

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, October 8, 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 Libroch, Town Attorney Jim Bell, Superintendent of Highways Brian Ingraham, and Town Clerk Karen Sweeting.

Visitors present were Pat Cliff, Karen LoBracco, Don Pophal, and John Seymour.

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 in memoriam of Tod Brudz (Phyllis Brudz's husband), all those in harm's way due to the severe weather, for our first responders, and those in the armed services.

PUBLIC HEARING:

At 6:02 p.m. Supervisor Hayles called to order four (4) public hearings. The purpose of the public hearings was to hear all persons for or against the adoption of Local Laws imposing six (6) month moratoriums on Chapter 55 Assemblies, Public applications, Chapter 172 Abandonment and Decommissioning Plans, Chapter 174 Solar Farms/Commercial Solar Power Projects, and Chapter 176 Battery Energy Storage Systems in the Town of Sweden.

Supervisor Hayles explained the moratoriums are necessary to give the board time to consider updates and changes to the Sweden Town Code. The board feels there are sections of the current code that are conflicting and burdensome and want to improve those sections. Mrs. Hayles will form a committee to review the code and present recommendations.

Supervisor Hayles waived the reading of the legal notices.

Resident Karen LoBracco addressed the board focusing on Chapter 55 Assemblies. Ms. LoBracco asked that the board consider changes in language around gender and consider accessibility in the requirements for an assembly.

Resident John Seymour addressed the board explaining that he is surrounded by fields that he has heard may become a solar farm. Supervisor Hayles said the Town has three current solar farms in the Town and, at this time, there are no applications in front of the Planning Board for consideration.

Town Attorney Jim Bell explained some of the concerns with Chapters 172 and 174. The committee will go over the entire code and make recommendations, if any, to the board for consideration. The local law on the agenda tonight for consideration addresses the moratorium for six months, no applications can be filed for consideration during that period of time. Supervisor Hayles added that a public hearing would be held before any changes to the code were approved.

Resident Pat Cliff is also concerned about additional solar farm projects.

No other comments. The public hearing was closed at 6:18 p.m.

PRIVILEGE OF THE FLOOR:

No comments.

CORRESPONDENCE:

No correspondence noted.

REPORTS OF DEPARTMENTS AND BOARD MEMBERS:

Reports to be given October 22, 2024.

CONSENT AGENDA ITEMS:

Councilperson Sullivan made a motion that was seconded by Councilperson Sharpe 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	<u>Aye</u>
Councilperson Sullivan	<u>Aye</u>
Supervisor Hayles	<u>Aye</u>

ADOPTED

- Approval of the regular Town Board meeting minutes from September 24, 2024
- RESOLUTION NO. 132 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, 2024; 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, 2024 and ending on October 31, 2025 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 supersedes the current agreement due to expire on October 31, 2024.

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

- RESOLUTION NO. 133 Award Quote for Replacement of Field #6 Fence

WHEREAS, the Town of Sweden Building and Grounds Department solicited quotations for the replacement of the Field #6 Fence; and

WHEREAS, the following quotations were received:

	Quote
Speed Fence Co.	\$9,478.00
New York State Fence	\$12,450.00

WHEREAS, after review by the Building and Grounds Department, the recommendation is to award the quotation to Speed Fence Co.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden does hereby award the quotation for the replacement of the Field #6 Fence to Speed Fence Co., 629 Moscow Road, Hamlin, NY 14464 for the quoted price of nine thousand four hundred seventy-eight and no hundredths dollars (\$9,478.00).

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

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

- RESOLUTION NO. 134 Approving 2025 Preliminary Budget and Ordering Hearing on General Budget & Special District Budgets for 2025

WHEREAS, the Budget Officer has filed the Tentative budget for 2025 with the Town Clerk and the Town Board has given it due consideration.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board hereby approves the 2025 Budget Officer’s Tentative Budget, as amended, and filed herewith in the Office of the Town Clerk as the 2025 Preliminary Budget.

Sec. 2. That a summary of the entire proposed budget is as follows:

<u>PURPOSE</u>	<u>TOTAL BUDGET</u>
<u>Operating & Maintenance:</u>	
General Government	\$ 1,946,904
Public Safety	\$112,384
Health	\$4,000
Transportation	\$1,900,310
Culture & Recreation	\$921,795
Home & Community	\$141,650
Employee Benefits	\$1,076,710
Debt Service	<u>\$307,518</u>
TOTAL:	\$ 6,411,271
<u>Other-Special Improvement Districts:</u>	<u>\$161,208</u>
TOTAL BUDGET APPROPRIATIONS	\$ 6,572,479

Sec. 3. That the Town Board shall hold a public hearing at 6:15 p.m. at the Town Hall, 18 State Street in said Town on Tuesday the 22nd day of October 2024 for the purpose of hearing comments, either written or verbal from all interested persons in favor of or against the Preliminary Budget for 2025 or any item therein.

Sec. 4. That the Town Clerk is directed to publish notice of public hearing on the Preliminary Budget, which notice shall state: (1) the time, place and purpose of the hearing; (2) Sec. 2 of this resolution; (3) that a copy of the detailed Preliminary Budget is available on the Town website and for inspection by any interested person at the office of the Town Clerk during regular office hours; and (4) the compensation proposed to be paid to all elected town officials pursuant to Town Law, Sec. 108.

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

NON-CONSENT AGENDA:

- RESOLUTION NO. 135 Adopt Local Law 4 of 2024
Imposing a Six (6) Month Moratorium on
Chapter 55 (Assemblies, Public)
Applications in the Town of Sweden

WHEREAS, the Sweden Town Board is desirous of amending and/or modifying 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, a duly advertised Public Hearing was held on October 8, 2024 at the Municipal Building, Town Hall, 18 State Street, Brockport, New York, and;

WHEREAS, all persons desiring to be heard were granted the opportunity to do so at that time, and;

WHEREAS, due deliberation having been had thereon.

NOW THEREFORE BE IT RESOLVED:

Sect. 1. The Sweden Town Board hereby adopts Local Law 4 of 2024 – Imposing a Six (6) Month Moratorium on Chapter 55 (Assemblies, Public) Applications in the Town of Sweden.

Sect. 2. The Town Clerk is authorized and directed to file a complete copy of Local Law 4 of 2024 with the Secretary of State as required by law.

Sect. 3. This Resolution shall take effect immediately.

MOTION for adoption of the Resolution by Councilperson Sharpe
Seconded by Councilperson Maar

Discussion:

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

- RESOLUTION NO. 136 Adopt Local Law 5 of 2024
Imposing a Six (6) Month Moratorium on
Chapter 172 (Abandonment and
Decommissioning Plans) in the
Town of Sweden

WHEREAS, the Sweden Town Board is desirous of amending and/or modifying 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, a duly advertised Public Hearing was held on October 8, 2024 at the Municipal Building, Town Hall, 18 State Street, Brockport, New York, and;

WHEREAS, all persons desiring to be heard were granted the opportunity to do so at that time, and;

WHEREAS, due deliberation having been had thereon.

NOW THEREFORE BE IT RESOLVED:

Sect. 1. The Sweden Town Board hereby adopts Local Law 5 of 2024 – Imposing a Six (6) Month Moratorium on Chapter 172 (Abandonment and Decommissioning) in the Town of Sweden.

Sect. 2. The Town Clerk is authorized and directed to file a complete copy of Local Law 5 of 2024 with the Secretary of State as required by law.

Sect. 3. This Resolution shall take effect immediately.

MOTION for adoption of the Resolution by Councilperson Sharpe
Seconded by Councilperson Staskiewicz

Discussion:

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

- RESOLUTION NO. 137 Adopt Local Law 6 of 2024
Imposing a Six (6) Month Moratorium
on Chapter 174 (Solar Farms/Commercial
Solar Power Projects) in the Town of
Sweden

WHEREAS, the Sweden Town Board is desirous of amending and/or modifying 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, a duly advertised Public Hearing was held on October 8, 2024 at the Municipal Building, Town Hall, 18 State Street, Brockport, New York, and;

WHEREAS, all persons desiring to be heard were granted the opportunity to do so at that time, and;

WHEREAS, due deliberation having been had thereon.

NOW THEREFORE BE IT RESOLVED:

Sect. 1. The Sweden Town Board hereby adopts Local Law 6 of 2024 – Imposing a Six (6) Month Moratorium on Chapter 174 (Solar Farms/Commercial

Solar Power Projects) in the Town of Sweden.

Sect. 2. The Town Clerk is authorized and directed to file a complete copy of Local Law 6 of 2024 with the Secretary of State as required by law.

Sect. 3. This Resolution shall take effect immediately.

MOTION for adoption of the Resolution by Councilperson Sharpe
Seconded by Councilperson Staskiewicz

Discussion:

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

- RESOLUTION NO. 138 Adopt Local Law 7 of 2024
Imposing a Six (6) Month Moratorium
on Chapter 176 (Battery Energy Storage
Systems) in the Town of Sweden

WHEREAS, the Sweden Town Board is desirous of amending and/or modifying 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, a duly advertised Public Hearing was held on October 8, 2024 at the Municipal Building, Town Hall, 18 State Street, Brockport, New York, and;

WHEREAS, all persons desiring to be heard were granted the opportunity to do so at that time, and;

WHEREAS, due deliberation having been had thereon.

NOW THEREFORE BE IT RESOLVED:

Sect. 1. The Sweden Town Board hereby adopts Local Law 7 of 2024 – Imposing a Six (6) Month Moratorium on Chapter 176 (Battery Energy Storage Systems) in the Town of Sweden.

Sect. 2. The Town Clerk is authorized and directed to file a complete copy of Local Law 7 of 2024 with the Secretary of State as required by law.

Sect. 3. This Resolution shall take effect immediately.

MOTION for adoption of the Resolution by Councilperson Sharpe
Seconded by Councilperson Maar

Discussion:

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	Aye	Adopted

ADDITIONAL BUSINESS AND ANNOUNCEMENTS:

No additional business or announcements.

ADJOURNMENT:

As there was no further business to come before the Board, Councilperson Maar moved to adjourn the October 8, 2024 meeting of the Sweden Town Board at 6:24 p.m. Councilperson Sullivan seconded the motion. All voted in favor of the motion. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk