

**OFFICIAL MINUTES OF THE BOARD OF TRUSTEES
FOR THE VILLAGE OF BATH
REGULAR MEETING
SEPTEMBER 19, 2022**

This meeting of the Board of Trustees of the Village of Bath was held on the 19th day of September 2022 located at 110 Liberty Street, Bath NY 14810. This meeting was called to order by Mayor Michael Sweet at 5:31 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
Code Enforcement:	Bradley Hill
Attorney:	Aaron Mullen
Asst. Street Superintendent:	Michael Bly

Visitors/Residents in Attendance:

Dillon Lewis – Resident
Kelly Fitzpatrick – Business Owner
Anthony Colomaio – Resident
Eileen Colomaio – Resident
Darryl Buckley – Website – left at 5:39 p.m.
Townners – Owners of Chat-a-Whyle

Public Meeting on NY Forward Grant:

Will schedule meetings starting in October to get projects in detail to apply for next year's grant.

Visitor:

Darryl Buckley – Website Maintenance:

Darryl explained to the board that an update was needed for the website. The cost would be \$150-\$200 for just the licensing. The updated website would be more user friendly. It is called City Hall. He suggested an overall budget of \$2000 and that would cover everything needed to update it. Board will review this and have a recommendation for the next meeting.

Anthony Colomaio:

Mr. Colomaio wanted to update the board on the complaint in regards to noise from their neighbors. He played a video of pounding from a garage on Sunday at 10:02 a.m. Derby car was

parked on the side of the road on E. Steuben. Claimed they were working on the car on the side of the road. The law reads on sound that this is unacceptable. 70 decibals is considered reasonable. Anything over 70 can be harmful. It can cause hearing loss. The Village Code says it needs to be done in their back yard. Section 110 needs to be looked at with Chapter 73. He is willing to sit on a committee to look at these laws. In closing, not what village can do for us, but what I can do for the village.

Mayor says that people need freedom and can use their homes as they would like and should be able to work on their cars at their own places.

Audit of Bills:

Motion made by Trustee Coots, seconded by Trustee Bardeen to approve the payment of the Village bills in the amount of \$165,582.14, plus POS Supply Solutions for \$299.95 for thermal paper for printers in police vehicles. All present were in favor and the motion was carried.

Correspondence:

Awaken the Dawn – Use of Pulteney Park:

Motion made by Trustee Coots, seconded by Trustee Causer to approve the Pulteney Park request for Awaken the Dawn for October 1, 2022. All present were in favor and the motion was carried.

Bath Youth Cheerleading – Gym Usage:

Motion made by Trustee Coots, seconded by Trustee Bardeen to approve the request from Bath Youth Cheerleading for the use of the gym. 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 received.

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

Budget Amendment:

Increase A2705 Gifts/Donations by \$104.14
Increase A3120.417 Police Dept – Ammo by \$104.14
To Increase Costs of Ammo.

Increase A2360 Reimbursement – School Resource Officer by \$1,200.00
Increase A3120.1 Police Dept – Personnel by \$1,200.00
Reimbursement for School Resource Officer.

Increase A1289 Reimbursement from Town by \$6,683.53
Increase A8510.4 Community Development by \$6,683.53
Reimbursement for Tops Light Project.

Increase A3120.1 Police Dept – Personnel by \$7,709.91
Decrease A3120.12 Police Dept – Anticipated Retirement by \$7,709.91
To Record Retirement Buyout.

Trustee Causer:

Use of Pulteney Park:

Motion made by Trustee Coots, seconded by Trustee Causer to approve the use of Pulteney Park for Trunk or Treat on Saturday, October 29, 2022 from 6 – 8 p.m. All present were in favor and the motion was carried.

New Business:

Approve Investigator Car Sale at Auction:

Motion made by Trustee Coots, seconded by Trustee Bardeen to approve the sale of the 2012 Chevy Impala, which was used as an investigator vehicle, for \$4,150 . All present were in favor and the motion was carried.

Yates County K-9 Seminar – Roberson:

Motion made by Trustee Causer, seconded by Trustee Bardeen to approve Officer Roberson to attend the Yates County K-9 seminar from October 16-20, 2022. The total cost is \$625 for lodging, meals and seminar fees, check to be made payable to Yates County COPS K-9 in September. All present were in favor and the motion was carried.

Contraband Interdiction School – Cheresnowsky:

Motion made by Trustee Causer, seconded by Trustee Bardeen to approve Officer Cheresnowsky to attend Contraband Interdiction School from September 21 – 23, 2022. This is a free course, but will need room and meals. All present were in favor and the motion was carried.

Instructor Development School – Ruggles:

Motion made by Trustee Bardeen, seconded by Trustee Coots to approve Officer Ruggles to attend Instructor Development School from September 26 – October 7, 2022 in Elmira, NY. All present were in favor and the motion was carried.

Public Safety Symposium – Taft:

Motion made by Trustee Coots, seconded by Trustee Bardeen to approve Chief of Police, Colin Taft, to attend Public Safety Symposium from September 27 – 29, 2022 in Albany, NY. All present were in favor and the motion was carried.

Rescind Resolution Harrington Full Time:

Motion made by Trustee Coots, seconded by Trustee Bardeen to rescind the resolution from August 16, 2022 appointing Michael Harrington to Full Time Police Officer. All present were in favor and the motion was carried.

Resolution for Harrington Temporary Full Time Police Officer:

RESOLUTION
VILLAGE OF BATH BOARD OF TRUSTEES
BATH, NEW YORK

DATE APPROVED: Monday, September 19, 2022 INTRO. DATE: Monday, September 19, 2022

INTRODUCED BY: Trustee Coots SECONDED BY: Trustee Causer

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 Michael Harrington 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, July 30, 2022, one (1) full-time uniformed police officer has been promoted to Police Sergeant and it opens up a full time spot to be filled.

WHEREAS, Part-time Police Officer Michael Harrington will be appointed to the position of “Temporary Full-Time Police Officer”, effective, July 31, 2022, to cover the shift of a full-time police officer that is moving to Police Sergeant Position and Officer Harrington will remain in that position for 90 days.

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

WHEREAS, Harrington 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 Michael Harrington to the Temporary Full-time Position of Police Officer, consistent with the stipulations of Steuben County Civil Service Rules and Regulations.

Resolution for Cheresnowsky Full Time Police Officer:

RESOLUTION
VILLAGE OF BATH BOARD OF TRUSTEES
BATH, NEW YORK

DATE APPROVED: Monday, September 19, 2022 INTRO. DATE: Monday, September 19, 2022

INTRODUCED BY: Trustee Coots SECONDED BY: Trustee Bardeen

VOTE:	Mayor Sweet	Aye	Nay	Abstain	Not Present
	Trustee Muller	Aye	Nay	Abstain	Not Present
	Trustee Bardeen	Aye	Nay	Abstain	Not Present
	Trustee Coots	Aye	Nay	Abstain	Not Present
	Trustee Causer	Aye	Nay	Abstain	Not Present

TITLE: Appointment of Megan Cheresnowsky as Full Time Police Officer for the Village of Bath.

WHEREAS, Police Officer Beau Roberson has been appointed to the new flex car position and it opens up a full time spot to be filled;

WHEREAS, Police Officer Megan Cheresnowsky has been employed with the Village of Bath Part Time since June 3, 2020;

WHEREAS, The Village of Bath will need to appoint a police officer after Police Officer Roberson’s effective flex car position date;

WHEREAS, Chief of Police made the recommendation for Police Officer and recommended Megan Cheresnowsky to be appointed Full Time Police Officer effective September 20, 2022 upon the following stipulations:

- Megan Cheresnowsky will be appointed Police Officer, consistent with Steuben County Civil Service Rules & Regulations, effective Tuesday, September 20, 2022. She will sign the oath of office for said appointment within 30 days before the Bath Village Clerk.
- Commencing Tuesday, September 20, 2022, Megan Cheresnowsky will be appointed as Police Officer and be on a probationary period for 78 weeks, consistent with Steuben County Civil Service Rules and Regulations.
- Megan Cheresnowsky will receive compensation and benefits pursuant to the collective bargaining agreement between the Village of Bath Board of Trustees and the Bath Police Benevolent Association.

BE IT RESOLVED, that the Village of Bath Board of Trustees is hereby appointing Megan Cheresnowsky to the position of full time Police Officer contingent on the aforementioned stipulations.

Discussion on Police Department Floor Plans – Hunt:

Motion made by Trustee Coots, seconded by Trustee Bardeen to approve the cost of up to \$25,000 for the Police Department Floor plans for Hunt Engineers to put together full bid documents and construction administration that will include all required disciplines. All present were in favor and the motion was carried.

Resolution Designating Brad Hill as Section 3 Coordinator:

RESOLUTION
 VILLAGE OF BATH BOARD OF TRUSTEES
 BATH, NEW YORK

DATE APPROVED: Monday, September 19, 2022 INTRO. DATE: Monday, September 19, 2022

INTRODUCED BY: Trustee Bardeen SECONDED BY: Trustee Causer

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

**RESOLUTION DESIGNATING A SECTION 3 OFFICER
 FOR THE VILLAGE OF BATH**

WHEREAS, the Village of Bath is a recipient of the Community Development Block Grant (CDBG) funding through the United States Department of Homes and Community Renewal, administered by the New York State Governor’s Office for Small Cities; and

WHEREAS, the rules and regulations governing the Community Development Block Program require that the Village of Bath be responsible for ensuring compliance with Section 3 of the Housing and Urban Development Act of 1968, as amended, including the appointment of a Section 3 Officer to review and/or oversee compliance; now, therefore, be it

RESOLVED, that Bradley Hill, Village Code Enforcement Officer shall be designated as the Section 3 Officer for the Village of Bath for the 2022-23 Fiscal Year; and be it further

RESOLVED, that the position of Section 3 Officer shall be renewed annually.

RESOLVED, that the Village Board may, on its own initiative or on petition, amend, supplement, or repeal the provisions of this resolution in conformity with applicable rules and regulations and in their interpretation and application, the provisions of this resolution shall be held to be minimum requirements, adopted for the promotion of the public health, morals, safety, or the general welfare. Whenever the requirements of this resolution are at variance with the requirements of any other lawfully adopted rules, regulations, or ordinances, the most restrictive, or that imposing the highest standards, shall govern; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Resolution Designating Erin Bonacci as Labor Standards Officer:

RESOLUTION
VILLAGE OF BATH BOARD OF TRUSTEES
BATH, NEW YORK

DATE APPROVED: Monday, September 19, 2022 INTRO. DATE: Monday, September 19, 2022

INTRODUCED BY: Trustee Bardeen SECONDED BY: Trustee Muller

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

**RESOLUTION DESIGNATING A LABOR STANDARDS OFFICER
FOR THE VILLAGE OF BATH**

WHEREAS, the Village of Bath is a recipient of the Community Development Block Grant (CDBG) funding through the United States Department of Homes and Community Renewal, administered by the New York State Governor’s Office for Small Cities; and

WHEREAS, the rules and regulations governing the Community Development Block Program require that the Village of Bath to be responsible for ensuring compliance with Davis

Bacon and Related Labor Standards Acts including the appointment of a Labor Standards Officer to review and/or oversee compliance; now, therefore, be it

RESOLVED, that Erin Bonacci, Director of Municipal Utilities, shall be designated as the Labor Standards Officer for the Village of Bath for the 2022-23 Fiscal Year; and be it further

RESOLVED, that the position of Labor Standards Officer shall be renewed annually.

RESOLVED, that the Village Board may, on its own initiative or on petition, amend, supplement, or repeal the provisions of this resolution in conformity with applicable rules and regulations and in their interpretation and application, the provisions of this resolution shall be held to be minimum requirements, adopted for the promotion of the public health, morals, safety, or the general welfare. Whenever the requirements of this resolution are at variance with the requirements of any other lawfully adopted rules, regulations, or ordinances, the most restrictive, or that imposing the highest standards, shall govern; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Approve Bid for Tops Traffic Light:

Motion made by Trustee Muller, seconded by Trustee Coots to approve the bid from Binghamton Road Electric, LLC for \$67,289.00 to complete the upgrades to the Tops Traffic Light on W. Morris St. Per the contract with Tops, they will reimburse us these costs. All present were in favor and the motion was carried.

Trick of Treating – October 31, 2022:

Motion made by Trustee Coots, seconded by Trustee Causer to approve Trick or Treating in the Village of Bath for Monday, October 31, 2022 from 6 – 8 p.m. All present were in favor and the motion was carried.

Resolution for Brzezinski Temporary Full Time:

RESOLUTION
VILLAGE OF BATH BOARD OF TRUSTEES
BATH, NEW YORK

DATE APPROVED: Monday, September 19, 2022 INTRO. DATE: Monday, September 19, 2022

INTRODUCED BY: Trustee Coots SECONDED BY: Trustee Bardeen

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 Tyler Brzezinski 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 October 10, 2022, the Village will be in need of a Full Time police officer.

WHEREAS, Part-time Police Officer Tyler Brzezinski will be appointed to the position of “Temporary Full-Time Police Officer”, effective, October 10, 2022, to cover the shift of a full-time police officer and Officer Brzezinski will remain in that position for 90 days.

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

WHEREAS, Brzezinski 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 Tyler Brzezinski to the Temporary Full-time Position of Police Officer, consistent with the stipulations of Steuben County Civil Service Rules and Regulations.

Adjourn Regular Meeting/Executive Session:

Motion made by Trustee Muller, seconded by Trustee Bardeen to adjourn the regular meeting of the Board of Trustees of the Village of Bath at 6:45 p.m. to go into executive session 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 contracts. All present were in favor and the motion was carried.

Street Superintendent, Thomas Gutow, was asked to stay in executive session. Left at 6:51 p.m.

Trustee Causer and Trustee Coots left executive session at 6:48 p.m. Returned at 6:55 p.m.

Chief of Police, Colin Taft, entered executive session at 7:00 p.m.

Return to Regular Session:

Motion made by Trustee Muller, seconded by Trustee Bardeen to return to regular session at 7:18 p.m. All present were in favor and the motion was carried.

Deputy Street Superintendent:

Motion made by Trustee Coots, seconded by Trustee Muller to appoint Jason Causer as Deputy Street Superintendent effective in 2 weeks with a range in salary to be negotiated from the amount of \$65,000 to \$70,000 already established by the board. Trustee Causer abstained and the motion was carried.

Resolution for Chief of Police:

RESOLUTION
VILLAGE OF BATH BOARD OF TRUSTEES
BATH, NEW YORK

DATE APPROVED: Monday, September 19, 2022 INTRO. DATE: Monday, September 19, 2022

INTRODUCED BY: Trustee Muller SECONDED BY: Trustee Bardeen

VOTE:	Mayor Sweet	Aye	Nay	Abstain	Not Present
	Trustee Causer	Aye	Nay	Abstain	Not Present
	Trustee Bardeen	Aye	Nay	Abstain	Not Present
	Trustee Muller	Aye	Nay	Abstain	Not Present
	Trustee Coots	Aye	Nay	Abstain	Not Present

TITLE: Appointment of Colin P. Taft as Chief of Police for the Village of Bath.

WHEREAS, Colin P. Taft, has been provisional Chief of Police since June 1, 2021;

WHEREAS, The Village of Bath has received the Certification of Eligibles issued from Steuben County for Chief of Police;

WHEREAS, the Bath Village Board reviewed the Certification of Eligibles for Chief of Police to ensure Colin P. Taft was on the list and chose Colin P. Taft to be appointed Permanent Chief of Police effective September 20, 2022 upon the following stipulations:

- Colin P. Taft will be appointed and sworn in as Chief of Police for the Village of Bath. Said oath of office will be administered by the Village Clerk within 30 days of the appointment.
- Commencing Tuesday, September 20, 2022, Colin P. Taft will be on a probationary period for twelve (12) weeks, consistent with Steuben County Civil Service Rules and Regulations.
- Colin P. Taft will receive compensation and benefits pursuant to a contractual agreement between him and the Bath Village Board of Trustees.

BE IT RESOLVED, that the Village of Bath Board of Trustees is hereby appointing Colin P. Taft to the position of Chief of Police contingent on the aforementioned stipulations.

Chief of Police Contract:

Motion made by Trustee Causer, seconded by Trustee Bardeen to approve the five-year contract between Chief of Police, Colin Taft, and the Village of Bath. All present were in favor and the motion was carried.

Bath Central School SRO Agreement:

Motion made by Trustee Coots, seconded by Trustee Bardeen to approve the agreement between the Village of Bath and Bath Haverling Central School for the Village to provide a School Resource Officer from September 1, 2022 through June 30, 2023 with Bath Central School covering the cost not to exceed \$35,000 and to approve the MOA with the Bath PBA amending the collective bargaining contract to include a new section regarding the School Resource Officer. 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 7:20 p.m. All present were in favor and the motion was carried.

Respectfully submitted by:

Jacqueline Shroyer
Clerk/Treasurer