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, February 13, 2024.

Town Board Members present were Supervisor Patricia Hayles, Councilperson Scott Maar, Councilperson Tyler Sharpe, and Councilperson Adam Staskiewicz. Councilperson Gary Sullivan was absent. Also present were Finance Director Leisa Strabel, Highway Superintendent Brian Ingraham, Town Attorney Jim Bell, and Town Clerk Karen Sweeting.

Visitors present were Joe Milizia and (? unable to read signature).

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 for all those whose jobs take them in harm's way, such as firefighters, first responders, police officers, and armed service people all over the world.

PRIVILEGE OF THE FLOOR:

No comments.

CORRESPONDENCE:

No correspondence noted.

REPORTS OF DEPARTMENTS AND BOARD MEMBERS:

Written reports were received from the Building Department, Justice Court, Supervisor, and Town Clerk.

CONSENT AGENDA ITEMS:

Councilperson Sharpe made a motion that was seconded by Councilperson Staskiewicz to approve all Consent Agenda items as listed below.

VOTE BY ROLL CALL AND RECORD:

Councilperson MaarAyeCouncilperson SharpeAyeCouncilperson StaskiewiczAyeCouncilperson SullivanAbsent

Supervisor Hayles ADOPTED

• Approval of regular meeting minutes of January 23, 2024

• RESOLUTION NO. 28 Accepting Audit of Court Records

WHEREAS, the Town Board of the Town of Sweden retained Mengel Metzger Barr & Co., Certified Public Accountants, to perform an audit of the Sweden Town Court records and dockets for the fiscal year ending December 31, 2023; and

WHEREAS, MMB & Co. submitted a report of the 2023 court audit on February 1, 2024; and

WHEREAS, the Sweden Town Board has had the opportunity to review the court audit report.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden accepts the findings of Mengel Metzger Barr & Co., Certified Public Accountants pertaining to the 2023 Sweden Town Court records and dockets.
- Sec. 2. That the Director of Finance is authorized to forward a copy of the audit report to the NYS Office of Court Administration.
- Sec. 3. That this resolution shall take effect immediately.
 - RESOLUTION NO. 29

Appoint Recreation Assistant PT

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

WHEREAS, Recreation Director Jill Wisnowski has recommended hiring Katherine Beachel.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden does hereby appoint Katherine Beachel as recreation assistants part-time for a maximum of 28 hours per week.
- Sec. 2. That the hourly rate of pay is \$15.00 with a start date on or after February 15, 2024.
- <u>Sec. 3.</u> That this resolution shall take effect immediately.
 - RESOLUTION NO. 30 Declaration of Intent to be Lead Agency For Monroe County 2024 CDBG Application Sherry Lane Sidewalk Installation and Road Repairs
- WHEREAS, the Sweden Town Board is desirous of submitting an application to Monroe County Community Development Block Grant Funding for the installation of sidewalks on Sherry Drive along with road repairs; 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 action; 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 notification to the County of Monroe as an interested agency, and other agencies if deemed necessary, for the purposes of conducting a coordinated review in determining the 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. 31 Authorizing Purchase of One 2024 Chevrolet Silverado 2500HD Crew Cab Truck with Snowplow
- WHEREAS, the Superintendent of Highways has recommended the purchase of one 2024 Chevrolet Silverado 2500 HD Crew Cab truck for use by the Buildings and Grounds Department; and
- WHEREAS, the 2024 Chevrolet Silverado 2500HD 4 WD crew cab truck with Western MVP3 snowplow is available through the NYS OGS Group 40440 award #23166 Class 1-8 vehicle mini-bid platform; and
- WHEREAS, the specifications were sent to 25 dealers in New York State and the Town of Sweden received three responses:

Bob Johnson Chevrolet: No bid Jim Barnard Chevrolet: \$61,067.34 Mohawk Chevrolet: \$59,919.81; and

- WHEREAS, the Highway Superintendent recommends the purchase from Mohawk Chevrolet; and
- WHEREAS, Director of Finance confirms that there are sufficient funds in the Town Vehicle Reserve for the purchase, if the Town Board so desires.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden hereby authorizes the purchase of one 2024 Chevrolet Silverado 2500HD 4WD crew cab with Western MVP3 snowplow through the NYS OGS Group 40440 award #23166 Class 1-8 mini-bid from Mohawk Chevrolet, 639 State Route 67 Ballston Spa, NY 12020 for fifty nine thousand nine hundred nineteen and eighty one hundredths dollars (\$59,919.81).
- Sec. 2. That it is the intention of the Town Board to fund the purchase from the Town Vehicle Reserve.
- Sec. 3. That this resolution shall take effect immediately.
 - RESOLUTION NO. 32

Silverado 2500 4WD Crew Cab Truck with Western MVP3 Plow from Reserve

- WHEREAS, on November 24, 2009, a reserve was established for the purchase of town vehicles for the buildings and grounds department, park department and dog control department; and
- WHEREAS, the Building and Grounds Department has requested a 2024 Chevrolet Silverado 2500 4WD crew cab truck; and
- WHEREAS, there are funds available in the Reserve for Town Vehicles for the purchase of a truck.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden does hereby authorize the expenditure of up to fifty-nine thousand nine hundred twenty dollars (\$59,920.00) from the Reserve for Town Vehicles for the purchase of a 2024 Chevrolet Silverado 2500 4WD Crew Cab Truck with Western MVP3 Plow for the Building and Grounds Department.
- <u>Sec. 2.</u> That pursuant to Section 6-C of the General Municipal Law, this expenditure is subject to permissive referendum.
- Sec. 3. That the Town Clerk is directed to publish a public notice as required by law.
- Sec. 4. That this resolution shall take effect immediately.
 - RESOLUTION NO. 33 Authorizing Purchase of One 2024 Chevrolet Silverado 3500HD Crew Cab Truck
- WHEREAS, the Superintendent of Highways has recommended the purchase of one 2024 Chevrolet Silverado 3500 HD Crew Cab truck for the highway department; and
- WHEREAS, the 2024 Chevrolet Silverado 3500HD 4 WD crew cab truck is available through the NYS OGS Group 40440 award #23166 Class 1-8 vehicle mini-bid platform; and
- WHEREAS, the specifications were sent to 25 dealers in New York State and the Town of Sweden received three responses:

Bob Johnson Chevrolet: No bid Jim Barnard Chevrolet: \$53,619.81 Mohawk Chevrolet: \$52,558.99; and

WHEREAS, the Highway Superintendent recommends the purchase from Mohawk Chevrolet; and

WHEREAS, Director of Finance confirms that there are sufficient funds in the 2024 Highway Equipment budget line.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden hereby authorizes the purchase of one 2024 Chevrolet Silverado 3500HD 4WD crew cab truck through the NYS OGS Group 40440 award #23166 Class 1-8 mini-bid from Mohawk Chevrolet, 639 State Route 67 Ballston Spa, NY 12020 for fifty-two thousand five hundred fifty-eight and ninety-nine hundredths dollars (\$52,558.99).
- Sec. 2. That it is the intention of the Town Board to auction the 2016 Chevrolet Silverado truck this vehicle replaces when delivery of the 2024 truck is made.
- Sec. 3. That this resolution shall take effect immediately.
 - RESOLUTION NO. 34 Authorize Purchase of Arctic HD14 Sectional Snow Pusher
- WHEREAS, the Highway Superintendent has recommended the purchase of an Arctic HD14 sectional snow pusher with fusion hooks; and
- WHEREAS, the following quotes were received:

LL Equipment Sales
Alta Equipment Company \$19,350.00

\$19,519.00

WHEREAS, the Highway Superintendent recommends the purchase be made from Alta Equipment Company.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden hereby authorizes the purchase of an Arctic HD14 sectional snow pusher with fusion hooks from Alta Equipment Company, 4554 West Saile Drive, Batavia, NY 14020 for the price of nineteen thousand three hundred fifty dollars (\$19,350).
- Sec. 2. That the Director of Finance confirms that there are funds available in the Highway Townwide Fund Equipment Line.
- <u>Sec. 3.</u> That this resolution shall take effect immediately.
 - RESOLUTION NO. <u>35</u> Authorizing Purchase of One 2024 Volvo EWR 170E Wheeled Excavator with Attachments
- WHEREAS, the Highway Superintendent has requested the replacement of the Hyundai 200W3 wheeled excavator with a 2024 Volvo EWR 170E wheeled excavator with attachments; and

- WHEREAS, the excavator is available through the NYS OGS Sourcewell heavy equipment Contract, Group 40625 #PC69437, Sourcewell Contract Award #032119-VCE at a cost of three hundred sixteen thousand six hundred seventy-four dollars (\$316,674.00); and
- WHEREAS, the Director of Finance confirms that there are funds available for the purchase in the Highway Equipment Reserve.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden hereby authorizes the purchase of one 2024 Volvo EWR 170E wheeled excavator with attachments from Alta Equipment Company, 4554 West Saile Drive, Batavia, NY 14020, in an amount not to exceed three hundred sixteen thousand six hundred seventy-four dollars (\$316,674.00).
- Sec. 2. That it is the intention of the Sweden Town Board to fund the purchase from the Highway Equipment Reserve.
- <u>Sec. 3.</u> That this resolution shall take effect immediately.
 - RESOLUTION NO. 36 Authorize Purchase of 2024 Volvo EWR 170E Wheeled Excavator with attachments from Highway Equipment Reserve
- WHEREAS, a Reserve was established for Highway Equipment on December 13, 2005; and
- WHEREAS, the Highway Superintendent has requested the purchase of a 2024 Volvo EWR 170E wheeled excavator with attachments from Alta Equipment Company, 4554 West Saile Drive, Batavia, NY 14020, in an amount not to exceed three hundred sixteen thousand six hundred seventy-four dollars (\$316,674.00).
- WHEREAS, the Director of Finance confirms there are funds available in the Highway Equipment Reserve for this purchase.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden does hereby authorize the expenditure of three hundred sixteen thousand six hundred seventy-four (\$316,674.00) from the Highway Equipment Reserve for the purchase of a 2024 Volvo EWR 170E wheeled excavator with attachments.
- <u>Sec. 2.</u> That pursuant to Section 6-C of the General Municipal Law, this expenditure is subject to permissive referendum.
- Sec. 3. That the Town Clerk is directed to publish a public notice as required by law.

<u>Sec. 4.</u> That this resolution shall take effect immediately.

• RESOLUTION NO. 37 <u>Approve Highway Superintendent Travel Request</u>

WHEREAS, the Highway Superintendent has requested permission to travel to Albany on March 5 and 6, 2024 to advocate for an increase in CHIPs funding; and

WHEREAS, the cost to attend includes one night lodging at approximately \$285.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. The Town Board of the Town of Sweden hereby approves the expenditure of up to \$300 for one night's lodging in Albany, New York in order for the Highway Superintendent to attend Local Roads Advocacy Day.

<u>Sec. 2.</u> That this resolution shall take effect immediately.

• RESOLUTION NO. 38

Authorize Sale of Equipment

WHEREAS, the Superintendent of Highways and Director of Finance have recommended the sale of several pieces of equipment through Auctions International.

NOW, THEREFORE BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden hereby authorizes the sale of the following equipment through Auctions International:
 - 2001 Hyundai wheeled excavator with buckets
 - Bucket for excavator
 - 1999 Roanoke mower for excavator
 - Prentice grapple for excavator
 - 2010 Ford F-450 truck with dump box
 - 2012 Salt spreader
 - 2005 Protech snow pusher
 - 2014 Exmark zero-run mower with mulching kit (cemetery)
 - 2005 Jacobson HR5111 mower (park)
 - 2001 John Deere Gator (park)
 - Conference table
 - Walk-in freezer (small)
 - Walk-in freezer (large)
- Sec. 2. The Town reserves the right to reject any and all bids.
- Sec. 3. That this resolution shall take effect immediately.
 - RESOLUTION NO. 39 <u>Authorizing Replacement Zone Valves</u>

WHEREAS, the Sweden Town Board has received the following proposals for the replacement of 13 zone valves at the Sweden Town Hall:

Airserv Heating & Airconditiong	\$ 5,299.00
Lloyd Mechanical, Co. LLC	\$ 9,888.51
Wolf Mechanical Service	\$12, 615.00

BE IT HEREBY RESOLVED:

Sec. 1. That the Town Board authorizes the Supervisor to enter into a contract with Aireserv Heating & Air Conditioning for the replacement of the 13 zone valves at the Sweden Town Hall at a cost of five thousand two hundred ninety-nine dollars (\$5,299.00).

<u>Sec. 2.</u> That this resolution shall take effect immediately.

• RESOLUTION NO. <u>40</u> Authorizing Preventative Maintenance <u>Contract for 2024 – Airesery</u>

WHEREAS, the Sweden Town Board has received the following proposals for the 2024 HVAC maintenance at the Sweden Town Hall and the Sweden/Clarkson Community Center:

Airserv Heating & Airconditiong Town Hall \$805.00 Community Center TOTAL \$3,313.00

Wolf Mechanical Service Both Buildings: \$3,800.00

BE IT HEREBY RESOLVED:

Sec. 1. That the Town Board authorizes the Supervisor to enter into a contract with Aireserv Heating & Air Conditioning for preventative maintenance of the heating system and air conditioning units at the Sweden Town Hall and the Sweden/Clarkson Community Center for a total of three thousand three hundred and thirteen dollars (\$3,313.00).

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

ADDITIONAL BUSINESS:

Supervisor Hayles sent all board members a memo regarding the discussions that took place at a meeting with local officials concerning the eclipse happening on April 8, 2024, particularly traffic and safety concerns for the residents of the Town of Sweden. Mrs. Hayles realizes that our Town will have many visitors for this event, but the concern of the board is our residents. Discussions included: placement of law enforcement on main roads, encouraging residents to do local business days prior to the event, cell phone usage, Town Hall and Highway Departments remaining open, closing the Town Park to vehicular traffic, closing regular programming at the Sweden Clarkson Community Center, closing Bader Way, and restricting parking on Town roads to ensure medical and emergency services access.

PUBLIC HEARING

At 6:19 p.m. Supervisor Hayles called to order the public hearing. The purpose of the public hearing was to hear all persons for or against the adoption of a Local Law amending Chapter 164 Taxation, Article 1 Senior Citizens Tax Exemptions, of the Sweden Town Code.

Supervisor Hayles waived the reading of the legal notice.

Supervisor Hayles stated that this local law proposes to raise the income level for the senior citizen exemption, describing the changes and how the level was determined.

Resident Joe Milizia said he thought the income level increased to \$58,000. Mrs. Hayles said that is the county level, the Town chose a little less than that due to the Town's median income.

No other comments. The Public Hearing was closed at 6:24 p.m.

ADDITIONAL BUSINESS:

Supervisor Hayles continued discussions on the eclipse event. Updates will be provided via Suburban News and the website. Discussion with the Town Attorney regarding temporary parking restrictions.

Town Attorney Jim Bell detailed a potential Public Assembly Permit application for April 8, 2024 and correspondence received to date.

EXECUTIVE SESSION:

Councilperson Maar made a motion that was seconded by Councilperson Sharpe to go into executive session at 6:35 p.m. subject to Public Officer's Law Section 105 (h) proposed acquisition, sale, or lease of property and Public Officer's Law Section 108 (3) Confidential Consultation with the Town Attorney. All voted in favor of the motion – four ayes. Motion adopted.

No action taken.

Councilperson Sharpe made a motion that was seconded by Councilperson Staskiewicz to leave executive session and return to the regular meeting at 7:25 p.m. All voted in favor of the motion – four ayes. Motion adopted.

NON-CONSENT AGENDA:

•	RESOLUTION NO.	41	SEQRA Determination – Local Law
			Amend Chapter 164 Taxation

WHEREAS, the Town Board of the Town of Sweden intends to amend Chapter 164; and

WHEREAS, such a Local Law is defined by 6 NYCRR §617.5 as a Type II action for which no environmental review is necessary.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Sweden Town Board does hereby designate the proposed Local Law as a Type II action.

<u>Sec. 2.</u> That this resolution shall take effect immediately.

MOTION for adoption of this resolution by <u>Councilperson Sharpe</u> Seconded by <u>Councilperson Staskiewicz</u>

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Maar
Councilperson Sharpe
Councilperson Staskiewicz
Councilperson Sullivan
Supervisor Hayles
Aye
Aye

ADOPTED

• RESOLUTION NO. 42

Adopt Local Law No.1 of 2024 – Amending Sweden Town Code Chapter 164, Taxation Article 1 Senior Citizens Tax Exemptions

- WHEREAS, the Town Board of the Town of Sweden has determined that it is in the best interests of the Town of Sweden for certain amendments to be made to Sweden Town Code Chapter 164 Taxation; and
- WHEREAS, a duly advertised Public Hearing was held by the Town Board at the Town Hall, 18 State Street, Brockport, New York, on February 13, 2024, at 6:15 PM., to hear all persons interested in the adoption of Local Law No. 1 of 2024 Amending Sweden Town Code Chapter 164, Article 1 Senior Citizens Tax Exemptions; and

WHEREAS, all persons desiring to be heard were heard and due deliberation having been had.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That Chapter 164 Article 1 Senior Citizens Tax Exemptions is amended as attached in Exhibit A.
- Sec. 2. That the amendments include those duly advertised and grammatical corrections.
- Sec. 3. That the Town Board of the Town of Sweden hereby adopts Local Law No. 1 of 2024 Amending Sweden Town Code Chapter 164, Article 1 Senior Citizens Tax Exemptions.
- Sec. 4. That the Town Clerk is authorized and directed to file a complete copy of Local Law No.1 of 2024 with the Secretary of State, as required by law.
- <u>Sec. 5.</u> That this resolution shall take effect immediately.

MOTION for adoption of this resolution by <u>Councilperson Staskiewicz</u> Seconded by <u>Councilperson Maar</u>

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Maar
Councilperson Sharpe
Councilperson Staskiewicz
Councilperson Sullivan

Aye
Aye
Aye
Absent

Supervisor Hayles ADOPTED

• RESOLUTION NO. <u>43</u> Authorize Update Agency Agreement Moore Corp.

Real Estate, Inc. Regarding 133 State Street

WHEREAS, the Town Board of the Town of Sweden and the Village Board of the

Village of Brockport entered into a Memorandum of Understanding regarding the real property located at 133 State Street, Brockport, NY identified as tax account numbers 069.13-1-18 and 069.13-1-19 on July

23, 2019; and

WHEREAS, the Town Board of the Town of Sweden entered into an Agency

Agreement with Moore Corporate Real Estate, Inc., Rochester, New York, in August of 2019 regarding the real property located at 133 State Street, Brockport, NY identified as tax account numbers 069.13-1-18 and 069.13-

1-19; and

WHEREAS, the Agency Agreement was extended in 2020.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden authorizes the Supervisor to

execute an extension of the Agency Agreement with Moore Corporate Real Estate, Inc., Rochester, New York, regarding the real property located at 133 State Street, Brockport NY and identified as tax account numbers 069.13-1-18 and 069.13-1-19, originally entered into in 2019 and

updated in 2020.

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

MOTION for adoption of this resolution by <u>Councilperson Maar</u> Seconded by Councilperson Staskiewicz

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Maar Aye

Councilperson Sharpe
Councilperson Staskiewicz
Councilperson Sullivan
Supervisor Heales

Supervisor Hayles <u>Aye</u> ADOPTED

• RESOLUTION NO. <u>44</u> <u>Authorizing Notice of Termination of Lease</u>

WHEREAS, Lifetime Assistance, Inc., a not-for-profit corporation having its principal place of businesses located at 425 Paul Road Rochester, NY 14624, has leased space at the Sweden Senior Center, 133 State Street, Brockport, NY 14420; and

WHEREAS, the Town Board of the Town of Sweden is desirous of terminating the lease arrangement.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden authorizes the Town Attorney to prepare the Termination of Lease Notice and any other documents necessary to accomplish the Termination of the Lease.
- Sec. 2. That Town Board of the Town of Sweden authorizes the Supervisor to sign any and all necessary documents needed by the Town Attorney in the performance of this Lease Termination.
- <u>Sec. 3.</u> That this resolution shall take effect immediately.

MOTION for adoption of this resolution by <u>Councilperson Sharpe</u> Seconded by <u>Councilperson Staskiewicz</u>

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Maar

Councilperson Sharpe

Councilperson Staskiewicz

Councilperson Sullivan

Absent

Supervisor Hayles Aye ADOPTED

ADDITIONAL BUSINESS AND ANNOUNCEMENTS:

No additional business or announcements. Review of budgetary reports postponed to meeting of February 27, 2024.

ADJOURNMENT:

As there was no further business to come before the Board, Councilperson Sharpe moved to adjourn the February 13, 2024 meeting of the Sweden Town Board at 7:29 p.m. Councilperson Staskiewicz seconded the motion. All voted in favor of the motion – four ayes. Motion adopted.

Respectfully submitted,

Karen M. Sweeting Town Clerk