

VILLAGE OF MAYVILLE  
REGULAR BOARD MEETING  
10-12-2021

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

Board absent none.

Others Present - John Crandall, Village Clerk; Jennifer Obert, Village Treasurer; John Buxton, Superintendent; Joe Calimeri, Village Attorney, others were in attendance as well sign in sheet attached.

Prior to the meeting there was a presentation thanking Tim Jacobson for his 21 years of service as a Village Trustee, as he had presented his resignation from the board effective October 16, 2021.

Meeting called to order at 7:07 p.m.

Pledge to the flag.

**RESOLUTION:** Resolved to approve the minutes of the Regular Meeting of the Board of Trustees of the Village of Mayville held on August 10, 2021 and Special Meeting held on August 23, 2021 with no additions or corrections.

Introduced by Trustee Syper.

Seconded by Trustee Jacobson.

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

Nays - None.

Mayor Shearer read the changes that would be placed in the agreement prior to the resolution.

**RESOLUTION:** Resolved that the Village Board authorizes the Mayor to sign and forward a copy of an Inter -Municipal Agreement with the Town of Chautauqua to provide Code Enforcement for the Village of Mayville copy is attached.

Introduced by Trustee Webb.

Seconded by Trustee Jacobson.

Ayes - Trustee Webb, Jacobson, Syper.

Nays - Trustee Harrington, Mayor Shearer abstained.

Privilege of the floor was offered.

Jerry Ruff asked if recycling fees to the town would be able to be changed in the future based on the agreement with the Town regarding Code Enforcement. Mayor Shearer explained that the agreement had been modified to remove the recycling fees as part of the agreement and would be able to be adjusted if necessary.

Department of Public Works Report presented and attached.

Electric Department Report presented and attached.

Water Department Report presented and attached.

Clerk's Office Report presented and attached.

Fire Department Report presented and attached.

**RESOLUTION:** Trustee Webb, moved the following Resolution:

**RESOLVED**, that the Village Board hereby introduces Local Law "2-2021 A local law opting out of licensing on-site cannabis consumption establishments within the Village of Mayville" 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 November, 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 Jacobson

The vote was as follows:

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

Nays - None.

**RESOLUTION:** Trustee Webb, moved the following Resolution:

**RESOLVED**, that the Village Board hereby introduces Local Law "3-2021 opting out of licensing and establishing retail cannabis dispensaries within the Village of Mayville" 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 November, 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 Jacobson

The vote was as follows:

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

Nays - None.

**RESOLUTION:** Resolved to approve the following transfers

**Increase**

F0-8397.200 Water Equipment & Capital Outlay, Equipment \$ 500,000.00

**Decrease**

F0-8397.400 Water Equipment & Capital Outlay, Other \$ 500,000.00

Introduced by Trustee Syper.

Seconded by Trustee Jacobson.

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

Nays - None.

**RESOLUTION:** Resolved to approve the following transfers

**Increase**

A0-7140.400 Park - Other Expenses \$ 18,550.00

**Decrease**

A0-7310.100 Youth Recreation - Salaries \$ 15,050.00

A0-7310.400 Youth Recreation - Other Expenses \$ 3,500.00

Introduced by Trustee Syper.

Seconded by Trustee Jacobson.

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

Nays - None.

**RESOLUTION:** Resolved to approve the following Budget Amendments

Increase the General Fund Revenue Account A0-9999.000 Balance on Hand by \$148,160.37 and increase the General Fund Revenue Account A0-9999.090 by \$79,339.63 and increase the General Fund Appropriative Account A0-9501.600 Bond Payment Principal by \$227,500.00. This is due to the payoff of the General portion of the DPW Bond as authorized by the Board of Trustees on August 10, 2021.

Introduced by Trustee Harrington.

Seconded by Trustee Jacobson.

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

Nays - None.

**RESOLUTION:** Resolved to approve the following Budget Amendments  
Increase the Water Fund Revenue Account F0-3999.000 Balance on Hand by \$63,733.04 and increase the Water Fund Revenue Account F0-3999.050 by \$158,766.96 and increase the Water Fund Appropriative Account F0-9501.600 Bond Payment Principal by \$222,500.00. This is due to the payoff of the Water portion of the DPW Bond as authorized by the Board of Trustees on August 10, 2021.

Introduced by Trustee Harrington.

Seconded by Trustee Jacobson.

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

Nays - None.

**RESOLUTION:** Resolved to approve the following Budget Amendments  
Decrease the General Fund Revenue Account A0-2390.000 Balance on Hand by \$18,550.00 and decrease the General Fund Appropriative Account A0-7310.100 Youth Recreation - Salaries by \$18,550.00. This is due to the Village of Mayville not having a Day Camp Program during the summer of 2021.

Introduced by Trustee Syper.

Seconded by Trustee Jacobson.

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

Nays - None.

**RESOLUTION:** Resolved to hire Cody Himes 89 Howard Street Jamestown, NY 14701 as a full time Laborer at the Department of Public Works at a starting rate of \$15.00 per hour and

be it finally resolved that his first day of work shall be November 1, 2021.

Introduced by Trustee Webb.

Seconded by Trustee Jacobson.

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

Nays - None.

**RESOLUTION:** Resolved to hire Eric Witherow 124 South Erie St. Apt. 8 Mayville, NY 14757 as a Full Time Laborer at a starting rate of \$16.00 per hour and

be it finally resolved that his first day of work shall be November 1, 2021.

Introduced by Trustee Syper.

Seconded by Trustee Jacobson.

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

Nays - None.

**RESOLUTION:** Resolved to surplus one 2001 Olympian Generator and to dispose of in the best interest of the village.

Introduced by Trustee Harrington.

Seconded by Trustee Jacobson.

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

Nays - None.

Trustee Syper made a motion to enter one single vote for the remaining resolutions to surplus village items.

Motion was seconded by Trustee Harrington.

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

Nays - None.

**RESOLUTION:** Resolved to surplus one KMC Mobile Radio and to dispose of in the best interest of the village property record is attached.

Introduced by Trustee Syper.

Seconded by Trustee Harrington.

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

Nays - None.

**RESOLUTION:** Resolved to surplus one 1988 Chevrolet Step Van and to dispose of in the best interest of the village property record is attached.

Introduced by Trustee Syper.

Seconded by Trustee Harrington.

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

Nays - None.

**RESOLUTION:** Resolved to surplus one Savin 2545 Digital Copier and to dispose of in the best interest of the village property record is attached.

Introduced by Trustee Syper.

Seconded by Trustee Harrington.

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

Nays - None.

**RESOLUTION:** Resolved to surplus one Surface Pro 3 and to dispose of in the best interest of the village property record is attached.

Introduced by Trustee Syper.

Seconded by Trustee Harrington.

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

Nays - None.

**RESOLUTION:** Resolved to approve payment of bills for Abstract #5 as follows:

General Fund	\$ 761,297.52
Water Fund	\$1,172,398.23
Electric Fund	\$ 833,846.15
Capital-Water Project	\$ 2,751.60

and that included in the above is the following transfer to savings and checking:

	Savings	Checking
General		\$344,339.63
Water		\$528,766.96
Electric		\$ 30,000.00
Electric Deprecation	\$5,000.00	

Introduced by Trustee Webb.

Seconded by Trustee Jacobson.

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

Nays - None.

Privilege of the floor was offered.

Lavern and Tracy Miller asked if it would be possible to purchase the area of a paper street located next to their property. It was discussed by the Mayor and Village attorney and determined that there were many variables that would be involved with a possible sale. It was stated by past Mayor Martin Bova that the board had tried to allow for people to purchase those areas in the past but that it had never happened due to issues with clear titles of the paper streets.

Other issues regarding 4 wheelers driving on those areas as well as the snowmobile trail were discussed and it was stated that the Sheriff's Department should be called to assist with those issues.

Trustee Syper stated that he would reach out to the Snowmobile Club to see if they would be willing to place a gate in that area of the trail to limit access.

It was stated that the first meeting of the Lakefront Development Committee had taken place and information regarding the meeting was available if anyone was interested.

Mayor Shearer stated that there were some issues with the new fence that had been placed around the new water tank effecting adjoin property owners. There was a discussion between members of the board, Village Attorney and DPW Superintendent John Buxton. It was determined that an easement may be the best resolve to the issue and information would be sent to the Village Attorney.

**RESOLUTION:** Resolved to adjourn the regular meeting of the Board of Trustees of the Village of Mayville on Tuesday, October 12, 2021 at 7:43 p.m.

Introduced by Trustee Webb.

Seconded by Trustee Jacobson.

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

Nays - None.