

VILLAGE OF MAYVILLE
PUBLIC HEARING
REGULAR BOARD MEETING
11-9-2021

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

Board absent none.

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

Mayor Shearer opened the Public Hearings at 6:50PM

Local law 2-2020 Cannabis Consumption Establishments, and

Local Law 3-2021 Licensing and Establishing Retail Cannabis Dispensaries

Regular Meeting was called to order at 7:00 p.m.

Pledge to the flag.

Mayor Shearer appoints James Warner as Village Trustee with term ending 12/31/2022, this appointment is due to the resignation of Board Member Henry T. Jacobson.

Prior to the resolution James Warner resigned his position as a member of the Village of Mayville Planning Board.

RESOLUTION: Resolved to confirm the appointment of James Warner 12 Bloomer Road Mayville NY as Village Trustee with a term ending 12/31/2022.

Introduced by Trustee Webb.

Seconded by Trustee Harrington.

Ayes - Trustees Webb, Harrington, Syper, 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 October 12, 2021 with no additions or corrections.

Introduced by Trustee Webb.

Seconded by Trustee Harrington.

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

Nays - None. Trustee Warner abstained from vote.

Whitney Gleason spoke to the Board and members of the community present with regards to an informational brochure titled Chautauqua Lake Watershed Stormwater Toolkit. Copies were given to members of the board as well as those in attending the meeting. Additional copies were left to be distributed at the Village Office.

Privilege of the floor was offered with no one speaking.

Department of Public Works Report presented and attached.

Electric Department Report presented and attached.

Water Department Report presented and attached.

Building Permit Report attached.

Clerk's Office Report presented and attached.

The Village Clerk explained the new law that would allow access to all documents and materials to be presented at a public meeting be available no later than 24 hours

previous to the scheduled meeting. It was stated that anyone interested in receiving those materials please contact the Village Clerk and arrangements to have them emailed to them would be taken. It is hoped that the materials will also be available in advance on the Village of Mayville's Website as soon as it can be arranged.

Fire Department Report presented and attached.

RESOLUTION: Resolved to authorize the Mayor to enter into the standard concession agreement with the Mayville/Chautauqua Chamber of Commerce for the 2022 Mayville Winter Festival to be held on February 18th 19th and 20th, 2022 and

Be it further resolved that all volunteers utilized in the construction of an ice castle shall be required to sign a release as drawn up jointly by the Village's insurance company and the Village's legal counsel, and that the design of the ICE castle must be submitted to the Village at least 30 days prior to construction and

Be it further resolved that Public Works Superintendent will supervise all phases of construction, and that Department of Public Works crews will assist with labor only during normal working hours (no overtime, but volunteering is permitted) and

Be it further resolved to approve the addition of beer and wine sales at the Presidents Day Ice Festival to be held on February 18, 19, 20, 2022 and

Be it further resolved that the Chamber shall adhere to the beer and wine sales policy adopted 5/9/17 and revised 7/11/17, 1/21/19 and

Be it finally resolved that the Chamber shall provide proof of an additional Liquor Liability Insurance Policy with the Village of Mayville listed as additional insured prior to the event.

Introduced by Trustee Webb.

Seconded by Trustee Warner.

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

Nays - None.

RESOLUTION:

Resolved to surplus one HP Compaq Computer 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, Warner, Syper, Mayor Shearer.

Nays - None

RESOLUTION: Resolved to approve the following budget transfers

General Fund Budget Transfer FY'21-22

Increase

A0-1680.400 Central Data Processing - Contractual \$ 1,000.00

A0-3620.400 Safety Inspection, Other Expenses \$ 3,200.00

Decrease

A0-3620.100 Safety Inspection, Salaries \$ 3,200.00

A0-1990.400 Contingent Account \$ 1,000.00

Water Fund Budget Transfer FY'21-22

Increase

F0-1680.400 Central Data Processing - Other \$ 1,000.00

Decrease

F0-9010.800 State Retirement \$ 1,000.00

Introduced by Trustee Harrington.

Seconded by Trustee Warner.

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

Nays - None

RESOLUTION: Resolved to approve Active Fence Company Inc. 2429 W. Lake Rd. Ashville NY 14710 to install a 16'x16'x20' tall backstop at a cost of \$10,800.00 the only qualified quote received quote is attached.

Introduced by Trustee Webb.

Seconded by Trustee Syper.

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

Nays - None.

RESOLUTION: Resolved to approve the relocation of the fence surrounding the water tank that was placed on neighboring property and provide an easement for drainage tile located on private property in the water tank area if it is not already filed and Be it further resolved to reimburse Jennifer A. Majewski the cost of her survey that determined the error of the fencing and a new survey of the water tank property shall be done unless a current survey can be found and Be it finally resolved that any cost associated with fencing easements and surveys shall be paid by the Village.

Introduced by Trustee Harrington.

Seconded by Trustee Webb.

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

Nays - None

Public Hearings were closed at 7:32pm.

RESOLUTION: WHEREAS, the Village Board has conducted a Public Hearing on said proposed Local Law having received the comments of the Public; and,

WHEREAS, the Village Board wishes to move forward with action on the proposed Local Law.

NOW THEREFORE BE IT RESOLVED, that the Proposed Local Law "**VILLAGE OF MAYVILLE opting out of licensing on-site cannabis consumption establishments within the Village of Mayville**" is hereby adopted as set forth and attached hereto.

The Resolution was introduced by Trustee Webb,

And seconded by Trustee Warner.

The vote was as follows:

Trustee Webb Aye.

Trustee Harrington Aye.

Trustee Syper Aye.

Trustee Warner Aye.

Mayor Shearer Aye.

RESOLUTION: WHEREAS, the Village Board has conducted a Public Hearing on said proposed Local Law having received the comments of the Public; and,

WHEREAS, the Village Board wishes to move forward with action on the proposed Local Law.

NOW THEREFORE BE IT RESOLVED, that the Proposed Local Law "**VILLAGE OF MAYVILLE opting out of licensing and establishing retail cannabis dispensaries within the Village of Mayville**" is hereby adopted as set forth and attached hereto.

The Resolution was introduced by Trustee Webb,

And seconded by Trustee Warner.

The vote was as follows:

Trustee Webb Aye.

Trustee Harrington Aye.

Trustee Syper Aye.

Trustee Warner Aye.

Mayor Shearer Aye.

RESOLUTION Resolved to approve payment of bills for Abstract #6 as follows:

General Fund	\$141,748.22
Water Fund	\$727,502.30
Electric Fund	\$223,032.71
Capital Water Project	\$ 94,789.99

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

Water Fund	\$400,000.00
Electric Depreciation	\$ 5,000.00

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

Water Fund	\$200,000.00
Electric Fund	\$ 40,000.00

Introduced by Trustee Webb.

Seconded by Trustee Harrington.

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

Nays - None

Privilege of the floor was offered.

Paul Benson spoke to the board regarding drainage problems around his home after the installation of the new water line in front of his house. Possible causes of the water were discussed between Mr. Benson, Mayor Shearer, Trustee Syper and John Buxton.

Chris Majewski spoke to the board regarding a paper street that borders his property and asked if there would be a way that he could acquire the paper street. Mayor Shearer stated that at this point there was no way for the Village to be able to allow for him to take over ownership. Other issues regarding the use of it as part of a trail for ATV's was discussed but no opinion was offered by the board regarding its use.

Sandreee Wagner suggested that a hard surface path be built from the boat launch along the lakefront toward the beach area of the park. It was suggested that she mention this to the members of the Mayville Waterfront Development Committee at their next meeting. Tom Carlson suggest that Mrs. Wagner speak to the Town of Chautauqua about possibly helping to fund the project as well. It was also suggested that a second boat launch would be a nice addition to the park and that could also be talked about with the Mayville Waterfront Development Committee open forum that will be hosted by them sometime in the near future.

Tom Carlson asked why the board had not received any payment from the Chautauqua Lake Pops and that now would be a good time to renegotiate a better contract for the future.

Mayor Shearer stated that he had spoken to Mr. Dalpra on the phone and was hoping to take a look at if a meeting could be arranged.

Trustee Webb explained the benefits of having the Floating Stage located here in Mayville to help drive the tourist industry as well help add to the value of current homes located in the village.

Trustee Syper asked if a special meeting could be scheduled to discuss the Chautauqua Lake Pops Contract. Mayor Shearer stated he would take a look at the agreement prior to scheduling a meeting.

RESOLUTION: Resolved to adjourn the regular meeting of the Board of Trustees of the Village of Mayville on Tuesday, November 9, 2021 at 8:22 p.m.

Introduced by Trustee Webb.

Seconded by Trustee Warner.

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

Nays - None.