

**OFFICIAL MINUTES OF THE BOARD OF TRUSTEES
FOR THE VILLAGE OF BATH
PUBLIC HEARING/REGULAR MEETING
NOVEMBER 21, 2016**

This meeting of the Board of Trustees of the Village of Bath was held on the 21st day of November 2016 at the Village of Bath, Village Hall, located at 110 Liberty St., Bath, NY 14810. This meeting was called to order by Mayor William von Hagn at 5:30 p.m.

Present:

| | | | |
|---------------------------------------|------------------|-------------------|--------------------|
| Mayor: | William von Hagn | Clerk/Treasurer: | Jacqueline Shroyer |
| Deputy Mayor/Trustee: | Michael Sweet | Police Chief: | Chad Mullen |
| Trustee: | Jeanne Glass | Code Enforcement: | Ralph Senese |
| Trustee: | Mark Bardeen | Attorney: | Patrick McAllister |
| Trustee: | Melanie Coots | BEGWS Chair: | Harold Rodbourn |
| Street Superintendent: | Jeff Muller | | |
| 1 st Assistant Fire Chief: | Robin Havins | | |

Absent:

| | |
|-----------------|--------------|
| Fire Chief: | Joe Washburn |
| BEGWS Director: | Guy Hallgren |

Public Hearing:

Local Law #6 – Amend Chapter 40:

Public Hearing was opened at 5:30 p.m.

Motion made by Trustee Sweet, seconded by Trustee Bardeen to close the public hearing at 5:30 p.m. All present were in favor and the motion was carried.

Local Law #7 – Addressing Nuisance Buildings:

Public Hearing was opened at 5:30 p.m.

Motion made by Trustee Sweet, seconded by Trustee Coots to close the public hearing at 5:30 p.m. All present were in favor and the motion was carried.

Local Law #8 – Amending Section 119-26:

Public Hearing was opened at 5:31 p.m.

A question was asked on whether someone would be able to put up a pallet fence. The law prohibits that.

Motion made by Trustee Coots, seconded by Trustee Glass to close the public hearing at 5:32 p.m. All present were in favor and the motion was carried.

Regular Meeting:

Appointments:

Accept Resignation for Barney Bonicave – BEGWS Commission:

Motion made by Trustee Glass, seconded by Trustee Coots to accept the resignation of Barney Bonicave for the BEGWS Commission. All present were in favor and the motion was carried.

Appointment – Utility Commissioner:

Motion made by Trustee Sweet to appoint Anthony Colomaio to the Utility Commission to complete Barney Bonicave's term. No second and the motion was not carried.

Motion made by Trustee Glass, seconded by Trustee Bardeen to appoint Keith Becken to the Utility Commission to complete Barney Bonicave's term. Trustee Sweet was opposed and the motion was carried.

Trustee Sweet wanted it on record that this is the second month in a row that the Village Board had gone against the Commission's recommendations.

Visitors:

Allyson Muller – Presentation:

Allyson Muller is an Occupational Therapist student studying for her Masters. She presented a presentation on ADA regulation on Curb Cuts and Sidewalk Conditions in the Village of Bath. In 1991, the ADA was put into place and in the Village of Bath curb cuts is a huge issue. It's hard for people to get around when there are no curb cuts or uneven sidewalks. She would like to see the Village board reintroduce the sidewalk program, where the Village Residents pay 50% to fix their own sidewalks and the Village pay 50%. She would like to see this as a long term goal. However, the Village of Bath does have this in their comprehensive plan.

Historic Preservation Commission – Brad Benson:

Brad Benson and Becky Stranges showed the Village Board the Design Guidelines for Liberty Street and explained that they had copies made to go out to all property owners of the street. They plan on giving out their business cards to them and circling their names so they have a contact person from the HPC committee.

Audit of Bills:

Motion made by Trustee Sweet, seconded by Trustee Glass to approve the payment of the Village bills in the amount of \$611,070.45. All present were in favor and the motion was carried.

Department Head Reports:

Jeff Muller, Street Superintendent:

Street Report was received.

Chad Mullen, Police Chief:

Police Report was received.

Motion made by Trustee Bardeen, seconded by Trustee Sweet to approve Mayor von Hagn to write a letter of commendation to Officer Andrews and Officer Dininny to keep in their personnel files. All present were in favor and the motion was carried.

Ralph Senese, Code Enforcement:

Code Enforcement Report was received.

Joe Washburn, Fire Chief:

Fire Department Report was received.

Guy Hallgren, BEGWS Director:

BEGWS Report was received.

The Village of Bath Board will have a Special Meeting on Monday November 28, 2016 at 7:00 a.m. to discuss the WWTP.

Jacqueline Shroyer, Clerk/Treasurer Report:

Clerk/Treasurer Report was received.

Motion made by Trustee Coots, seconded by Trustee Sweet to transfer \$6,272.18 from A3120.1 Police Dept. – Personal Services to A3120.11 Police Dept. – Personal Services Dispatch for Retro Pay budgeted in Police Dept. Personal Services. All present were in favor and the motion was carried.

New Business:

Local Law #6 – Amend Chapter 40:

Motion made by Trustee Sweet, seconded by Trustee Bardeen to approve Local Law #6 to amend Chapter 40 of the Code of the Village of Bath. All present were in favor and the motion was carried.

Local Law #7 – Addressing Nuisance Buildings:

Motion made by Trustee Glass, seconded by Trustee Coots to approve Local Law #7 to address Nuisance Buildings in the Village of Bath. All present were in favor and the motion was carried.

Local Law #8 – Amending Section 119-26:

Motion made by Trustee Bardeen, seconded by Trustee Glass to approve Local Law #8 to amend Section 119-26 of the Code of the Village of Bath regarding fences. All present were in favor and the motion was carried.

Resolution for Unpaid Taxes:

Motion made by Trustee Glass, seconded by Trustee Bardeen resolving that the Village Board of Trustees authorizes the County of Steuben to collect unpaid 2016-2017 taxes in the amount of \$184,027.05. All present were in favor and the motion was carried.

Resolution on New Insurance:

RESOLUTION

At a duly noticed meeting of the Village Board of the Village of Bath held at the Village Hall, 110 Liberty Street, Bath, New York on the **21st** day of **November, 2016** at 5:30 P.M. whereat the following Board members were present:

| | |
|------------------|---------|
| William von Hagn | Mayor |
| Jeanne Glass | Trustee |
| Mark Bardeen | Trustee |
| Melanie Coots | Trustee |
| Michael Sweet | Trustee |

WHEREAS, the Village of Bath is desirous of setting forth the guidelines and requirements regarding health insurance for full time employees of the Village of Bath Police Department;

NOW, THEREFORE, upon motion of Trustee Glass and seconded by Trustee Coots, the following resolution was proposed:

RESOLVED, that the Village of Bath's offer of providing health insurance coverage to full time employees in the Village of Bath Police Department is contingent upon and subject to the following guidelines which must be followed by eligible employees:

1. There is an open enrollment period from November 1st through November 15th of each year;
2. Full time employees of the Police Department are eligible for insurance coverage on the 1st day of the month following thirty (30) days after the hire date;
3. Full time employees of the Police Department are eligible to change insurance on the 1st day of the month following thirty (30) days after a qualifying event as determined pursuant to insurance company guidelines.
4. In the event a qualifying event does not take place, any changes or enrollment must take place during an open enrollment period.

WHEREUPON, the roll call vote on the above resolution was taken and recorded as follows:

| | Aye | Nay |
|------------------|------------|------------|
| William von Hagn | ____X____ | _____ |
| Jeanne Glass | ____X____ | _____ |
| Mark Bardeen | ____X____ | _____ |
| Melanie Coots | ____X____ | _____ |
| Michael Sweet | ____X____ | _____ |

WHEREUPON, the Resolution was approved.

November 21, 2016

Jacqueline Shroyer, Bath Village Clerk

I hereby certify the above is a true copy of the Village record of said Resolution.

Dated: November 21, 2016

Jacqueline Shroyer
Bath Village Clerk

Resolution for Village Election for March 21:

Motion made by Trustee Bardeen, seconded by Trustee Coots resolving that the annual village election will be held on Tuesday, March 21, 2017 from 12:00 noon until 9:00 p.m to fill the vacancies of two trustees for the terms of April 3, 2017 through April 3, 2022. All present were in favor and the motion was carried.

Election Resolution – Polling Place:

WHEREAS, the election law for the state of New York, article 15-104, Sub. 3, provides for the conduct of village election, it is herefore in compliance therewith, at a regular meeting of the Board of Trustees of the Village of Bath held on the 21st day of November 2016, moved by Trustee Glass, seconded by Trustee Sweet, all Trustees and Mayor voting in favor, resolved that the annual Village election will be held on the 21st day of March, 2017 with the following particulars:

The Village of Bath, New York, constitutes one election district, and the polling place of such district is the Municipal Building, Liberty Street, Bath, New York. The hours during which the polls shall be open for voting shall be 12:00 noon until 9:00 p.m.

Notice is hereby given that the vacancies and their terms of office are as follows:

Village Trustees – Two (2) Positions, five (5) year terms each – April 3, 2017 – April 3, 2022.

BEGWS Liaison:

The Mayor has voting rights at the Utility Commission meetings. He will act as the Liaison as well.

Town of Wheeler Fire Agreement:

Motion made by Trustee Bardeen, seconded by Trustee Sweet to approve the Town of Wheeler Fire Agreement for 2017. All present were in favor and the motion was carried.

Land Bank:

Motion made by Trustee Glass, seconded by Trustee Coots to approve the mayor to send a letter of support to the county for the land bank. All present were in favor and the motion was carried.

Election Inspectors Resolution:

Whereas, the Board of Trustees of the Village of Bath pursuant to section 15-116, sub.1, of the election law must appoint inspectors of the General Village Election.

Now therefore, be it resolved, that the Board of Trustees hereby appoints the following as inspectors for the General Village Election on March 21, 2017:

Democratic Election Inspectors:

- Cynthia Dimmick, 3 Fairview Drive, Bath, NY 14810
- Doris Doucette, 7375 County Route 16, Apt.# 102, Bath, NY 14810
- Beverly Grose, 7861 N. Main Street, Bath, NY 14810

Republican Election Inspectors:

- Helen Robinson, 8143 Pleasant Valley Road, Bath, NY 14810
- Florence Mulcahy, 6 Ivy Street, Bath, NY 14810
- Mary Kelly, 47 Hudson Street, Bath, NY 14810

Resolution by: Trustee Coots
Seconded by: Trustee Glass

| Voting | Aye | Nay |
|-----------------|-----|-----|
| Mayor von Hagn | X | |
| Trustee Glass | X | |
| Trustee Coots | X | |
| Trustee Bardeen | X | |
| Trustee Sweet | X | |

Adjourn Regular Meeting/Executive Session:

Motion made by Trustee Bardeen, seconded by Trustee Glass to adjourn the regular meeting of the Board of Trustees of the Village of Bath at 7:13 p.m. to go into executive session for contractual purposes. All present were in favor and the motion was carried.

Return to Regular Session:

Motion made by Trustee Bardeen, seconded by Trustee Sweet to return to regular session at 7:23 p.m. All present were in favor and the motion was carried.

Adjournment:

Motion made by Trustee Bardeen, seconded by Trustee Sweet to adjourn the regular meeting at 7:24 p.m. All present were in favor and the motion was carried.

Respectfully submitted by:

Jacqueline Shroyer
Clerk/Treasurer