

**OFFICIAL MINUTES OF THE BOARD OF TRUSTEES
FOR THE VILLAGE OF BATH
PUBLIC HEARING/REGULAR MEETING
FEBRUARY 21, 2017**

This meeting of the Board of Trustees of the Village of Bath was held on the 21st day of February 2017 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	Code Enforcement:	Ralph Senese
Trustee:	Mark Bardeen	Attorney:	Patrick McAllister
Trustee:	Melanie Coots		
Trustee:	Jeanne Glass		
Street Superintendent:	Jeff Muller		
BEGWS Commissioner:	Keith Becken		

Absent:

Police Chief:	Chad Mullen
Fire Chief:	Robin Havens

Public Hearing:

Local Law #3 – Amend Chapter 40:

Public Hearing Opened at 5:30 p.m.

No Discussion was made.

Motion made by Trustee Sweet, seconded by Trustee Bardeen to close the public hearing on amending Chapter 40 at 5:31 p.m. All present were in favor and the motion was carried.

Local Law #4 – Nuisance Buildings:

Public Hearing Opened at 5:31 p.m.

No Discussion was made.

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

Regular Meeting:

Appointments:

Peter Langendorfer – Shade Tree Committee:

Motion made by Trustee Coots, seconded by Trustee Sweet to appoint Peter Langendorfer to the Shade Tree Committee. All present were in favor and the motion was carried.

Correspondence:

John Southard – Pulteney Park Request:

Motion made by Trustee Glass, seconded by Trustee Bardeen to approve the Pulteney Park Request from the John Southard Group for April 9, 2017 for their Easter Egg Hunt. All present were in favor and the motion was carried.

Mossy Bank Park Request – Bath/Avoca Civil War Days:

Motion made by Trustee Glass, seconded by Trustee Bardeen to approve the Mossy Bank Request for the Bath/Avoca Civil War Days on May 18 and May 19, 2017. All present were in favor and the motion was carried.

Mossy Bank Park Request – Boy Scout Raft Regatta:

Motion made by Trustee Bardeen, seconded by Trustee Sweet to approve the Mossy Bank Request for the Boy Scout Raft Regatta on May 12 and May 13, 2017. All present were in favor and the motion was carried.

Audit of Bills:

Motion made by Trustee Glass, seconded by Trustee Sweet to approve the payment of the Village bills in the amount of \$450,465.02. All present were in favor and the motion was carried.

Department Head Reports:

Jeff Muller, Street Superintendent:

Street Report was received.

Motion made by Trustee Coots, seconded by Trustee Bardeen to sell the old street sweeper for \$25,000.00 to the Town of Bath. All present were in favor and the motion was carried.

Motion made by Trustee Coots, seconded by Trustee Bardeen to approve the purchase of the backhoe on the 2 year buyback for up to \$7,000.00 over what was placed in the budget. All present were in favor and the motion was carried.

Chad Mullen, Police Chief:

Police Report was received.

Ralph Senese, Code Enforcement:

Code Enforcement Report was received.

Robin Havens, Fire Chief:

Fire Department Report was received.

Jeff Muller , BEGWS Chairman:

BEGWS Minutes were received.

Jacqueline Shroyer, Clerk/Treasurer Report:

Clerk/Treasurer Report was received.

Motion made by Trustee Sweet, seconded by Trustee Bardeen to approve the following budget amendments and budget transfers:

Budget Amendment:

Increase A5122.4 Consolidated Highway Improvement by \$9,810.67
Increase A3501 CHIPS Revenue by \$9,810.67
For Snow Plow Truck

Increase A5110.2 Street – Equipment by \$50,000
Increase A4089 Fed Aid – other by \$50,000
For Snow Plow Truck

Budget Transfer:

To Transfer \$6,381 from A1990.4 Contingent Account to A1110.1 Judicial – Personal Services for overages due to retirement/new employee.

To Transfer \$72.65 from A9060.83 HRA – Contract Employees to A9060.81 HRA – Sworn Officers to cover overages from amount for Temp Officer.

To Transfer \$6,300.00 from A9730.6 Bond Anticipation Note – Principal and \$3,250.00 from A9730.7 Bond Anticipation Note – Interest to A5110.2 Street – Equipment to cover some of the Street Sweeper expense from money budgeted for Street Dump Truck loan that didn't take place until this fiscal year. This will save us from taking out a larger BAN on the Sweeper.

To Transfer \$6,891.75 from A3620.11 Safety Inspection – Assistant to A3120.1 Police Dept – Personal Services to cover the expense of the Part Time Clerk in the Police Dept. The Clerk was originally budgeted to split between departments.

Resolution:

Motion made by Trustee Glass, seconded by Trustee Sweet to approve the Transfer of \$14,300.00 from the Employee Accrued Benefit Reserve Fund to cover a buyout of vacation time for an employee who's funds were placed in there last fiscal year. All present were in favor and the motion was carried.

Adjourn Regular Meeting/Executive Session:

Motion made by Trustee Glass, seconded by Trustee Sweet to adjourn the regular meeting of the Board of Trustees of the Village of Bath at 5:58 p.m. to go into executive session for contractual reasons. All present were in favor and the motion was carried.

Return to Regular Session:

Motion made by Trustee Sweet, seconded by Trustee Coots to return to regular session at 6:07 p.m. All present were in favor and the motion was carried.

Committee Reports:

Trustee Glass:

Motion made by Trustee Coots, seconded by Trustee Sweet to approve the expense of up to \$250.00 for an ad to find volunteers for the Village Committees. All present were in favor and the motion was carried.

Trustee Glass and Trustee Bardeen are in charge of creating the ad.

New Business:

Local Law #3 – Amend Chapter 40:

Motion made by Trustee Sweet, seconded by Trustee Bardeen to approve Local Law #3 of 2017 for amending Chapter 40. All present were in favor and the motion was carried.

Local Law #4 – Nuisance Buildings:

Motion made by Trustee Glass, seconded by Trustee Coots to approve Local Law #4 of 2017 amending Local Law #7 of 2016 addressing Nuisance Buildings. All present were in favor and the motion was carried.

Resignation of Part Time Police Officer:

Motion made by Trustee Glass, seconded by Trustee Bardeen to approve the resignation of Part Time Police Officer Danielle Adriance-Wensel effective February 8, 2017. All present were in favor and the motion was carried.

Steuben County – Village Tax Agreement:

Motion made by Trustee Bardeen, seconded by Trustee Coots to approve the Steuben County Village Tax Agreement for March 1, 2017 through February 29, 2020. All present were in favor and the motion was carried.

Acknowledge Liquor License Renewal – Central Hotel:

Motion made by Trustee Coots, seconded by Trustee Glass to acknowledge the liquor license renewal from the Central Hotel. All present were in favor and the motion was carried.

EMS Services Support Letter:

Motion made by Trustee Coots, seconded by Trustee Glass to approve the mayor to send a letter of support to EMS Services to communicate that we have had no complaints about a lack of transport's from IDH Hospital and reaffirmed support of the local services. All present were in favor and the motion was carried.

Urban Forestry Grant Resolutions:

RESOLUTION
VILLAGE OF BATH BOARD OF TRUSTEES
BATH, NEW YORK

DATE APPROVED: Tuesday, February 21, 2017 INTRO. DATE: Tuesday, February 21, 2017

INTRODUCED BY: Trustee Glass SECONDED BY: Trustee Bardeen

VOTE:	Mayor vonHagn	Aye	Nay	Abstain	Not Present
	Trustee Glass	Aye	Nay	Abstain	Not Present
	Trustee Bardeen	Aye	Nay	Abstain	Not Present
	Trustee Coots	Aye	Nay	Abstain	Not Present
	Trustee Sweet	Aye	Nay	Abstain	Not Present

Resolution by the Village of Bath approving and endorsing a grant application to NYS Department of Environmental Conservation, Division of Lands and Forests for funding under the 2016 Urban and Community Forestry Grant Program, Round 13, Park Tree Maintenance Project, DEC01-UCF2-2016.

WHEREAS, the Village of Bath is applying to the New York State Department of Environmental Conservation for a project grant under the Urban and Community Forestry Program to be located in the Village of Bath Parks, a site located within the territorial jurisdiction of this Village of Bath Board of Trustees; and

WHEREAS, as a requirement of these programs, said Village of Bath must obtain the “approval/endorsement of the governing body of the municipality in which the project will be located”,

NOW, THEREFORE, be it resolved that the Village of Bath Board of Trustees of hereby does approve and endorse the application of Village of Bath for a grant under the Urban and Community Forestry Program for a project known as Village of Bath Park Tree Maintenance 2017 Project and located within this community. The grant application request is \$19,800.00 for the contractual cost of the tree trimming. The Village match is \$4,950 for tree trimming cleanup, chipping, and removal. The total project cost is \$24,750.

RESOLUTION
VILLAGE OF BATH BOARD OF TRUSTEES
BATH, NEW YORK

DATE APPROVED: Tuesday, February 21, 2017 INTRO. DATE: Tuesday, February 21, 2017

INTRODUCED BY: Trustee Glass SECONDED BY: Trustee Bardeen

VOTE:	Mayor vonHagn	Aye	Nay	Abstain	Not Present
	Trustee Glass	Aye	Nay	Abstain	Not Present
	Trustee Bardeen	Aye	Nay	Abstain	Not Present
	Trustee Coots	Aye	Nay	Abstain	Not Present
	Trustee Sweet	Aye	Nay	Abstain	Not Present

Resolution by the Village of Bath approving and endorsing a grant application to NYS Department of Environmental Conservation, Division of Lands and Forests for funding under the 2016 Urban and Community Forestry Grant Program, Round 13, Tree Inventory Project, DEC01-UCF1-2016.

WHEREAS, the Village of Bath is applying to the New York State Department of Environmental Conservation for a project grant under the Urban and Community Forestry Program to be located in the Village of Bath, a site located within the territorial jurisdiction of this Village of Bath Board of Trustees; and

WHEREAS, as a requirement of these programs, said Village of Bath must obtain the “approval/endorsement of the governing body of the municipality in which the project will be located”,

NOW, THEREFORE, be it resolved that the Village of Bath Board of Trustees of hereby does approve and endorse the application of Village of Bath for a grant under the Urban and Community Forestry Program for a project known as Village of Bath Tree Inventory 2017 Project and located within this community. The grant application request is \$19,100 for the contractual cost of the tree inventory and two 1-hour training sessions, and the data preparation and upload.

SEQR Resolution for Lead Agency:

RESOLUTION
VILLAGE OF BATH BOARD OF TRUSTEES
BATH, NEW YORK

DATE APPROVED: Tuesday, February 21, 2017 INTRO. DATE: Tuesday, February 21, 2017

INTRODUCED BY: Trustee Glass SECONDED BY: Trustee Coots

VOTE:	Mayor vonHagn	Aye	Nay	Abstain	Not Present
	Trustee Glass	Aye	Nay	Abstain	Not Present
	Trustee Bardeen	Aye	Nay	Abstain	Not Present
	Trustee Coots	Aye	Nay	Abstain	Not Present
	Trustee Sweet	Aye	Nay	Abstain	Not Present

RESOLUTION TO
DECLARE INTENT TO BE LEAD AGENCY FOR THE
VILLAGE OF BATH ZONING AMENDMENT

WHEREAS, the Village of Bath (hereinafter the “Village”) proposes an amendment to the existing zoning code to amend special permit requirements for the medium density residential zoning district (hereinafter collectively called the “Project”);

WHEREAS, Part 1 of the Full Environmental Assessment Form having been reviewed and considered by the Village and appeared adequate and accurate relative to the Project;

WHEREAS, the Village has identified Steuben County as a State Environmental Quality Review Act (hereinafter “SEQRA”) Involved Agency relative to the Project;

WHEREAS, the Village has identified the Village of Bath Planning Board, the Town of Bath, and the New York State Department of Transportation as SEQRA Interested Agencies relative to the Project;

WHEREAS, the Village shall forward a copy of the Part 1 of the Environmental Assessment Form to the Involved and Interested Agencies along with the notice of the Village's intent, absent any objection from the Involved Agencies, to establish itself SEQRA Lead Agency relative to the Project;

NOW THEREFORE, BE IT RESOLVED THAT the Village intends to establish itself Lead Agency with respect to the Project in accordance with SEQRA regulations at 6 NYCRR §617.6 and to give notice of such establishment.

Approve Bonadio Court Audit:

Motion made by Trustee Bardeen, seconded by Trustee Sweet to approve the court audit that was completed by Bonadio & Co., LLP for the May 31, 2016 fiscal year end. All present were in favor and the motion was carried.

Set Public Hearing on Local Law #5 – Address Avoidable Alarms:

Motion made by Trustee Coots, seconded by Trustee Glass to set up the public hearing on Local Law #5 addressing avoidable alarms for Monday March 20, 2017 at 5:30 p.m. All present were in favor and the motion was carried.

Acknowledge Liquor License – Country Club:

Motion made by Trustee Glass, seconded by Trustee Coots to acknowledge the liquor license submitted by the Country Club. All present were in favor and the motion was carried.

Steuben County – Stop DWI Agreement:

Motion made by Trustee Glass, seconded by Trustee Sweet to approve the Steuben County Stop DWI Agreement for 2017. All present were in favor and the motion was carried.

Worker's Comp Change in Policy Dates:

Motion made by Trustee Glass, seconded by Trustee Bardeen to approve the change in dates of the Workers Comp Policy from July 1 start date to a June 1 start date. All present were in favor and the motion was carried.

Adjourn Regular Meeting/Executive Session:

Motion made by Trustee Bardeen, seconded by Trustee Sweet to adjourn the regular meeting of the Board of Trustees of the Village of Bath at 7:00 p.m. to go into executive session for contractual and litigation purposes. All present were in favor and the motion was carried.

Return to Regular Session:

Motion made by Trustee Glass, seconded by Trustee Coots to return to regular session at 7:10 p.m. All present were in favor and the motion was carried.

Adjournment:

Motion made by Trustee Coots, seconded by Trustee Bardeen to adjourn the regular meeting at 7:13 p.m. All present were in favor and the motion was carried.

Respectfully submitted by:

Jacqueline Shroyer
Clerk/Treasurer