of this application has focused on whether Multi Family Residential Zoning is an appropriate and compatible use of this property in relationship to the neighborhood. That issues of setbacks and driveway locations are appropriately considered at the time of Planning Board Site Plan Review; and that issues of variances are appropriately considered at the time of Zoning Board of Appeals review. That it is incumbent upon the property owner to apply for and obtain the appropriate approvals that may be required by these boards and other agencies.

Sec.4. That the Zoning Map of the Town of Sweden be amended to changing the zoning classification from Residential R1-2 to MR-1 Multiple Residence 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 8th 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 8th 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. 5. That the Town Clerk is directed and authorized to publish a notice of adoption of this resolution.

Sec. 6. That this amendment and change shall take effect immediately.

NON-CONSENT AGENDA:

- Approval of the minutes of the regular Town Board meeting held on September 12, 2023.

MOTION was made by Councilperson Hoke and seconded by Councilperson Humby to approve the minutes of the regular Town Board meeting held on September 12, 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>Abstain</u>	
Supervisor Johnson	<u>Aye</u>	Adopted

- Approval for Payment of Bills

All the Board members reviewed the invoice audit journal. Councilperson Hoke made a motion that was seconded by Councilperson Hayles authorizing payment of the bills in Abstract 9 dated September 27, 2023 in the amount of \$298,323.33.

General Fund: In the amount of \$65,701.88 as set forth in Abstract 9 dated September 27, 2023.

Highway Fund: In the amount of \$13,292.86 as set forth in Abstract 9 dated September 27, 2023.

Special Fund: In the amount of \$14,872.15 as set forth in Abstract 9 dated September 27, 2023.

Capital Fund: In the amount of \$204,456.44 as set forth in Abstract 9 dated September 27, 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:

Supervisor Johnson presented the board members with quotes for the repair of the sign at the Talamora Trail entrance. Mr. Johnson signed and approved the masonry quote but wanted to discuss the electrical quote. Discussion. The board will seek additional electrical quotes. Still waiting on the quote for the sign.

EXECUTIVE SESSION:

Councilperson Hayles made a motion that was seconded by Councilperson Humby to go into executive session at 6:34 p.m. subject to Public Officer's Law Section 105 (f) personnel matter of a particular person in the Planning Department. All voted in favor of the motion. Motion adopted.

No action taken.

Councilperson Hayles made a motion that was seconded by Councilperson Humby to leave executive session and return to the regular meeting at 6:40 p.m. All voted in favor of the motion. Motion adopted.

ADJOURNMENT:

As there was no further business to come before the Board, Councilperson Hayles moved to adjourn the September 26, 2023 meeting of the Sweden Town Board at 6:41 p.m. Councilperson Humby seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk