

**OFFICIAL MINUTES OF THE BOARD OF TRUSTEES
FOR THE VILLAGE OF BATH
REGULAR MEETING
NOVEMBER 16, 2020**

This meeting of the Board of Trustees of the Village of Bath was held on the 16th day of November 2020 through videoconference. 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:	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
Fire Chief:	Matt Glashauser

Visitors/Residents in Attendance:

Ainsley Owens – Left at 5:38 p.m.
Sabrina Elliot – Left at 5:38 p.m.
Nick Pelham – Left at 5:38 p.m.
Jeannette Brown – Left at 6:19 p.m.
Mary Jane Jones – Left at 6:06 p.m., arrived back at 6:08 p.m.

Appointments:

Nathan Longwell – Shade Tree Committee:

Motion made by Trustee Coots, seconded by Trustee Muller to appoint Nathan Longwell to the Shade Tree Committee, for a 3 year term. All present were in favor and the motion was carried.

Visitors:

Ainsley Owens – 4H Bathroom Sewer Line at Fairgrounds:

Motion made by Trustee Coots, seconded by Trustee Causer to allow the 4H Club to build new bathrooms at the fairgrounds and cut into Warden Street for the Sewer Line. All present were in favor and the motion was carried.

Audit of Bills:

Motion made by Trustee Bardeen, seconded by Trustee Muller to approve the payment of the Village bills in the amount of \$602,862.11. 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.

Matthew Glashauser, Fire Chief:

Fire Department Report was 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 Bardeen to approve the following budget modifications. All present were in favor and the motion was carried.

Increase A1910.4 Unallocated Insurance by \$6,640.00

Decrease A1990.4 Contingent Account by \$6,640.00

To cover the cost of unemployment insurance during pandemic.

Increase A1620.43 Buildings – Contracts by \$2.20

Decrease A1990.4 Contingent Account by \$2.20

To cover the cost of the camera warranties.

Committee:

Trustee Muller:

Spectrum Agreement for Mossy Bank:

Motion made by Trustee Muller, seconded by Trustee Bardeen to approve the Spectrum agreement for Business Internet Ultra for \$114.99 per month for 12 months and Business WiFi for \$6.99 per month for Mossy Bank Park. All present were in favor and the motion was carried.

New Business:

Resolution for County to Collect Unpaid Taxes:

Motion made by Trustee Coots, seconded by Trustee Bardeen resolving that the Village Board of Trustees authorizes the County of Steuben to collect unpaid 2020/2021 taxes in the amount of \$139,570.77. All present were in favor and the motion was carried.

Town of Wheeler 2021 Fire Agreement:

Motion made by Trustee Bardeen, seconded by Trustee Muller to approve the Town of Wheeler fire agreement for 2021. All present were in favor and the motion was carried.

Proposed Local Law – Best Value Competitive Bidding and Procurement:

Motion made by Trustee Bardeen, seconded by Trustee Muller to set the public hearing for proposed local law on best value competitive bidding and procurement for Monday, December 21, 2020 at 5:30 p.m. to hear all interested parties comments and questions. All present were in favor and the motion was carried.

Bond Resolution for Consolidation of Sewer Repair and Capital Reserves:

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF BATH, STEUBEN COUNTY, NEW YORK (THE “VILLAGE”), AUTHORIZING A PUBLIC HEARING UNDER GENERAL MUNICIPAL LAW SECTION 6-d TO CONSIDER THE CONSOLIDATION OF THE VILLAGE’S SEWER REPAIR RESERVE FUND WITH AND INTO THE VILLAGE’S SEWER CAPITAL FUND

WHEREAS, the Village of Bath (the “Village”) has established and maintains a Sewer Repair Reserve Fund, governed by New York General Municipal Law (“GML”) Section 6-d; and

WHEREAS, the Village also has established and maintains a Sewer Capital Fund, which is operated as a capital reserve fund governed by GML Section 6-c; and

WHEREAS, the Village Board of Trustees (the “Board”), at the request to the Village’s Municipal Utility Commission, is now considering whether to authorize the consolidation of such two funds, whereby (i) the Board would ratify and confirm the status of the Sewer Capital Fund as a capital reserve fund governed by GML Section 6-c, and (ii) authorize the transfer of the remaining unexpended balance in the Sewer Repair Reserve Fund to the Sewer Capital Fund; and

WHEREAS, in accordance with GML Section 6-d, prior to approving such transfer of the balance in the Sewer Reserve Fund to the Sewer Capital Fund, the Board is required to hold a public hearing on such matter.

NOW, THEREFORE, BE IT RESOLVED that the Village Board of Trustees of the Village of Bath hereby calls for a public hearing to be held at a public meeting of such Village Board to be held on December 21, 2020 at 5:30 p.m. at the Village of Bath Village Hall, 110 Liberty Street, Bath, New York 14810, to consider whether to authorize the ratification and confirmation of the status of the Village’s existing Sewer Capital Fund as a capital reserve fund governed by GML Section 6-c, and the transfer of the remaining unexpended balance in the Village’s Sewer Repair Reserve Fund to the Sewer Capital Fund, and to hear all persons interested in such subject matter; PROVIDED, HOWEVER, that in the event that the New York State Governor shall have issued or extended an executive order in response to the COVID-19

epidemic directing that all public hearings be conducted remotely via telephone conference and/or an internet-based platform, such public hearing shall be conducted in manner that complies with such Executive Order, and it is further

RESOLVED, that the Village Clerk shall cause a notice of such public hearing to be published and posted as required by law.

This resolution shall take effect immediately

Updated Travel Policy Discussion/Approval:

Motion made by Trustee Coots, seconded by Trustee Bardeen to approve the updated travel policy to include language added in by Attorney Aaron Mullen that states the term accruals does not include sick leave. Trustee Muller opposed and discussion was made on he was not going to approve anything that he can't read fully prior to approving.

Motion made by Trustee Coots, seconded by Trustee Bardeen to postpone approving the updated travel policy until the next meeting. All present were in favor and the motion was carried.

Adjourn Regular Meeting/Executive Session:

Motion made by Trustee Coots, seconded by Trustee Bardeen to adjourn the regular meeting of the Board of Trustees of the Village of Bath at 7:45 p.m. to go into executive session for the proposed acquisition. All present were in favor and the motion was carried.

Return to Regular Session:

Motion made by Trustee Muller, seconded by Trustee Bardeen to return to regular session at 7:55 p.m. All present were in favor and the motion was carried.

Adjournment:

Motion made by Trustee Bardeen, seconded by Trustee Muller to adjourn the regular meeting at 7:55 p.m. All present were in favor and the motion was carried.

Respectfully submitted by:

Jacqueline Shroyer
Clerk/Treasurer