

**OFFICIAL MINUTES OF THE BOARD OF TRUSTEES
FOR THE VILLAGE OF BATH
PUBLIC HEARING/REGULAR MEETING
SEPTEMBER 21, 2020**

This meeting of the Board of Trustees of the Village of Bath was held on the 21st day of September 2020 at the Village of Bath, Village Hall, located at 110 Liberty St., Bath, NY 14810. This meeting was called to order by Mayor Michael Sweet at 5:00 p.m.

Present:

Mayor:	Michael Sweet
Deputy Mayor/Trustee:	Karen Causer
Trustee:	Mark Bardeen
Trustee:	Melanie Coots
Trustee:	Jeffrey Muller
Clerk/ Treasurer:	Jacqueline Shroyer
Street Supervisor:	Thomas Gutow
Code Enforcement:	Bradley Hill
BEGWS Director:	Erin Bonacci
Police Chief:	Chad Mullen
Attorney:	Aaron Mullen
Asst. Street Superintendent:	Michael Bly

Absent:

Fire Chief:	Matt Glashauser
-------------	-----------------

Public Hearing:

Use of Sewer Repair Reserve Fund:

Mayor Sweet opened the public hearing at 5:30 p.m.

Erin Bonacci discussed purpose of the public hearing being the appropriation of the sewer repair reserve fund, for an amount not to exceed \$250,000. This is a restricted fund in the Village's possession for repairs made to the sewer utility that are not made on an annual basis.

Motion made by Trustee Bardeen, seconded by Trustee Muller to close the public hearing at 5:33 p.m. All present were in favor and the motion was carried.

Appointments:

Sherman Lyke – Historic Preservation Commission:

Motion made by Trustee Bardeen, seconded by Trustee Coots to appoint Sherman Lyke to the Historic Preservation Commission for a three year term. All present were in favor and the motion was carried.

Visitor:

Brian & Shirley Fleet:

Brian and Shirley Fleet wanted to discuss issues for parking on South Ave. There is a auto business there that parks all over the road. It is a smaller street and parking is limited as it is, so it is hard to drive down that street. They also wanted to bring to the board's attention the

amount of garbage at certain properties, a living room couch on a front porch. They are concerned their property value is declining due to the surrounding area with these issues. They would have a hard time selling their home at the value it is worth due to this. The curbs have also been busted several times with the auto business parking on the curbs and driving over them.

Audit of Bills:

Motion made by Trustee Coots, seconded by Trustee Bardeen to approve the payment of the Village bills in the amount of \$383,987.35. All present were in favor and the motion was carried.

Department Head Reports:

Thomas Gutow, Street Superintendent:

Street Report was received.

Chad Mullen, Police Chief:

Police Report was received.

Bradley Hill, Code Enforcement:

Code Enforcement Report was received.

Trustee Coots commented on a great job Brad does. She said he always responds whenever called and completes anything he is asked within a short time frame.

Matthew Glashauser, Fire Chief:

Fire Department Report was not received.

Erin Bonacci, BEGWS Director:

BEGWS Minutes were received.

Jacqueline Shroyer, Clerk/Treasurer Report:

Clerk/Treasurer Report was received.

Motion made by Trustee Coots, seconded by Trustee Muller to approve the following budget modifications. All present were in favor and the motion was carried.

Increase A2680 Insurance Recoveries by \$4,489.30
Increase A3120.1 Police Dept Personnel by \$4,489.30
To cover reimbursement from Workers Comp

Increase A2680 Insurance Recoveries by \$8,840.00
Increase A3120.1 Police Dept Personnel by \$8,840.00
To cover reimbursement from disability

New Business:

Use of Sewer Repair Reserve Fund:

Motion made by Trustee Bardeen, seconded by Trustee Coots to approve the use of the sewer repair reserve Funds up to \$250,000 for repairs made to the sewer plant that is not an annual expense. All present were in favor and the motion was carried.

Accept Part Time Code Officer Resolution:

Motion made by Trustee Coots, seconded by Trustee Bardeen to accept the resignation of part time code officer, Bradley Laverty, effective September 30, 2020. All present were in favor and the motion was carried.

Approve Part Time Meter Repair Specialist:

Motion made by Trustee Coots, seconded by Trustee Bardeen to approve the hiring of part time meter repair specialist, Dean Clark, effective September 15, 2020. All present were in favor and the motion was carried.

Approve Part Time Police Officer Resolution:

RESOLUTION
VILLAGE OF BATH BOARD OF TRUSTEES
BATH, NEW YORK

DATE APPROVED: Monday, September 21, 2020 INTRO. DATE: Monday, September 21, 2020

INTRODUCED BY: Trustee Coots SECONDED BY: Trustee Bardeen

VOTE:	Mayor Sweet	Aye	Nay	Abstain	Absent
	Trustee Causer	Aye	Nay	Abstain	Absent
	Trustee Bardeen	Aye	Nay	Abstain	Absent
	Trustee Coots	Aye	Nay	Abstain	Absent
	Trustee Muller	Aye	Nay	Abstain	Absent

TITLE: Appointment of Megan Cheresnowksy as Part-time Police Officer for the Village of Bath.

WHEREAS, the Bath Village Chief of Police had previously announced the need to hire part-time police officers in an effort of having sufficient personnel to cover vacations and sick leave in order to keep police department over-time to manageable levels.

WHEREAS, the Bath Village Chief of Police, with approval of the Village Board, is authorized to maintain up to nine (9) part-time police officer positions, and is recommending that the Bath Village Board of Trustees appoint Megan Cheresnowsky, effective June 3, 2020, to the position of Part-time Police Officer contingent upon the following:

- Satisfactorily passing the background investigation conducted by the Bath Village Police Department.

- Satisfactorily passing the psychological examination for employment
- Satisfactorily passing a medical examination or providing satisfactory proof to the Chief of Police that he is medically and physically fit to perform the duties of a part-time police officer.
- All costs (tuition, lab fees, etc.) associated with the Basic Course for Police Officers at the Southern Tier Law Enforcement Academy, located at Corning Community College are the responsibility of Megan Cheresnowsky.
- The Village will compensate, pursuant to the collective bargaining agreement with the Bath Police Benevolent Association, only those hours worked during Supervised Field Training and hours assigned to him after successfully completing the Basic Course for Police Officers.
- Megan Cheresnowsky will remain on a probationary period not to exceed 18 months from the date of appointment.

BE IT RESOLVED, that the Village of Bath Board of Trustees is hereby appointing Megan Cheresnowsky to the position of Part-time Police Officer, contingent on the aforementioned stipulations and said appointment shall be effective June 3, 2020.

Approve 3 New Part Time Police Officers Resolution:

RESOLUTION
VILLAGE OF BATH BOARD OF TRUSTEES
BATH, NEW YORK

DATE APPROVED: Monday, September 21, 2020 INTRO. DATE: Monday, September 21, 2020

INTRODUCED BY: Trustee Coots SECONDED BY: Trustee Bardeen

VOTE:	Mayor Sweet	<u>Aye</u>	Nay	Abstain	Absent
	Trustee Causer	<u>Aye</u>	Nay	Abstain	Absent
	Trustee Bardeen	<u>Aye</u>	Nay	Abstain	Absent
	Trustee Coots	<u>Aye</u>	Nay	Abstain	Absent
	Trustee Muller	<u>Aye</u>	Nay	Abstain	Absent

TITLE: Appointment of Tyler Crouch, Michael Ruggles, and Emily Waite as Part-time Police Officer for the Village of Bath.

WHEREAS, the Bath Village Chief of Police had previously announced the need to hire part-time police officers in an effort of having sufficient personnel to cover vacations and sick leave in order to keep police department over-time to manageable levels.

WHEREAS, the Bath Village Chief of Police, with approval of the Village Board, is authorized to maintain up to nine (9) part-time police officer positions, and is recommending that the Bath Village

Board of Trustees appoint Tyler Crouch, Michael Ruggles, and Emily Waite, effective August 17, 2020, to the position of Part-time Police Officer contingent upon the following:

- Satisfactorily passing the background investigation conducted by the Bath Village Police Department.
- Satisfactorily passing the psychological examination for employment
- Satisfactorily passing a medical examination or providing satisfactory proof to the Chief of Police that he is medically and physically fit to perform the duties of a part-time police officer.
- All costs (tuition, lab fees, etc.) associated with the Basic Course for Police Officers at the Southern Tier Law Enforcement Academy, located at Corning Community College are the responsibility of Tyler Crouch, Michael Ruggles, and Emily Waite.
- The Village will compensate, pursuant to the collective bargaining agreement with the Bath Police Benevolent Association, only those hours worked during Supervised Field Training and hours assigned to him after successfully completing the Basic Course for Police Officers.
- Tyler Crouch, Michael Ruggles, and Emily Waite will remain on a probationary period not to exceed 18 months from the date of appointment.

BE IT RESOLVED, that the Village of Bath Board of Trustees is hereby appointing Tyler Crouch, Michael Ruggles, and Emily Waite to the position of Part-time Police Officer, contingent on the aforementioned stipulations and said appointment shall be effective August 17, 2020.

Steuben County Mental Health Agreement:

Motion made by Trustee Bardeen, seconded by Trustee Coots to approve the Steuben County Mental Health Agreement for June 2020 through May 2020. All present were in favor and the motion was carried.

Retention and Disposition Schedule Resolution:

RESOLUTION
VILLAGE OF BATH BOARD OF TRUSTEES
BATH, NEW YORK

DATE APPROVED: Monday, September 21, 2020 INTRO. DATE: Monday, September 21, 2020

INTRODUCED BY: Trustee Muller SECONDED BY: Trustee Bardeen

VOTE:	Mayor Michael Sweet	Aye	Nay	Abstain	Absent
	Trustee Muller	Aye	Nay	Abstain	Absent
	Trustee Bardeen	Aye	Nay	Abstain	Absent
	Trustee Coots	Aye	Nay	Abstain	Absent
	Trustee Causer	Aye	Nay	Abstain	Absent

Re: Retention and Disposition Schedule for New York Local Government Records (LGS-1)

RESOLVED, By the Village of Bath Board of Trustees that Retention and Disposition Schedule for New York Local Government Records (LGS-1), issued pursuant to Article 57-A of the Arts and Cultural

Affairs Law, and containing legal minimum retention periods for local government records, is hereby adopted for use by all officers in legally disposing of valueless records listed therein.

FURTHER RESOLVED, that in accordance with Article 57-A:

(a) only those records will be disposed of that are described in Retention and Disposition Schedule for New York Local Government Records (LGS-1), after they have met the minimum retention periods described therein;

(b) only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established legal minimum periods.

Village of Bath WWTP Upgrades – SEQR Resolution:

RESOLUTION
VILLAGE OF BATH BOARD OF TRUSTEES
BATH, NEW YORK

DATE APPROVED: Monday, September 21, 2020 INTRO. DATE: Monday, September 21, 2020

INTRODUCED BY: Trustee Coots SECONDED BY: Trustee Bardeen

VOTE:	Mayor Michael Sweet	Aye	Nay	Abstain	Absent
	Trustee Muller	Aye	Nay	Abstain	Absent
	Trustee Bardeen	Aye	Nay	Abstain	Absent
	Trustee Coots	Aye	Nay	Abstain	Absent
	Trustee Causer	Aye	Nay	Abstain	Absent

Name of Action: Village of Bath Waste Water Treatment Plant Upgrades

WHEREAS, the Bath Electric Gas and Water Systems (BEGWS) is considering various upgrades at the Village of Bath Waste Water Treatment Plant; and

WHEREAS, the Village as a recipient of state and federal funding must assess the environmental impacts of the proposed upgrades pursuant to the New York State Environmental Quality Review Act (SEQRA) and the National Environmental Policy Act (NEPA), and must also comply with the applicable requirements of the federal State Environmental Review Process (SERP), which may be more stringent than the requirements under SEQR; and

WHEREAS, the Full Environmental Assessment Form (FEAF) dated September 18, 2020 prepared by GHD Consulting Services Inc. has been submitted for the Village’s consideration; and

WHEREAS, after comparing the thresholds in 6 NYCRR 617.4 and 617.5, the Village has determined that the proposed upgrades meet the definition of a Type 1 Action requiring Unlisted Actions under SEQRA and to comply with the federal State Environmental Review Process (SERP).

WHEREAS, the Village has determined the proposed upgrades are not within an agricultural district and, therefore, the requirements of 6 NYCRR 617.6 (a) (6) do not apply; and

WHEREAS, in accordance with SERP the Village intends to coordinate the environmental review and circulate the FEAF and other applicable material to involved agencies; and

WHEREAS, the Village wishes to serve as lead agency under SEQRA for the environmental review of the proposed upgrades.

NOW THEREFORE BE IT RESOLVED, that the Village authorizes its utility department, Bath Electric, Gas and Water Systems, and its consultant, GHD Consulting Services Inc., to contact those entities that are potentially involved agencies under SEQRA and seek their concurrence with the Village serving as SEQRA lead agency for the proposed upgrades.

Approve Halloween Saturday October 31:

Motion made by Trustee Coots, seconded by Trustee Bardeen to approve Halloween trick or treating for Saturday October 31, 2020 from 6 – 8 p.m. All present were in favor and the motion was carried.

Approve Clerk/Treasurer to attend Virtual NYCOM fall training:

Motion made by Trustee Muller, seconded by Trustee Coots to approve Clerk/Treasurer, Jacqueline Shroyer, to attend the NYCOM fall training September 22 – 24, 2020 for \$99. All present were in favor and the motion was carried.

Leadership Summit Training for Chief October 28 & 29:

Motion made by Trustee Causer, seconded by Trustee Bardeen to approve the Chief of Police, Chad Mullen, to attend the Leadership Summit Training October 28 & 29, 2020 for \$270. All present were in favor and the motion was carried.

Adjourn Regular Meeting/Executive Session:

Motion made by Trustee Muller, seconded by Trustee Causer to adjourn the regular meeting of the Board of Trustees of the Village of Bath at 6:27 p.m. to go into executive session for personnel. All present were in favor and the motion was carried.

Return to Regular Session:

Motion made by Trustee Muller, seconded by Trustee Coots to return to regular session at 7:38 p.m. All present were in favor and the motion was carried.

Adjournment:

Motion made by Trustee Muller, seconded by Trustee Bardeen to adjourn the regular meeting at 7:40 p.m. All present were in favor and the motion was carried.

Respectfully submitted by:

Jacqueline Shroyer
Clerk/Treasurer