

TOWN OF BATH COUNCIL MEETING

Tuesday, August 2, 2022

1. CALL TO ORDER: @ 5:30pm by Mayor
2. ROLL CALL: Scott Merki (X) Susan Webster (X) Chris Chapman (X) Rose Jackson (X) Elizabeth Skinner (X) Greg Forney (X) Rick Weber (X) Quorum present.
3. REVIEW OF MINUTES: Minutes of the Regular Meeting of July 19, 2022 were approved by Common Consent.
4. PERSONS BEFORE COUNCIL: None at this time.
5. COMMUNICATION FROM MAYOR: The Mayor invited everyone to the National Night Out being held this evening in Hancock, MD.

COMMITTEE AND BOARD REPORTS

1. BATH DEVELOPMENT AUTHORITY: An application for appointment to this Authority was received by the Town office from Paula Strait. This application will be addressed at the next meeting and Ms Strait will be asked to attend.
2. PARKS & REC: The next meeting is August 17, 2022. Those interested in serving on this board are encouraged to submit a volunteer application.
3. PLANNING COMMISSION: The next meeting is August 11, 2022.
4. RAIL/TRAIL: The progress report has been submitted to the Town office (see attached). The next meeting is August 31, 2022.
5. STREETSCAPE: Committee Co-Chair Rebecca MacLeod has submitted reports to the Town office (see attached). She asked that Council consider Resolution 2022-07-02 (see attached) authorizing the Mayor to sign the WV DOH Funding Agreement to fund the completion of the design for Streetscape Phase V.
MOTION: To approve Resolution 2022-07-02 as presented-Webster/Chapman-Carried.
6. TRAIN DEPOT: The interior rehab construction of the Depot continues. The Owner's meeting was held July 27, 2022 with Building Systems, The Mills Group and Town representatives. The next Owner's Meeting is August 10 with all of Council invited. The meeting will focus on restoration efforts, project administration and funding.
7. LANDMARK COMMISSION (HLC): Town resident Joyce Jones has submitted a volunteer application and resume for membership to the Commission and was in attendance to meet Council. Appreciation was shown for her willingness to serve.
MOTION: To appoint Joyce Jones to the Bath HLC - Webster/Forney- Carried
Recorder Webster hopes to facilitate a meeting of the HLC in the coming days. She has invited the State Historic Preservation Office (SHPO) officials to Bath to assist with education, training and reorganization efforts. The Morgan County Assessor's office has received the map of the resurvey of the Historic District.
Recently memos have been received by the Town office from a Morgan County

resident concerning the HLC and ordinances. Webster encouraged Council to remain focused and positive in moving forward with their work in this regard.

8. **CLERK/RECORDER REPORT:** Clerk Corrick prepared a request for revision of the approved budget and Resolution 2033-08-01 (see attached) for discussion and consideration.

MOTION: To approve Resolution 2022-08-01 as presented- Webster/Forney- A poll vote of Council was conducted with a unanimously in favor outcome.

9. **FINANCE:** Chairwoman Webster presented the following bills for approval.

(a) Town of Bath \$6,200.78- Motion to approve: Forney/Weber- Carried

(b) BSWW \$11,014.51 – Motion to approve: Forney/Weber- Carried

(c) Cemetery \$3,600.00 – Motion to approve: Forney/Weber- Carried

(d) Rail/Trail \$10,760.30- Motion to approve: Forney/Weber- Carried

(e) Tree Board \$2,000.00- Motion to approve- Forney Weber- Carried

10. **TREE BOARD:** The next meeting is August 17 at 4pm.

11. **GRANT:** Councilman Forney reported that the ARPA Committee is meeting to work on the distribution allocations of these funds.

12. **PUBLIC SAFETY:** Chief Link reported that applicants to be Police Officers with the BSPD will be tested this Saturday. There are five applicants.

13. **CEMETERY:** Chairman Skinner advised Council of an issue with the IRS reporting of the Greenway Cemetery Management Corporation. Corrections must be made to the original documentation presented to the IRS. This work can be handled by BTM Accounting and will cost between \$1,500.00 and \$2,000.00. Skinner is unable to request donations and other financial support until this situation is rectified.

MOTION: To approve an expenditure of up to \$2,000.00 to correct IRS tax status documentation for the Greenway Cemetery Management Corporation-Skinner/Jackson- Carried

14. **PUBLIC WORKS:** Chairman Weber addressed issues pertaining to trash pick up in downtown Bath. The public trash receptacles will be placed for easier access for the public on N. Washington Street. The openings on the enclosures will face south on the west side of this street and north on the east side of this street.

Chairman Weber addressed business owners concerns relating to a letter sent from Town Hall which reiterated trash pick up policy found in Bath Code Chapter 62. During the reconstruction of Fairfax Street and Phase III Streetscape Projects trash pick up in the first block of N. Washington and Fairfax Streets was altered to accommodate the street and sidewalk blockages. The Committee has instructed the Labor Crew Leader to adhere to the Bath Code on trash pick up. The Berkeley Morgan County Health Department has advised that those who place trash in the wrong areas can be fined and required to dispose of it properly.

15. **ORDINANCE:** Councilman Chapman presented Ordinance 2022-07-19 (see attached) amending Ordinance 2022-03-15 pertaining to the Notification of Building or Real Property Improvement. This ordinance amendment includes an accompanying form for Bath record keeping purposes.

MOTION: To approve for Second and Final Reading Ordinance 2022-07-19 as

presented- Chapman/Skinner- Carried

Councilman Chapman also presented for review the Ordinance Committee's work (see attached) on the amendment to Chapter 42, Ordinance 2022-07-01 which passed for First Reading at the July 19, 2022 Council meeting. This ordinance brings Chapter 42 of the Bath Code into State compliance and addresses residency concerns of the Historic Landmark Commission. The ordinance will be placed on the August 16, 2022 agenda for Second Reading.

16. BERKELEY SPRINGS WATER WORKS: Chairman Chapman reported that Phase IV Waterline Replacement Project is set to begin on August 8 in the Merrywoods area. The construction will be from Monday through Thursdays for 10 hours per day. The total construction cost of the project will be \$1.6 million.

17. MOTION TO ADJOURN: Approved by Common Consent.

Attest:

Mayor Scott E. Meek

Recorder Susan J. Weber