

**OFFICIAL MINUTES OF THE BOARD OF TRUSTEES  
FOR THE VILLAGE OF BATH  
PUBLIC HEARING/REGULAR MEETING  
JANUARY 19, 2016**

This meeting of the Board of Trustees of the Village of Bath was held on the 19th day of January 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	Code Enforcement:	Ralph Senese
Deputy Mayor/Trustee:	Jeanne Glass	BEGWS Director:	Guy Hallgren
Trustee:	Mark Bardeen	Attorney:	Patrick McAllister
Fire Chief:	Joe Washburn	Police Chief:	Chad Mullen
Clerk/Treasurer:	Jacqueline Shroyer		

**Absent:**

Trustee:	Melanie Coots
Trustee:	Mike Sweet
Street Superintendent:	Jeff Muller

**Public Hearing:**

**Local Law #1 – Override Tax Cap:**

Opened hearing at 5:30 p.m.

No discussion was made.

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

**Regular Meeting:**

**Correspondence:**

**Chamber of Commerce – Pulteney Park Request:**

Motion made by Trustee Glass, seconded by Trustee Bardeen to approve the request from the Chamber of Commerce to use Pulteney Park on May 14<sup>th</sup> for the expo, every Wednesday from July 6 to August 3 for Music in the park, and December 2 for the Spirit of Christmas. All present were in favor and the motion was carried.

**Audit of Bills:**

Motion made by Trustee Bardeen, seconded by Trustee Glass to approve the payment of the Village bills in the amount of \$95,176.56. All present were in favor and the motion was carried.

**Department Head Reports:**

**Jackie Shroyer, Clerk/Treasurer Report:**

Motion made by Trustee Glass, seconded by Trustee Bardeen to approve the transfer of \$5,791.72 from A3120.12 Police Dept. – Anticipated Retirement to A3120.1 Police Dept. – Personnel to cover the police department regular payrolls. All present were in favor and the motion was carried.

**New Business:**

**Local Law #1 – Override Tax Cap:**

Motion made by Trustee Glass, seconded by Trustee Bardeen to approve Local Law #1 to override the tax levy limit established in general municipal law 3-c. All present were in favor and the motion was carried.

**Resolution to appoint election inspectors:**

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 15, 2016:

**Democratic Election Inspectors:**

Cynthia Dimmick, 3 Fairview Drive, Bath, NY 14810

Barbara Perry, 24 Vermont Street, Bath, NY 14810

Beverly Grose, 7861 N. Main Street, Bath, NY 14810

**Republican Election Inspectors:**

Helen Robinson, 8143 Pleasant Valley Road, Bath, NY 14810

Doris Doucette, 7375 County Route 16, Apt. # 102, Bath, NY 14810

Mary Kelly, 47 Hudson Street, Bath, NY 14810

Resolution by: Trustee Bardeen

Seconded by: Trustee Glass

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

**Chamber Lease Agreement:**

Motion made by Trustee Glass, seconded by Trustee Bardeen to approve the Chamber of Commerce Lease Agreement for 2016. All present were in favor and the motion was carried.

**State Environmental Quality Resolution:**

**Village of Bath  
State Environmental Quality Review Act Negative**

## Declaration Resolution

DATE APPROVED: Tuesday, January 19, 2016 DATE: Tuesday, January 19, 2016

INTRODUCED BY: Trustee Glass SECONDED BY: Trustee Bardeen

VOTE:	Mayor vonHagn	Aye	Nay	Absent
	Trustee Glass	Aye	Nay	Absent
	Trustee Bardeen	Aye	Nay	Absent
	Trustee Coots	Aye	Nay	Absent
	Trustee Sweet	Aye	Nay	Absent

Name of Action: Village of Bath Wastewater Treatment Plant Upgrades

WHEREAS: The Bath Electric Gas and Water Systems (“BEGWS”) proposes to construct various improvements at the Village of Bath Wastewater Treatment Plant (“WWTP”) to meet SPDES permit requirements; and

WHEREAS: The proposed improvements include upgrades to the preliminary, primary and secondary treatment processes; improvements to the solids processing and handling facilities; and various ancillary improvements to the WWTP electrical and piping systems; and

WHEREAS: The project constitutes an Unlisted Action under the State Environmental Quality Review Act (“SEQRA”) and it’s implementing regulations; and

WHEREAS: The Village Board of Trustees of the Village of Bath (“Village”), acting as lead agency under SEQRA, has undertaken a coordinated review with various public agencies in accordance with the State Environmental Review Process; and

WHEREAS: A Full Environmental Assessment Form (“FEAF”), which can be used to evaluate actions undergoing Coordinated Review, has been prepared by GHD to evaluate the Project; and

WHEREAS: The Project was reviewed by the Office of Parks, Recreation and Historic Preservation (“OPRHP”) in accordance with the New York State Historic Preservation Act of 1980 (Section 14.09 of the New York Parks, Recreation and Historic Preservation Law) and determined the Project will have no impact upon cultural resources in or eligible for inclusion in the State and National Register of Historic Places; and

WHEREAS: The Village and BEGWS have considered the Project and reviewed Part 1 and Part 2 of the FEAF and the criteria set forth in SEQRA, in order to determine whether the Project will have a significant adverse impact on the environment.

NOW THEREFORE

BE IT RESOLVED: Based upon the thorough and careful review of the Project under SEQRA, the Village hereby determines that Project will not result in any significant adverse environmental impacts and hereby issues a negative declaration for the Project pursuant to SEQRA.

Attest hereto: \_\_\_\_\_  
Jacqueline Shroyer, Village Clerk-Treasurer

**Town of Bath Agreement – Court Clerk:**

Motion made by Trustee Glass, seconded by Trustee Bardeen to approve the Town of Bath Assistant Court Clerk agreement subject to the Town adopting the verbiage recommended by The Village Attorney. All present were in favor and the motion was carried.

**Town of Bath Agreement – Court Security:**

Motion made by Trustee Bardeen, seconded by Trustee Glass to approve the Town of Bath Court Security Agreement for 2016-2017. All present were in favor and the motion was carried.

**Town of Bath Agreement – Lease:**

Motion made by Trustee Glass, seconded by Trustee Bardeen to approve the Town of Bath Lease Agreement for 2016. All present were in favor and the motion was carried.

**Town of Bath Agreement – Fire Contract:**

Motion made by Trustee Bardeen, seconded by Trustee Glass to approve the Town of Bath Fire Agreement for 2016. All present were in favor and the motion was carried.

**Approval of RFP for Technical Assistance Grant:**

Motion made by Trustee Glass, seconded by Trustee Bardeen to approve the Village to go out for RFP's for the Technical Assistance Grant. All present were in favor and the motion was carried.

**Formal Hearing on Grievance: PBA:**

The Mayor asked the board if they disagreed with the second step in the grievance process stating the grievance was denied on the basis that the benefits of the new FLMHIT Health Plan are substantially equivalent, when viewed as a whole, to those of the prior plan. Therefore, there has been no violation of the collective bargaining agreement.

Motion made by Trustee Glass, seconded by Trustee Bardeen to approve the second step of the grievance as it is written. All present were in favor and the motion was carried.

**Street Department Contract:**

Motion by Trustee Glass, seconded by Trustee Bardeen to approve in principal the proposed settlement with the Street Department contingent upon rank in file approving and the village board approving it next month. All present were in favor and the motion was carried.

**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 6:19 p.m. to go into executive session for possible litigation for Ralph, potential new employee, contract negotiations, medical status update, 207c update and potential litigation for parking. All present were in favor and the motion was carried.

**Return to Regular Session:**

Motion made by Trustee Bardeen, seconded by Trustee Glass to return to regular session at 6:40 p.m. All present were in favor and the motion was carried.

**Adjournment:**

Motion made by Trustee Bardeen, seconded by Trustee Glass to adjourn the regular meeting at 6:49 p.m. All present were in favor and the motion was carried.

Respectfully submitted by:

Jacqueline Shroyer  
Clerk/Treasurer