

VILLAGE OF MAYVILLE  
REGULAR BOARD MEETING  
6-8-2021

Board Present -Deputy Mayor Webb, Trustees Jacobson, Harrington, Syper.

Board absent - Mayor Shearer.

Others Present - John Crandall, Village Clerk; Jennifer Obert, Village Treasurer; John Buxton, Superintendent; Ed Cannon Code Enforcement Officer; Joe Calimeri, Village Attorney, other persons were in attendance sign in sheet is attached.

Meeting called to order at 7:00 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 May 11, 2021 and Special Meeting held on May 24, 2021 with no additions or corrections.

Introduced by Trustee Harrington.

Seconded by Trustee Syper.

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

Nays - None, Mayor Shearer absent.

Privilege of the floor was offered Sandra Wagner stated that a note had been left on all the Village owned dock space markers.

Questions were asked regarding the new additive that will be added to the water from well #4 to reduce the iron and if it was safe or if it could be another problem down the road.

DPW Superintendent John Buxton did not have an answer regarding the long term effects but would check into it. It was also stated that the County Health Department was aware of it being added.

Department of Public Works Report presented and attached.

Electric Department Report presented and attached.

Water Department Report presented and attached.

The Water Conservation Order was discussed. John Buxton stated he would be visiting large commercial customers to remind them to conserve water.

Building Inspector's Report presented and attached.

Clerk's Office Report presented and attached.

Fire Department Report presented and attached.

**RESOLUTION:** Resolved to approve the Village of Mayville to submit a grant application for a CDBG Community Planning Grant and

Be it further resolved that if awarded the Village of Mayville would be responsible to pay a matching amount of \$2,500.00 if awarded and

Be it finally resolved that the Village Clerk is authorized to advertise all notices and meetings for the application process.

Introduced by Trustee Syper.

Seconded by Trustee Jacobson.

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

Nays - None, Mayor Shearer absent.

**RESOLUTION:** The Village of Mayville Board of Trustees does hereby authorize a public hearing to be held on July 13, 2021, 6:50 PM at the Carlson Community Center 50 W. Lake Rd. Mayville NY, 14757 to discuss applying for a Community Development Block Grant (CDBG) for the 2021 program year.

Introduced by Trustee Syper.

Seconded by Trustee Harrington.

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

Nays - None, Mayor Shearer absent.

**RESOLUTION:** Resolved to transfer any remaining money from the 2020-2021 fire department budget to the fire department's capital equipment account.

Introduced by Trustee Syper.

Seconded by Trustee Harrington.

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

Nays - None, Mayor Shearer absent.

**RESOLUTION:** Resolved to write of the following Electric Accounts that are inactive accounts that have been unpaid for more than 180 days. The balances from these accounts will be removed from account 125.1 (consumer's accounts receivable) and added to account 125.93 (accounts receivable - 266 uncollectible accounts).

02-0450.07 Lindsey Furlow \$287.33

03-0291.05 Donna Weaver \$36.40

09-0142.23 Patricia Newhouse \$1,021.25

Introduced by Trustee Harrington.

Seconded by Trustee Syper.

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

Nays - None, Mayor Shearer absent.

**RESOLUTION:** Resolved to approve the deduction of \$58.65 from account H0-8340.200 Capital Water and expense to F0-8340.400 Transportation & Distribution/Other as the amount was denied for payment from grant funds and will be charged to the water account.

Introduced by Trustee Syper.

Seconded by Trustee Harrington.

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

Nays - None, Mayor Shearer absent.

**RESOLUTION:** Resolved to approve the following budget amendments FY'21-22

#### General Fund

Increase the General Fund Revenue Account A0-3501.000 CHIPS Capital by \$155,965.20 and increase General Fund Appropriative Account A0-5112.2 Highway CHIPS Improvements by \$155,965.20. This is because the Village of Mayville has a total CHIPS balance of \$208,845.20 which consists of \$67,611.80 State Fiscal Year 2021-2022 CHIPS apportionment balance and a \$104,053.39 CHIPS Capital cumulative rollover balance. The Village of Mayville also has a total PAVE NY apportionment balance of \$18,099.47 and a cumulative rollover balance of \$2,413.45. The Extreme Winter Recovery 2021-2022 apportionment balance of \$14,749.64 and a cumulative rollover balance of \$1,917.45.

#### Water Fund

Increase the Water Fund Revenue Account F0-3991.000 State Aid Water Capital Project by \$1,000,000 and increase the Water Fund Appropriative Account F0-8397.200 Water Equipment & Capital Outlay - Equipment by \$1,000,000. This due to the Granular Activated Carbon Filtration System Project that is an agreement between the Village of Mayville and the New York State Environmental Facilities Corporation.

Introduced by Trustee Syper.

Seconded by Trustee Harrington.

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

Nays - None, Mayor Shearer absent.

**RESOLUTION:** Resolved to authorize the following Budget Amendments FY 21/22

General Fund

Increase the General Fund Revenue Account A0-9999.000 Balance on Hand by \$46,590.00 and the General Fund Appropriative Account A0-1620.200 Building Equipment by \$46,590.00. This is because the new Generator Project for the Village Clerk's Office has not been completed in Fiscal Year 2020-2021 but will be completed in Fiscal Year 2021-2022.

Water Fund

Increase the Water Fund Revenue Account F0-3999.000 Cash Balance by \$69,965.00 and increase the Water Fund Appropriative Account F0-8342.200 Transportation & Distribution, Equipment by \$69,965.00. This is because the Water Van that was budgeted in Fiscal Year 2020-2021 wasn't received but will be received in Fiscal Year 2021-2022.

Introduced by Trustee Syper.

Seconded by Trustee Harrington.

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

Nays - None, Mayor Shearer absent.

**RESOLUTION:** Resolved to authorize the following Budget Transfers FY 20/21

Water Fund

**Increase**

F0-8320.400 Power/Pumping, Other	\$ 50.00
F0-8310.100 Transportation/ Distribution, Salaries	\$ 3,500.00
F0-9030.800 Social Security	\$ 1,000.00

**Decrease**

F0-8340.400 Transportation & Distribution, Other	\$ 4,550.00
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Introduced by Trustee Syper.

Seconded by Trustee Harrington.

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

Nays - None, Mayor Shearer absent.

**RESOLUTION:** Resolved to authorize the following Budget Transfers FY 21/22

General Fund

**Increase**

A0-9040.800 Workmen's Compensation	\$ 325.00
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**Decrease**

A0-1990.400 Contingent	\$ 325.00
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Introduced by Trustee Syper.

Seconded by Trustee Harrington.

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

Nays - None, Mayor Shearer absent.

Prior to the resolution Trustee Harrington asked to see the letter that had been referenced earlier in the meeting pertaining to the Watermark Dock that had been placed on the village dock space markers by an unknown person. Sandra Wagner gave a copy to the board. Deputy Mayor Webb read the letter aloud to those in attendance a copy is attached.

**RESOLUTION:** Resolved to authorize the Village Mayor to sign and forward a copy of a Commercial Dock License Agreement with MKJM LLC. (operator of the Watermark) for a license to place a commercial dock off the Village Park Shoreline copy attached.

Introduced by Trustee Harrington.

Seconded by Trustee Jacobson.

Ayes - Trustees Harrington, Jacobson, Deputy Mayor Webb.

Nays - Trustee Syper, Mayor Shearer absent.

There was a brief discussion between the Village Attorney and board members regarding future commercial dock licenses and if there needed to be a Request for Proposal or any type of bidding process. It was suggested by the Village Attorney that if the Board wanted to do either it should be started prior to next year's dock season and should apply to all dock spaces.

**RESOLUTION:** Resolved to authorize the Village Mayor to enter into a Standard Concession Agreement with the July 4<sup>th</sup> Committee to hold a July 4<sup>th</sup> Celebration within Lakeside Park.  
Introduced by Trustee Harrington.  
Seconded by Trustee Jacobson.  
Ayes - Trustees Harrington, Jacobson, Syper, Deputy Mayor Webb.  
Nays - None, Mayor Shearer absent.

Deputy Mayor Webb recused himself regarding the next resolution.

**RESOLUTION:** Resolved to authorize the Mayor to enter into the standard concession agreement with a Beer and Wine Tent with the Chautauqua Region Music Alliance to hold their 7<sup>th</sup> annual CHQ Gran Fondo Bike Rally August 21, 2021, at Lakeside Park with set up beginning on the 19<sup>st</sup> and ending on the 23<sup>rd</sup>.  
Introduced by Trustee Syper.  
Seconded by Trustee Harrington.  
Ayes - Trustees Syper, Harrington, Jacobson.  
Nays - None, Deputy Mayor Webb recused, Mayor Shearer absent.

**RESOLUTION:** Resolved to approve the Mayville Fire Department to conduct fund raising events within the community during the Concerts in the Park and other community events.  
Introduced by Trustee Syper.  
Seconded by Trustee Harrington.  
Ayes - Trustees Syper, Harrington, Jacobson, Deputy Mayor Webb.  
Nays - None, Mayor Shearer absent.

**RESOLUTION:** Resolved to approve payment of bills for Abstract #1 as follows:

General Fund	\$399,321.74
Water Fund	\$490,850.58
Electric Fund	\$246,238.29
Capital Water Project	\$ 60,017.96

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

	Savings	Checking
General Fund	\$ 70,000.00	\$100,000.00
Water Fund	\$350,000.00	\$ 75,000.00
Electric Fund		\$ 50,000.00
Electric Depreciation	\$ 5,000.00	

Introduced by Trustee Harrington.  
Seconded by Trustee Syper.  
Ayes - Trustees Harrington, Syper, Jacobson, Deputy Mayor Webb.  
Nays - None, Mayor Shearer absent.

Privilege of the floor was offered.

Tom Carlson spoke to the board regarding the position of the fence surrounding the Lodge Project and that it was located on Village property and not the actual line and who had authorized it to be placed on Village property.

A map was given to the Village Attorney showing the placement of the fence on the Village property. It was suggested that there should be some type of an agreement between the project and the Village.

John Buxton DPW Superintendent stated that he had given them permission and it was no different than allowing the previous tenants prior to the project the ability to access and use the areas around their building.

Mr. Carlson stated that it seems that the Village Board continues to give away areas of the park for use by businesses and at the loss to the Village resident's ability to use those areas mentioning the Village Dock and the Rails to Trails being shut down previously during past Floating Stage Concerts. Mr. Carlson also suggested that the Stage be moved to another location in the park to avoid some of the issues of the past.

Trustee Syper asked the Village Attorney if it would be in the best interest of the Village to be listed on the Lodge Projects insurance seems that the fence is on Village property.

Paula Murdock-Briggs and Alisha Briggs spoke to the Board regarding their efforts and successes in capturing stray and feral cats in the area. They would like to be given permission from the Village to capture cats on Village owned properties and arrange a meeting with the board in the near future to discuss with the members of the board. Deputy Mayor Webb asked that they give him their information so that a meeting could be set up in the future.

Sharon Smead asked a question regarding the Floating Stage and their responsibilities to pay certain fees from performances, and that if they were not paid would the Village be responsible for those payments.

The Village Attorney stated that the Village would not be responsible for any unpaid fees from the Floating Stage.

Members of the Board discussed if a letter should be sent to the Chautauqua Pops/Floating Stage regarding the fact that the stage is moored off the shore of the village property with no known permits to do so. It was also stated that there was a Local Law prohibiting it being there as well.

After much debate the members of the Board directed the Village Attorney to forward a letter to the Chautauqua Pops noting that the floating stage is not in compliance with the current contract and should be moved if no permits are currently secured.

**RESOLUTION:** Resolved to adjourn the regular meeting of the Board of Trustees of the Village of Mayville on Tuesday, June 8, 2021 at 8:33 P.M.

Introduced by Trustee Harrington.

Seconded by Trustee Syper.

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

Nays - None, Mayor Shearer absent.