

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 24, 2024.

Town Board Members present were Supervisor Patricia Hayles, Councilperson Scott Maar, Councilperson Tyler Sharpe, Councilperson Adam Staskiewicz, and Councilperson Gary Sullivan. Also present were Finance Director Hiedi Librock, Town Attorney Jim Bell, and Town Clerk Karen Sweeting.

Visitor present was Don Pophal.

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 reflection for our first responders and all those that put themselves in harm's way.

#### PRIVILEGE OF THE FLOOR

Don Pophal addressed the board commending the Highway Department and Superintendent of Highways Brian Ingraham on the paving project at the Seymour Library. It was a cooperative effort with all three municipalities – Clarkson, Sweden, Village of Brockport.

#### CORRESPONDENCE

Supervisor Hayles noted correspondence received from the Monroe County Sheriff explaining the initiatives they are taking on including human trafficking, recruitment, and heroine task force.

#### REPORTS OF THE BOARD AND DEPARTMENTS:

Town Attorney Jim Bell reported updates to the sale of 133 State Street.

**Finance Director Hiedi Librock reported that the 2025 Tentative Budget has been officially filed with the Town Clerk.**

Councilperson Staskiewicz reported that the recreation brochure went out in August. Fall programs are in progress and the Halloween event has been scheduled. Swim classes will resume at the Brockport HS pool.

Councilperson Sullivan reported that Buildings and Grounds have been repairing the infield of Field 5 and the retaining walls at Nietopski Field along with grading and reseeding. Repair and maintenance at the Splash Park and outdoor storage sheds at the SCCC. Fields are being used for soccer and flag football. The dedication of the fishing deck was held on September 13<sup>th</sup> with approximately 60 in attendance. Mr. Sullivan feels it is a nice addition and appreciates the Foundations fundraising efforts for the project.

Councilperson Maar reported the success of the summer reading program. The one-day parking lot closure didn't seem to be an issue. There is a Truck Rodeo on September 27<sup>th</sup>. The bathroom remodels have started and are expected to be complete by November 16<sup>th</sup>. Programs will be offered off site through construction. The Seymour Library Board Finance Committee is looking into NY CLASS options.

Councilperson Sharpe reported that repairs to the mausoleum at the cemetery are taking place as well as continued mowing. Mr. Sharpe thanked Highway Superintendent Brian Ingraham and his crew, along with Phyllis Brudz in helping with the Harvest Festival. The

festival was a success due to donations and participation from the library and several other local businesses and the Monroe County Sheriff’s Department.

Supervisor Hayles received the following report from Superintendent of Highways Brian Ingraham:

- Milled and paved the parking lot at the Seymour Library, lead town on the project with the cost evenly divided among the three municipalities
- Chip sealed and fog sealed Ellis Drive, Timber Trail, Rogers Parkway, Northview Subdivision, and Salmon Creek Road
- Flushing sanitary sewer lines
- Assisted the Towns of Clarkson and Hamlin, and the Village of Brockport
- Completed site work for the installation of the fishing deck at the Sweden Town Park
- Completed site work for the repairs to the mausoleum
- Assisted with the annual Harvest Festival
- Milled and paved the parking lot at the West Avenue fire station
- Completed drainage work for the Brockport Central School District

Supervisor Hayles reported that the proposed water district is moving forward, and the grant application will be filed by the end of the month. David Strabel has resigned from the Planning Board and Landmarks Advisory Board but will continue to review commercial projects. Mrs. Hayles is trying to determine whether the additional ARPA funds from Monroe County can be used toward the roof at the SCCC. The rabies clinic was held, 239 vaccines were administered. Received a few resident complaints regarding traffic control. Mrs. Hayles reached out to the Monroe County Sheriff.

Supervisor Hayles participated in a zoom meeting with Association of Towns. They are a valuable resource. The next zoom relates to libraries. Mrs. Hayles attended the Monroe County Supervisor’s luncheon. The AOT President attended. Highway funding and even-year elections were discussed. AOT is looking to form a pooled plan for health insurance for retirees at a cost savings.

Supervisor Hayles met with John Swierkos from Iroquois Rock to discuss options for use of the Reclamation Fund. She met with Sweden Planning Board Chair Craig McAllister to discuss subdivision formation, ongoing projects, and the vacancy on the board. Mrs. Hayles shared a training opportunity on October 28<sup>th</sup> in Amherst for Planning and Zoning. She met with a representative for NY CLASS and feels this will be a very good option for the Town.

Supervisor Hayles explained the proposed moratorium resolutions on the agenda, primarily for updating the Town Code. A committee will be formed to review the Town Code. The Comprehensive Plan is scheduled for updates in 2025.

Supervisor Hayles mentioned the Veterans Day event on November 8<sup>th</sup> at 11 a.m. Mrs. Hayles attended the 911 memorial event and the fishing deck dedication.

**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:**

Councilperson Maar	<u>Aye</u>
Councilperson Sharpe	<u>Aye</u>

Councilperson Staskiewicz  
Councilperson Sullivan  
Supervisor Hayles

Aye  
Aye  
Aye

ADOPTED

- RESOLUTION NO. 124 Municipal Cooperation Resolution

WHEREAS, New York General Municipal Law, Article 5-G, Section 119-o (Section 119-o) empowers municipal corporations {defined in Article 5-G, Section 119-n to include school districts, boards of cooperative educational services, counties, cities, towns and villages, and districts} to enter into, amend, cancel, and terminate agreements for the performance among themselves (or one for the other) of their respective functions, powers, and duties on a cooperative or contract basis; and

WHEREAS, the Sweden Town Board wishes to invest portions of its available investment funds in cooperation with other corporations and/or districts pursuant to the NYCLASS Municipal Agreement Amended and Restated as of March 28, 2019; and

WHEREAS, the Sweden Town Board wishes to satisfy the safety and liquidity need of their funds.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That Patricia Hayles, Town Supervisor of the Town of Sweden is hereby authorized to participate in the NYCLASS program under the terms of the NYCLASS Municipal Cooperation Agreement Amended and Restated as of March 28, 2019.

- RESOLUTION NO. 125 Authorizing Property Clean-up Charges to Be Added to Property Tax Bill

WHEREAS, Sweden Town Code Section 141(5)(K) requires lawns to be kept cut and to not exceed 10 inches in height; and

WHEREAS, Sweden Town Code Section 141(5)(K) states that failure of a property owner to comply within five days of notification that the lawn exceeds 10 inches will result in the Town taking action to have the lawn cut; and

WHEREAS, Sweden Town Code Section 141(5)(K) further states that all costs associated with such action shall be assessed upon the real property; and

WHEREAS, on August 13, 2024, the property at 50 Sweden Hill Road was found in violation of Sweden Town Code Section 141(5)(K) with the lawn exceeding 10 inches in length; and

WHEREAS, the Sweden Building Code Enforcer notified the property owner of the violation on May 21, 2024; and

WHEREAS, the Property Owner failed to fully comply to Sweden Town Code Section 141(5)(K) within five days; and

WHEREAS, the Sweden Building and Grounds Department trimmed the uncut areas of the lawn on August 13, 2024; and

WHEREAS, the Town Board wishes to assess the real property for the cost of cutting the lawn.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby assess 50 Sweden Hill Road \$1273.18 as the cost for cutting the grass inclusive of labor, equipment and administrative costs.

Sec.2. The Town Board of the Town of Sweden hereby directs the Assessor to add \$1273.18 to the 2025 town tax bill of said property.

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

- RESOLUTION NO. 126 Approve Town Supervisor Travel Request

WHEREAS, the Town Supervisor has requested permission to travel to New York City on February 16, 17, 18 and 19, 2025 to attend the Association of Towns Annual Conference; and

WHEREAS, the cost to attend includes conference fees, meals, hotel and travel expenses at approximately \$1,800.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. The Town Board of the Town of Sweden hereby approves the expenditure of up to \$1,800 for conference expenses in New York City in order for the Town Supervisor to attend the Association of Towns Annual Conference.

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

- RESOLUTION NO. 127 Calling a Public Hearing on Local Law of 2024 – Moratorium on Chapter 55 Assemblies, Public

WHEREAS, the Sweden Town Board is desirous of amending and/or modifying the Sweden Town Code, Chapter 55; and

WHEREAS, a six (6) month period of time will be sufficient to accomplish this pursuant to a proposed Local Law concerning same; and

WHEREAS, it is the intent of the Sweden Town Board to consider adopting said Local Law as soon as legally possible.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. By passage of this Resolution the Sweden Town Board does hereby declare a moratorium in accepting any new applications for assemblies, public in the Town of Sweden until such time as the aforesaid Local Law is duly before the Sweden Town Board for consideration.

Sec. 2. The moratorium effective by passage of this Resolution shall remain intact for no longer than forty-five (45) days.

Sec. 3. The Sweden Town Board shall hold a Public Hearing at the Town Hall, 18 State Street, Brockport, New York, on the 8<sup>th</sup> day of October 2024 at approximately 6:00 p.m. to hear all persons for or against the adoption of a moratorium, not to exceed six (6) months, relating to Sweden Town Code Chapter 55 Assemblies, Public.

Sec. 4. This Resolution shall take effect immediately.

- RESOLUTION NO. 128 Calling a Public Hearing on Local Law of 2024 – Moratorium on Chapter 172 Abandonment and Decommissioning Plans

WHEREAS, the Sweden Town Board is desirous of amending and/or modifying the Sweden Town Code, Chapter 172; and

WHEREAS, a six (6) month period of time will be sufficient to accomplish this pursuant to a proposed Local Law concerning same; and

WHEREAS, it is the intent of the Sweden Town Board to consider adopting said Local Law as soon as legally possible.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. By passage of this Resolution the Sweden Town Board does hereby declare a moratorium on any abandonment and decommissioning plans in the Town of Sweden until such time as the aforesaid Local Law is duly before the Sweden Town Board for consideration.

Sec. 2. The moratorium effective by passage of this Resolution shall remain intact for no longer than forty-five (45) days.

Sec. 3. The Sweden Town Board shall hold a Public Hearing at the Town Hall, 18 State Street, Brockport, New York, on the 8<sup>th</sup> day of October 2024 at approximately 6:00 p.m. to hear all persons for or against the adoption of a moratorium, not to

exceed six (6) months, relating to Sweden Town Code Chapter 172 Abandonment and Decommissioning Plans.

Sec. 4. This Resolution shall take effect immediately.

- RESOLUTION NO. 129 Calling a Public Hearing on Local Law of 2024 – Moratorium on Chapter 174 Solar Energy Systems and Solar Energy Farms

WHEREAS, the Sweden Town Board is desirous of amending and/or modifying the Sweden Town Code, Chapter 174; and

WHEREAS, a six (6) month period of time will be sufficient to accomplish this pursuant to a proposed Local Law concerning same; and

WHEREAS, it is the intent of the Sweden Town Board to consider adopting said Local Law as soon as legally possible.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. By passage of this Resolution the Sweden Town Board does hereby declare a moratorium in accepting any new applications for solar power farms and/or commercial solar power projects in the Town of Sweden until such time as the aforesaid Local Law is duly before the Sweden Town Board for consideration.

Sec. 2. The moratorium effective by passage of this Resolution shall remain intact for no longer than forty-five (45) days.

Sec. 3. The Sweden Town Board shall hold a Public Hearing at the Town Hall, 18 State Street, Brockport, New York, on the 8<sup>th</sup> day of October 2024 at approximately 6:00 p.m. to hear all persons for or against the adoption of a moratorium, not to exceed six (6) months, relating to Sweden Town Code Chapter 174 Solar Energy Systems and Solar Energy Farms.

Sec. 4. This Resolution shall take effect immediately.

- RESOLUTION NO. 130 Calling a Public Hearing on Local Law of 2024 – Moratorium on Chapter 176 Battery Energy Storage Systems

WHEREAS, the Sweden Town Board is desirous of amending and/or modifying the Sweden Town Code, Chapter 176; and

WHEREAS, a six (6) month period of time will be sufficient to accomplish this pursuant to a proposed Local Law concerning same; and

WHEREAS, it is the intent of the Sweden Town Board to consider adopting said Local Law as soon as legally possible.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. By passage of this Resolution the Sweden Town Board does hereby declare a moratorium in accepting any new applications for battery energy storage systems in the Town of Sweden until such time as the aforesaid Local Law is duly before the Sweden Town Board for consideration.

Sec. 2. The moratorium effective by passage of this Resolution shall remain intact for no longer than forty-five (45) days.

Sec. 3. The Sweden Town Board shall hold a Public Hearing at the Town Hall, 18 State Street, Brockport, New York, on the 8<sup>th</sup> day of October 2024 at approximately 6:00 p.m. to hear all persons for or against the adoption of a moratorium, not to exceed six (6) months, relating to Sweden Town Code Chapter 176 Battery Energy Storage Systems.

Sec. 4. This Resolution shall take effect immediately.

- RESOLUTION NO. 131 Authorization of Placement of Lateral Restrictions within Water Improvement Benefit Area

WHEREAS, the Town of Sweden Town Board (hereinafter referred to as Town Board) has created the LaDue, Swamp, and West Sweden Road Water Improvement Benefit Area for the express purpose of providing public water supply to residents along portions of LaDue, Swamp, and West Sweden Roads within the Town of Sweden; and

WHEREAS, part of the land area within water system improvement project area is located within the Monroe County Western Agricultural District No. 5; and

WHEREAS, the Town Board has filed a Notice of Intent to Undertake an Action Within an Agricultural District and to evaluate the impact of providing a source of public water supply within this area of lands within Monroe County Western Agricultural District No. 5; and

WHEREAS, the New York State Department of Agriculture and Markets has expressed concern about the potential adverse impact that said public water supply is likely to have on agriculture uses within said Agricultural Districts.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. The Town Board, in recognition of the concerns that have been raised, hereby resolves to limit connections to the public water supply only to existing non-farm

uses and to farm related uses within Water Systems Benefit Area, which is also located within Monroe County Western Agricultural District No. 5.

Sec. 2. This Resolution shall take effect immediately.

NON-CONSENT AGENDA ITEMS:

- Approval of the regular Town Board meeting minutes held on September 10, 2024.

Councilperson Sharpe made a motion that was seconded by Councilperson Staskiewicz approving the regular Town Board meeting minutes held on September 10, 2024.

VOTE BY ROLL CALL AND RECORD:

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

- Approval for Payment of Bills

All the Board members reviewed the invoice audit journal. Councilperson Sullivan made a motion that was seconded by Councilperson Maar authorizing payment of the bills in Abstract 9 dated September 25, 2024 in the amount of \$94,739.71.

General Fund: In the amount of \$55,357.17 as set forth in Abstract 9 dated September 25, 2024.

Highway Fund: In the amount of \$31,967.12 as set forth in Abstract 9 dated September 25, 2024.

Special Fund: In the amount of \$7,415.42 as set forth in Abstract 9 dated September 25, 2024.

VOTE BY ROLL CALL AND RECORD:

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

ADDITIONAL BUSINESS AND ANNOUNCEMENTS:

No additional business or announcements.

ADJOURNMENT:

As there was no further business to come before the Board, Councilperson Sharpe moved to adjourn the September 24, 2024 meeting of the Sweden Town Board at 6:32 p.m. Councilperson Staskiewicz seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,



Karen M. Sweeting  
Town Clerk