

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, May 13, 2025.

Town Board members present were Supervisor Patricia Hayles, Councilperson Scott Maar, Councilperson Adam Staskiewicz, and Councilperson Gary Sullivan. Councilperson Tyler Sharpe was absent. Also present were Finance Director Hiedi Librock, Town Attorney James Bell, Superintendent of Highways Brian Ingraham, and Town Clerk Karen Sweeting.

Visitors present – resident David Newman and Scott Mattison from MRB Group.

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 our first responders and those in the armed services around the world.

**PRIVILEGE OF THE FLOOR:**

David Newman addressed the Board regarding the number of accidents occurring at the intersection of New Campus Drive and Redman Road suggesting installation of a roundabout. Supervisor Hayles explained that Redman Road is under the jurisdiction of NYS DOT.

**PRESENTATION:**

Scott Mattison from MRB Group provided an update to the proposed LaDue, Swamp, West Sweden Road Water Improvement Area. In March the Town received a letter of condition from USDA Rural Development. The Town was awarded a \$4.45 million loan at 2.5% interest and the remaining \$6,750,000 in grant funds to fund the proposed water district. The next step will be to form the district by legal petition or Town Board action. The Town has decided to move forward with the legal petition process. A public meeting for those within the district will be held and petitions will be available to sign. The NYS Comptroller’s Office requires review and approval of the district prior to forming and construction.

**CORRESPONDENCE:**

No correspondence noted.

**REPORTS OF BOARD AND DEPARTMENTS:**

Reports will be given at the next meeting on May 27, 2025.

**CONSENT AGENDA ITEMS:**

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

**VOTE BY ROLL CALL:**

Councilperson Maar	<u>Aye</u>
Councilperson Sharpe	<u>Absent</u>
Councilperson Staskiewicz	<u>Aye</u>
Councilperson Sullivan	<u>Aye</u>
Supervisor Hayles	<u>Aye</u>

**ADOPTED**

- Approval of the minutes of the regular Town Board meeting held on April 22, 2025.
- RESOLUTION NO. 75 Authorize Supervisor to Sign MRB Group Owner - Engineer Agreement for the Ladue, Swamp and West Sweden Road Water Improvement Benefit Area

WHEREAS, the Town of Sweden has received a commitment of US Rural Development Funds for the construction of the Ladue, Swamp and West Sweden Road Water Improvement Benefit Area; and

WHEREAS, Rural Development requires an Owner-Engineer agreement to be in place; and

WHEREAS, the Town Board of the Town of Sweden wishes to enter into such an agreement with MRB Group.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Sweden Town Board hereby authorizes the Supervisor to sign the MRB Group Owner-Engineer agreement for the Ladue, Swamp and West Sweden Road Water Improvement Benefit Area.

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

- RESOLUTION NO. 76 Authorizing Supervisor to Sign Grant Agreement – LaDue, Swamp and West Sweden Water Improvement Benefit Area

WHEREAS, the Town Board of the Town of Sweden has been awarded a grant from the United States Department of Agriculture Rural Utilities Service for the purpose of Water Improvement Benefit Area Project for Ladue, Swamp and West Sweden Roads; and

WHEREAS, the Town Board of the Town of Sweden has reviewed the terms and conditions of the grant agreement attached hereto.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. that the Town Board of the Town of Sweden hereby accepts the grant award and approves the terms and conditions of the grant agreement.

Sec. 2. That the Town Supervisor is hereby authorized and directed to execute the grant agreement and any related documents on behalf of the Town of Sweden and to take all actions necessary to carry out the terms and intent of this resolution.

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

- RESOLUTION NO. 77 Loan Authorization LaDue, Swamp and

West Sweden Road Water District

A Resolution of the Town Council of the Town of Sweden authorizing and providing for the incurrence of indebtedness for the purpose of providing a portion of the cost of acquiring, constructing, enlarging, improving, and/or extending its LaDue, Swamp and West Sweden Road Water District drinking water facility to serve an area lawfully within its jurisdiction to serve.

WHEREAS, it is necessary for the Town of Sweden (herein after called Association) to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of Four Million Four Hundred Fifty Thousand & 00/100 pursuant to the provisions of subject to NYS Statutes & Local Finance Law; and

WHEREAS, the Association intends to obtain assistance from the United States Department of Agriculture, (herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.) in the planning, financing, and supervision of such undertaking and the purchasing of bonds lawfully issued, in the event that no other acceptable purchaser for such bonds is found by the Association.

NOW THEREFORE, in consideration of the premises the Association hereby resolves:

1. To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds containing such items and in such forms as are required by State statutes and as are agreeable and acceptable to the Government.
2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the Association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U.S.C. 1983(c)).
3. To provide for, execute, and comply with Form RD 400-4, "Assurance Agreement," and Form RD 400-1, "Equal Opportunity Agreement," including an "Equal Opportunity Clause," which clause is to be incorporated in, or attached as a rider to, each construction contract and subcontract involving in excess of \$10,000.
4. To indemnify the Government for any payments made or losses suffered by the Government on behalf of the Association. Such indemnification shall be payable from the same source of funds pledged to pay the bonds or any other legally permissible source.
5. That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Government at its option may (a) declare the entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the Association (payable from the source of funds pledged to pay the bonds or any other legally permissible source), incur and pay reasonable expenses for repair, maintenance, and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain, and operate or rent it. Default under the provisions of this

resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the Association, and default under any such instrument may be construed by the Government to constitute default hereunder.

6. Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof, or interest therein, or permit others to do so, without the prior written consent of the Government.
7. Not to defease the bonds, or to borrow money, enter into any contractor agreement, or otherwise incur any liabilities for any purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.
8. To place the proceeds of the bonds on deposit in an account and in a manner approved by the Government. Funds may be deposited in institutions insured by the State or Federal Government or invested in readily marketable securities backed by the full faith and credit of the United States. Any income from these accounts will be considered as revenues of the system.
9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance, and the establishment of adequate reserves. Revenue accumulated over and above that needed to pay operating and maintenance, debt service and reserves may only be retained or used to make prepayments on the loan. Revenue cannot be used to pay any expenses which are not directly incurred for the facility financed by USDA. No free service or use of the facility will be permitted.
11. To acquire and maintain such insurance and fidelity bond coverage as may be required by the Government.
12. To establish and maintain such books and records relating to the operation of the facility and its financial affairs and to provide for required audit thereof as required by the Government, to provide the Government a copy of each such audit without its request, and to forward to the Government such additional information and reports as it may from time to time require.
13. To provide the Government at all reasonable times access to all books and records relating to the facility and access to the property of the system so that the Government may ascertain that the Association is complying with the provisions hereof and of the instruments incident to the making or insuring of the loan.
14. That if the Government requires that a reserve account be established, disbursements from that account(s) may be used when necessary for payments due on the bond if sufficient funds are not otherwise available and prior approval of the Government is obtained. Also, with the prior written approval of the Government, funds may be withdrawn and used for such things as emergency maintenance, extensions to facilities and replacement of short lived assets.
15. To provide adequate service to all persons within the service area who can feasibly and legally be served and to obtain USDA's concurrence prior to refusing new or adequate services to such persons. Upon failure to provide services which are feasible and legal, such person shall have a direct right of action against the Association or public body.

- 16. To comply with the measures identified in the Government’s environmental impact analysis for this facility for the purpose of avoiding or reducing the adverse environmental impacts of the facility’s construction or operation.
- 17. To accept a grant in an amount not to exceed \$6,750,000.00 under the terms offered by the Government; that the Supervisor and Town Clerk of the Association are hereby authorized and empowered to take all action necessary or appropriate in the execution of all written instruments as may be required in regard to or as evidence of such grant; and to operate the facility under the terms offered in said grant agreement(s).

The provisions hereof and the provisions of all instruments incident to the making or the insuring of the loan, unless otherwise specifically provided by the terms of such instrument, shall be binding upon the Association as long as the bonds are held or insured by the Government or assignee. The provisions of sections 6 through 17 hereof may be provided for in more specific detail in the bond resolution or ordinance; to the extent that the provisions contained in such bond resolution or ordinance should be found to be inconsistent with the provisions hereof, these provisions shall be construed as controlling between the Association and the Government or assignee.

- RESOLUTION NO. 78                      Appoint Recreation Assistant PT - Christy

WHEREAS, there is a need for a Recreation Assistant in the recreation department; and

WHEREAS, Recreation Director Jill Wisnowski has recommended hiring Quinn Christy.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1.            That the Town Board of the Town of Sweden does hereby appoint Quinn Christy as a recreation assistant part-time for a maximum of 28 hours per week.
- Sec. 2.            That the hourly rate of pay is \$15.50 with a start date on or after May 19th, 2025.
- Sec. 3.            That this resolution shall take effect immediately.

- RESOLUTION NO. 79                      Appoint Co-Assistant Summer Camp Directors

WHEREAS, the recreation department will be running a day camp this summer of 2025; and

WHEREAS, the Recreation Director has requested that Recreation Assistants Kate Bieler and Andrew Lennartz serve as Co-Assistant Summer Camp Directors.

NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1.            That the Town Board of the Town of Sweden does hereby appoint Kate Bieler and Andrew Lennartz as Co-Assistant Summer Camp Director.
- Sec. 2.            That this appointment does not constitute an offer of permanent employment or any benefits that are normally attached to permanent appointments.

Sec. 3. That the rate of pay will be \$16.50 per hour.

Sec. 4. That the term of appointment for Co-Assistant Summer Camp Director will begin on or after June 30, 2025 and end on or before August 31, 2025.

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

- RESOLUTION NO. 80 Declare Surplus Items for Disposal

WHEREAS, the Sweden Town Board adopted the Scrap Materials Policy and Procedures on February 8, 2011; and

WHEREAS, Section 1 of such policy and procedure states that prior to disposal, assets must be declared as surplus items by the Sweden Town Board.

NOW THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden hereby declares as surplus several items that have fallen into disrepair at the Community Center and directs the highway department to dispose of:

Playground Equipment

Sec. 2. That the Town Board of the Town of Sweden hereby declares as surplus many items that have fallen into disrepair at the Town Highway and directs the highway department to dispose of:

Salt Spreader, Transmission Jack, Toro Hover Mower, Mower Deck Mounted Weed Wacker attachment, Miller shop master CC/CV AC/DC welder power.

Sec. 3. That the Town Board of the Town of Sweden hereby declares as surplus many items that have fallen into disrepair in the Buildings and Grounds Department and directs the highway department to dispose of:

Exmark Zero Turn Mower, Powerlift Floor Burnisher, Minuteman Floor Burnisher, Champion Dryline Marker, Troy Built Edger, (2) Wheel borrows, (6) soccer goal wheel kits, (15) electrical Ground Rods

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

- RESOLUTION NO. 81 Award Bid for the RTU Replacement at the Sweden/Clarkson Community Center

WHEREAS, the Town Board of the Town of Sweden authorized Bids for the RTU Replacement at the Sweden/Clarkson Community Center on April 8, 2025 by Resolution 66 of 2025; and

WHEREAS, the Town Clerk advertised bids pursuant to law and the following bids were received:

	Bid
WOLF Mechanical Svc, LLC	\$345,500.00
Betlem Svc Corp	\$294,900.00
Leo Roth Corp.	\$257,800.00
Pipitone Enterprises, LLC	\$233,240.00
Landry Mechanical Contractors, LLC	\$225,511.00
Triple-O Mechanical, Inc.	\$214,300.00
Llyod Mechanical Co.,LLC	\$190,965.00
RD Max Enterprises, dba Airserv of Rochester	\$188,420.20

WHEREAS, after review by the Town Architect, the recommendation is to award the bid to RD Max Enterprise, Inc. DBA Airserv of Rochester.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden, upon the recommendation of the Architect, does hereby award the bid for the RTU replacement at the Sweden/Clarkson Community Center to RD Max Enterprise, Inc. DBA Airserv of Rochester, 14 Amity Street, Spencerport, NY 14559 for the bid price of one hundred eight-eight thousand four hundred twenty and twenty dollars and twenty cents (\$188,420.20).

Sec. 2. That the Supervisor is authorized to execute all necessary documents.

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

- RESOLUTION NO. 82 Reject Bids for the Roof restoration at the Sweden/Clarkson Community Center

WHEREAS, The Sweden Town Board issued a request for bids on April 8, 2025 by Resolution 66 of 2025 for the roof restoration project at the Sweden/Clarkson Community Center; and

WHEREAS, The Town Architect received and reviewed bids submitted in response to the request; and

WHEREAS, After careful consideration, the Town Board has determined that it is in the best interest of the organization to reject all bids.

NOW, THEREFORE, BE IT RESOLVED,

Sec. 1. That the Board hereby rejects all bids received for the roof restoration project; and

Sec. 2. That the Board reserves the right to revise the scope of work and reissue the request for bids at a future date, or to explore alternative options for completing the project; and

Sec. 3. That the Town Architect is authorized to notify all bidders of the Town Board's decision and to take any further action necessary to carry out the intent of this resolution.

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

- RESOLUTION NO. 83 Waive Sign Permit for Brockport Fire District

WHEREAS, the Town Board of the Town of Sweden recognizes the importance of supporting the Brockport Fire District; and

WHEREAS, the Brockport Fire District has asked for the sign fee be waived for their sign fee application at 80 Owens Road, Brockport, NY; and

WHEREAS, waiving this fee aligns with the municipality's commitment to community support.

NOW, THEREFORE, BE IT RESOLVED, that:

Sec. 1. That the Town Board of the Town of Sweden hereby waives the sign fee for the Brockport Fire District Sign Permit application received on April 25, 2025.

Sec. 2. That the Building Inspector is directed to notify the Brockport Fire Department of its implementation.

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

- RESOLUTION NO. 84 Re-Authorize Purchase of Floor Cleaning Machine for Buildings & Grounds Operations

WHEREAS, the Building and Grounds Department was previously authorized by Resolution No. 72 on April 25, 2025 to procure a 26" Trident T266SC Plus SLA floor cleaning machine HIL56007SLA from Hillyard for a total cost of \$10,505.29; and

WHEREAS, due to a recent and significant increase in the cost of the originally authorized equipment model, the acquisition is no longer feasible within the approved budget; and

WHEREAS, a comparable alternative model, 26" Trident T26SC Pro SLA floor cleaning machine HIL56047SLA, has been identified, which meets the required specifications and performance standards, and is available at a more cost-effective price.



NOW, THEREFORE, BE IT RESOLVED:

- Sec. 1. That the Town Board of the Town of Sweden hereby approves the substitution of 26” Trident T26SC Pro SLA floor cleaning machine HIL56047SLA in place of the previously authorized 26” Trident T266SC Plus SLA floor cleaning machine HIL56007SLA.
- Sec. 2. That the total expenditure shall not exceed the originally approved budget of \$10,505.29, and all procurement shall follow the applicable purchasing policies and procedures of the organization.
- Sec. 3. That Buildings and Grounds Superintendent is authorized to take all necessary actions to implement this change and complete the equipment acquisition.
- Sec. 4. That this resolution shall take effect immediately.

NON-CONSENT AGENDA:

No items

ADDITIONAL BUSINESS AND ANNOUNCEMENTS:

No additional business or announcements.

ADJOURNMENT:

As there was no further business to come before the Board, Councilperson Sullivan moved to adjourn the May 13, 2025 meeting of the Sweden Town Board at 6:15 p.m. Councilperson Maar seconded the motion. All voted in favor of the motion – four ayes. Motion adopted.

Respectfully submitted,

Karen M. Sweeting, Town Clerk