

VILLAGE OF MAYVILLE
ORGANIZATIONAL/REGULAR BOARD MEETING
1-12-2021

Board Present - Mayor Shearer; Trustees: Jacobson, Webb, Harrington, Syper.

Board absent - None.

Others Present - John Crandall, Village Clerk; Jennifer Obert, Village Treasurer; John Buxton, Superintendent; Ed Cannon, Code Enforcement, Joe Calimari, Village Attorney, Matt Schumaker, Electric Supervisor, Dan Engdahl, Chief Water Operator additional members of the community were present, sign in sheet is attached.

Prior to the official meeting representatives from the County and State as well as B&L Engineering answered questions regarding the recent closure of 3 water wells in the Village due to contamination levels determined by the State and County to be unacceptable. Board members as well as attendees had an opportunity to ask questions.

Meeting called to order at 7:09 p.m.

Pledge to the flag.

Mayor Shearer opened the floor to Nate Aldrich and Mark Geise who were representing the Chautauqua County IDA. Both talked to the board about a possible agreement that would be presented to the Village Board soon to assist in developing a plan to bring more business and visitors to the Lake front and local businesses. It was stated that Trustee Webb and Mayor Shearer had been meeting with them over the past few months and that a contract would be presented at a later meeting for the Village Board to consider.

Trustee Ben Webb introduced Kacie and Rob Hetrick owners of Rock of Western NY who spoke of plans for a possible dock that the Lodge at Chautauqua Lake may be donating to the Village of Mayville that would be used for the general public as well as portions that would be used specifically for guests at the Lodge.

Devon Taylor Village Historian read his annual report to those present and answered any questions that were asked. The Village Board Members thanked Devon for the great job and his commitment to the Village in preserving our history.

Department of Public Works Report presented and attached.

Electric Department Report presented and attached.

Water Department Report presented and attached.

Building Inspector's Report presented and attached.

Clerk's Office Report presented and attached.

Fire Department Report presented and attached.

RESOLUTION: Resolved that the Village Board of Trustees shall constitute the Board of Cemetery Commissioners.

Introduced by Trustee Webb.

Seconded by Trustee Syper.

Ayes - Trustees Webb, Syper, Jacobson, Harrington, Mayor Shearer.

Nays - None.

Trustee Syper made a motion to group resolutions #2 thru # 15 together and record one vote for them all as they are all yearly resolutions.
Motion was seconded by Trustee Webb.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

Ayes - Trustees Syper, Webb, Jacobson, Harrington, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved that the Post Journal shall be the official newspaper for the Village of Mayville.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

Ayes - Trustees Syper, Webb, Jacobson, Harrington, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved that M&T Bank shall continue to be the official depository of funds for the Village of Mayville and that more detailed resolutions concerning the specifics of this designation are contained in the minutes of the meeting held on April 9, 2002.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

Ayes - Trustees Syper, Webb, Jacobson, Harrington, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved that the regular board meetings of the Board of Trustees shall be held on the second Tuesday of each month at 7:00 PM all meeting shall be held in the Carlson Community Center, with a meeting review proceeding at 6:00 PM. Notice of meeting dates shall be given to the Official Newspaper.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

Ayes - Trustees Syper, Webb, Jacobson, Harrington, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved that a Protective Bond be purchased for the Village Treasurer and the Deputy Treasurer in an amount sufficient to meet legal requirements, in effect for one year.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

Ayes - Trustees Syper, Webb, Jacobson, Harrington, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved that the mileage rate for Village officials be equal to the Federal IRS Standard mileage rate posted and updated throughout the year for the approved use of a personal vehicle.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

Ayes - Trustees Syper, Webb, Jacobson, Harrington, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved that the Village Registrar's salary for the ensuing fiscal year shall be \$100.00.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

Ayes - Trustees Syper, Webb, Jacobson, Harrington, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved that the salaries of the Village Board of Trustees for the ensuing year shall be: Mayor - \$4,250.00 and Trustees (4) \$2,750.00 each. 30% charged to General Fund, 20% to Water Fund and 50% to Electric Fund.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

Ayes - Trustees Syper, Webb, Jacobson, Harrington, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved to authorize the Mayor to sign routine annual contracts with the Mayville Library and Town of Chautauqua throughout the ensuing year.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

Ayes - Trustees Syper, Webb, Jacobson, Harrington, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved that the Village Board has reviewed all Policies and programs contained in the Village of Mayville Employee Handbook and all are approved for the following year.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

Ayes - Trustees Syper, Webb, Jacobson, Harrington, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved that the Procurement Policy for goods and services, which was adopted on December 10, 1991, and amended on December 9, 2008, has been reviewed.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

Ayes - Trustees Syper, Webb, Jacobson, Harrington, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved that the Fund Balance Policy, which was adopted on October 14, 2014 has been reviewed.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

Ayes - Trustees Syper, Webb, Jacobson, Harrington, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved that the Investment Policy, which was adopted on November 18, 1997, and amended on 4/11/00 and 11/13/12 has been reviewed.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

Ayes - Trustees Syper, Webb, Jacobson, Harrington, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved that the Mayor is hereby authorized to hire the Day Camp Director and Aquatics Director and that the Day Camp Director and the Aquatics Director are hereby authorized to hire the staff.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

Ayes - Trustees Syper, Webb, Jacobson, Harrington, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved that the Village Treasurer is hereby authorized to make payment in advance of audit of claims for the following: utilities, postage and shipping charges, bond or BAN payments, payroll, deposits or fees to attend conferences or seminars approved by the Mayor, payments already established by contract.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

Ayes - Trustees Syper, Webb, Jacobson, Harrington, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved to approve the minutes of the Regular Meeting of the Board of Trustees of the Village of Mayville held on December 8, 2020 and Special Meeting held on January, 11, 2021 with no additions or corrections.

Introduced by Trustee Jacobson.

Seconded by Trustee Harrington.

Ayes - Trustees Jacobson, Harrington, Syper, Webb, Mayor Shearer.

Nays - None.

RESOLUTION: Trustee Jacobson, moved the following Resolution:

RESOLVED, that the Village Board hereby introduces Local Law "**1-2021 VILLAGE OF MAYVILLE PROPERTY TAX LEVY LAW**" for the Village of Mayville, as set forth and attached hereto and made a part hereof;

NOW, THEREFORE, BE IT FURTHER

RESOLVED, that the Village of Mayville will hereby set a Public Hearing on the 9th day of February, 2021 at 6:50 PM at the Carlson Community Center, Mayville, NY in order to elicit the comments of the public regarding the proposed Local Law copy is attached.

The Resolution was seconded by Trustee Harrington.

The vote was as follows:

Ayes - Trustees Jacobson, Harrington, Syper, Webb, Mayor Shearer.

Nays - None.

Local Law No. 1 of the year 2021

Village of Mayville, County of Chautauqua

A local law authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c

Section 1. Legislative Intent

It is the intent of this local law to allow the Village of Mayville to adopt a budget for the fiscal year commencing June 1, 2021 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government's governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3. Tax Levy Limit Override

The Board of Trustees of the Village of Mayville, County of Chautauqua, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2021 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date

This local law shall take effect immediately upon filing with the Secretary of State.

RESOLUTION: Resolved to surplus one 84" Snow V Blade Plow and dispose of in the best interest of the village property record is attached.

Introduced by Trustee Harrington.

Seconded by Trustee Webb.

Ayes - Trustees Harrington, Webb, Jacobson, Syper, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved to authorize the purchase of 3 decorative street lights and 6 replacement globes at a cost of \$8,980.00 from Scott Electric Supply 355 Central Ave. Fredonia, NY 14063 copy of quote attached.

Introduced by Trustee Jacobson.

Seconded by Trustee Harrington.

Ayes - Trustees Jacobson, Harrington, Syper, Webb, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved to authorize the Mayor to sign and forward a Property Damage Release Form for the payment of damages to village property (decretive light pole) in the amount of \$2,782.59 from Main Street America Insurance PO Box 2002 Keene, NH 03431-2053 and

be it further resolved that this amount is \$169.89 less than the total amount due and the remaining amount will be written off copy attached.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

Ayes - Trustees Syper, Webb, Jacobson, Harrington, Mayor Shearer.

Nays - None.

Village Attorney Joe Calimari explained to members of the board the reason that the following resolution to extend the Webb Chautauqua Resort Special Use Permit was needed.

Trustee Webb excused himself from the meeting prior to the following resolution.

RESOLUTION: Resolved that the Village hereby grants the applicant, Webb/Webb's Chautauqua Resort, LLC, an extension to May 14, 2022 to complete the project as authorized by approval of a special use permit by resolution of the Village Board of Trustees dated May 14, 2019.

Introduced by Trustee Syper.

Seconded by Trustee Jacobson.

Ayes - Trustees Syper, Jacobson, Harrington, Mayor Shearer.

Nays - None, Trustee Webb abstained from the vote.

Motion was made by Trustee Syper to table the resolution to adopt a Covid Pay Policy for Village employees and discuss further at the next scheduled Board Meeting.

Motion was seconded by Trustee Webb.

Ayes - Trustees Syper, Webb, Jacobson, Harrington, Mayor Shearer.

Nays - None.

RESOLUTION: Resolved to approve payment of bills for Abstract #8 as follows:

General Fund	\$148,760.87
Water Fund	\$330,840.70
Electric Fund	\$182,417.52
Capital-Water Project	\$390,743.53

and that included in the above are the following transfers to checking and savings

Checking

Water	\$300,000.00
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Savings

General	\$ 55,000.00
Electric	\$ 30,000.00
Electric Depreciation	\$5,000.00

Introduced by Trustee Jacobson.

Seconded by Trustee Webb.

Ayes - Trustees Jacobson, Webb, Harrington, Syper, Mayor Shearer.

Nays - None.

Privilege of the floor was offered.

Questions were asked by those in attendance as to when the Water Project would be completed in the Village.

It was stated by Department of Public Works superintendent John Buxton that it was hoped that it would be completed before or during Summer of 2021.

Trustee Syper asked that the minutes be released and available to the public prior to approval at the next board meeting.

There was a discussion by members of the board and the Village Attorney and it was stated by the Mayor that the minutes would be available in a draft form from the Village office upon request prior to being approved by the board at their next meeting.

RESOLUTION: Resolved to adjourn the Organizational / Regular Meeting of the Board of Trustees of the Village of Mayville on Tuesday, January 12, 2021 at 8:52 p.m.

Introduced by Trustee Webb.

Seconded by Trustee Jacobson.

Ayes - Trustees Webb, Jacobson, Harrington, Syper, Mayor Shearer.

Nays - None.