

**OFFICIAL MINUTES OF THE BOARD OF TRUSTEES
FOR THE VILLAGE OF BATH
PUBLIC HEARING/REGULAR MEETING
JUNE 20, 2022**

This meeting of the Board of Trustees of the Village of Bath was held on the 20th day of June 2022 located at 110 Liberty Street, Bath NY 14810. This meeting was called to order by Mayor Michael Sweet at 5:30 p.m.

Present:

Mayor:	Michael Sweet
Deputy Mayor/Trustee:	Karen Causer
Trustee:	Jeffrey Muller
Trustee:	Melanie Coots
Trustee:	Mark Bardeen
Clerk/ Treasurer:	Jacqueline Shroyer
Street Supervisor:	Thomas Gutow
Fire Chief:	Matt Glashauser
Chief of Police:	Colin Taft
Director of Utilities:	Erin Bonacci
Street Asst Superintendent:	Mike Bly
Code Enforcement:	Bradley Hill

Absent:

Attorney: Aaron Mullen

Visitors/Residents in Attendance:

Dillon Lewis – Resident
Kelly Fitzpatrick – Business Owner
Police Sergeant – John D. Hawley
Police Sergeant – Gregory Kulikowski

Public Hearing:

CDBG Grant:

Public hearing opened at 5:30 p.m.

The purpose of this public hearing is to share the following information to the general public and citizens of the Village of Bath.

The New York State Homes and Community Renewal (HCR's) Housing Trust Fund Corporation (HTFC) has announced the availability to eligible local governments approximately \$30 million of Federal funds for the 2022 program year for the following Community Development Block Grant (CDBG) programs:

- \$20 million for Public Infrastructure, Public Facilities and Community Planning
- \$10 million for Housing Activities

These programs for housing, economic development, public facilities, public infrastructure, and planning activities have the principal purpose of benefitting low/moderate income (LMI) persons.

The Village of Bath is applying for \$1,000,000 in CDBG funds to improve the Village's electric and gas public utility infrastructure in the Lake Country Estates mobile home community which will benefit the LMI National Objective.

This public hearing allows for citizen participation in the development of the proposed grant application and/or to provide technical assistance to develop alternate proposals. Comments on the CDBG program or proposed project is to be received at this time and up until 48 hours after this evening's public hearing.

The hearing is being conducted pursuant to Section 570.486, Subpart I of the CFR and in compliance with the requirements of the Housing and Community Development Act of 1974, as amended.

Motion made by Trustee Muller, seconded by Trustee Bardeen to close the public hearing at 5:31 p.m. All present were in favor and the motion was carried.

Audit of Bills:

Motion made by Trustee Coots, seconded by Trustee Bardeen to approve the payment of the Village bills in the amount of \$344,928.11 plus FirstNet invoice for \$277.48. All present were in favor and the motion was carried.

Department Head Reports:

Thomas Gutow, Street Superintendent:

Street Report was received.

Colin Taft, Chief of Police:

Police Report was received.

Bradley Hill, Code Enforcement:

Code Enforcement Report was received.

Matthew Glashauser, Fire Chief:

Fire Department Report was received.

Erin Bonacci, BEGWS Director:

BEGWS Minutes were received. Monthly report was received.

Jacqueline Shroyer, Clerk/Treasurer Report:

Clerk/Treasurer Report was not received, due to year end. Board will receive the report in July.

New Business:

Resolution to Support Utility Improvements Lake Country:

RESOLUTION
VILLAGE OF BATH BOARD OF TRUSTEES
BATH, NEW YORK

DATE APPROVED: Monday, June 20, 2022 INTRO. DATE: Monday, June 20, 2022

INTRODUCED BY: Trustee Muller 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: RESOLUTION SUPPORTING THE PROPOSED IMPROVEMENTS TO THE VILLAGE OF BATH ELECTRIC & GAS UTILITY INFRASTRUCTURE, WHICH SERVES THE LAKE COUNTRY ESTATES MOBILE HOME COMMUNITY, AND USE OF FORCE ACCOUNT WORK

Resolution supporting (1) the proposed improvements to the Village of Bath's electric and gas utility infrastructure that serves the Lake Country Estates mobile home community and (2) the use of force account work (3) acknowledging that CDBG funds will bridge the gap in funding, with the other source of funding coming from the revenues collected through the Village's utility enterprise operating funds, for completing this project.

WHEREAS, the Village of Bath administers the electric and gas utility infrastructure serving the residents of the Lake Country Estates mobile home community; and

WHEREAS, the Village has considered the condition of the electric and gas distribution systems currently in use and has identified improvements necessary for proper operation of the public electric and gas utilities; and

WHEREAS, a project is proposed to replace and/or rehabilitate various sections of electric and gas distribution infrastructure serving the Lake Country Estates mobile home community; and

WHEREAS, these improvements will correct significant issues related to safe, reliable and efficient operation of the facilities; and

WHEREAS, these improvements will be undertaken using force account work, including but not limited to labor and equipment, where the work will be performed by employees of Village departments including but not limited to the Village's utility department, Bath, Electric, Gas and Water Systems, who has acquired the knowledge, skill, expertise, and experience to perform the work, and has demonstrated the ability and capacity to undertake similar improvements in scope and magnitude.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF BATH THAT the said Board supports (1) the proposed improvements to the Village of Bath's electric and gas utility infrastructure that serves the Lake Country Estates mobile home community; (2) the use of force account work to implement the proposed improvements; (3) acknowledging that CDBG funds will bridge

the gap in funding, with the other source of funding coming from the revenues collected through the Village’s utility enterprise operating funds, for completing this project.

Type II SEQR for Gas/Electric Utility – Lake Country Estates:

RESOLUTION
VILLAGE OF BATH BOARD OF TRUSTEES
BATH, NEW YORK

DATE APPROVED: Monday, June 20, 2022 INTRO. DATE: Monday, June 20, 2022

INTRODUCED BY: Trustee Muller SECONDED BY: Trustee Coots

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: **RESOLUTION ADDRESSING STATE ENVIRONMENTAL QUALITY REVIEW (SEQR) STATUS FOR PROPOSED IMPROVEMENTS TO THE VILLAGE OF BATH ELECTRIC & GAS UTILITY INFRASTRUCTURE WHICH SERVES THE LAKE COUNTRY ESTATES MOBILE HOME COMMUNITY**

Resolution recognizing proposed improvements to the Village of Bath’s electric and gas utility infrastructure that serves the Lake Country Estates mobile home community to be Type II action for SEQR purposes.

WHEREAS, the Village of Bath administers the electric and gas utility infrastructure serving the residents of the Lake Country Estates mobile home community; and

WHEREAS, the Village has considered the condition of the electric and gas distribution systems currently in use and has identified improvements necessary for proper operation of the public electric and gas utilities; and

WHEREAS, a project is proposed to replace and/or rehabilitate various sections of electric and gas distribution infrastructure within and immediately surrounding the Lake Country Estates mobile home community; and

WHEREAS, these improvements will correct significant issues related to safe, reliable and efficient operation of the facilities; and

WHEREAS, the Village Board recognizes the need to complete SEQR proceedings for this project; and

WHEREAS, 6 NYCRR Section 617.5 (Title 6 of the New York Code of Rules and Regulations) under the State Environmental Quality Review Act (SEQR) provides that certain actions identified in subdivision (c) of that section are not subject to environmental review under the Environmental Conservation Law;

“(6) street openings and right-of-way openings for the purpose of repair or maintenance of existing utility facilities,” and

“(13) extension of utility distribution facilities, including gas, electric, telephone, cable, water and sewer connections to render service in approved subdivisions or in connection with any action on this list.”

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF BATH THAT the proposed improvements to the Village’s electric and gas utility infrastructure that serves the Lake Country Estates mobile home community is declared to be a Type II action for State Environmental Quality Review Act purposes, and no further action will be required.

Resolution of Part Time Police Officer – Noah Hockaday:

RESOLUTION
VILLAGE OF BATH BOARD OF TRUSTEES
BATH, NEW YORK

DATE APPROVED: Monday, June 20, 2022 INTRO. DATE: Monday, June 20, 2022

INTRODUCED BY: Trustee Muller SECONDED BY: Trustee Coots

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 Noah Hockaday 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, Colin Taft, 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 Noah Hockaday effective June 14, 2022, to the position of Part-time Police Officer contingent upon the following:

- 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.
- Noah Hockaday 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 Noah Hockaday to the position of Part-time Police Officer, contingent on the aforementioned stipulations and said appointment shall be effective June 14, 2022.

Resolution of Part Time Police Officer – Mike Harrington:

RESOLUTION
VILLAGE OF BATH BOARD OF TRUSTEES
BATH, NEW YORK

DATE APPROVED: Monday, June 20, 2022 INTRO. DATE: Monday, June 20, 2022

INTRODUCED BY: Trustee Bardeen SECONDED BY: Trustee Coots

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 Michael Harrington 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, Colin Taft, 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 Michael Harrington effective June 14, 2022, to the position of Part-time Police Officer contingent upon the following:

- 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.
- Michael Harrington 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 Michael Harrington to the position of Part-time Police Officer, contingent on the aforementioned stipulations and said appointment shall be effective June 14, 2022.

Police FOIL Training – Taft – June 28:

Motion made by Trustee Muller, seconded by Trustee Coots to approve Chief of Police, Colin Taft, to attend the Police FOIL Training on June 28, 2022. All present were in favor and the motion was carried.

Flex Car Position:

Motion made by Trustee Coots, seconded by Trustee Bardeen to approve the Village of Bath to create a Flex Car Position for the K-9 Officer with the schedule being four ten hour shifts per week. All present were in favor and the motion was carried.

Temporary Full Time Police Officer:

RESOLUTION
VILLAGE OF BATH BOARD OF TRUSTEES
BATH, NEW YORK

DATE APPROVED: Monday, June 20, 2022 INTRO. DATE: Monday, June 20, 2022

INTRODUCED BY: Trustee Bardeen SECONDED BY: Trustee Coots

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

TITLE: Resolution authorizing Bath Police Chief Colin Taft to appoint Part-time Police Officer Megan Cheresnowsky to the position of “Temporary Full-Time Police Officer.”

WHEREAS, the Bath Village Chief of Police has informed the Bath Village Board of Trustees that effective, Tuesday, July 5, 2022, one (1) full-time uniformed police officer has been moved to the new flex car position and it opens up a full time spot to be filled.

WHEREAS, Part-time Police Officer Megan Cheresnowsky will be appointed to the position of “Temporary Full-Time Police Officer”, effective Tuesday, July 5, 2022, to cover the shift of a full-time police officer that is moving to the flex car position and Officer Cheresnowsky will remain in that position for 90 days.

WHEREAS, during the tendency of Cheresnowsky’s temporary full-time position, she shall enjoy all rights, benefits and privileges of a full-time bargaining unit member.

WHEREAS, Cheresnowsky understands and accepts that this position is a temporary full-time position.

BE IT RESOLVED, that the Village of Bath Board of Trustees hereby appoints Part-time Police Officer Megan Cheresnowsky to the Temporary Full-time Position of Police Officer, consistent with the stipulations of Steuben County Civil Service Rules and Regulations.

Change Sergeant Position to Lieutenant:

Postpone this as of this date.

Discussion on Street/BEGWS Town Truck Inspections:

Motion made by Trustee Muller, seconded by Trustee Coots to approve the Town of Bath to inspect all of our vehicles, including BEGWS, and to spend \$350 a piece for the Town of Bath to update their inspection license for them to include the Village/BEGWS. All present were in favor and the motion was carried.

Adjourn Regular Meeting/Executive Session:

Motion made by Trustee Causer, seconded by Trustee Bardeen to adjourn the regular meeting of the Board of Trustees of the Village of Bath at 6:04 p.m. to go into executive session for litigation, for the medical, financial, credit, or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal, or removal of a particular person or corporation, and policies/contracts. All present were in favor and the motion was carried.

Sergeant, John Hawley, asked to stay in executive session. Left at 6:47 p.m.

Street Superintendent, Thomas Gutow, asked to join executive session at 7:02 p.m. Left at 7:14 p.m.

Chief of Police, Colin Taft, asked to join executive session at 7:15 p.m. Left at 7:22 p.m.

Trustee Coots left meeting at 7:42 p.m.

Return to Regular Session:

Motion made by Trustee Bardeen, seconded by Trustee Muller to return to regular session at 7:42 p.m. All present were in favor and the motion was carried.

Resignation:

Motion made by Trustee Muller, seconded by Bardeen Trustee to accept Deputy Clerk Treasurer resignation with regret effective July 8, 2022 to include prorated vacation of 3 weeks and part of the tax collection of \$1,000 to return to the Clerk Treasurer, as stated in the motion from July 15, 2013. All present were in favor and the motion was carried.

Leave of absence:

Motion made by Trustee Bardeen, seconded by Trustee Muller to accept the leave of absence for court clerk for up to 9 months, with regret. All present were in favor and the motion was carried.

Date Change of the August Meeting:

Motion made by Trustee Bardeen, seconded by Trustee Causer to change the date of the August 2022 meeting from Monday August 15th to Tuesday August 16th. All present were in favor and the motion was carried.

Approval of Personnel Policy:

Motion made by Trustee Causer, seconded by Trustee Muller to approve the updated personnel policy for Clerk/Treasurer, Jacqueline Shroyer, to include the updated vacation time schedule. All present were in favor and the motion was carried.

Adjournment:

Motion made by Trustee Bardeen, seconded by Trustee Causer to adjourn the regular meeting at 7:44 p.m. All present were in favor and the motion was carried.

Respectfully submitted by:

Jacqueline Shroyer
Clerk/Treasurer