Board Present – Mayor Syper; Trustees: Perry, Ward.

Board absent – Trustees Roush and Webb.

Others Present – John Crandall, Village Clerk; Jennifer Obert, Village

Treasurer; Dan Engdahl, Superintendent, Tim Johnson, Chief Water Operator, additional members of the community sign in sheet is attached.

Mayor Syper opened the Public Hearing Local Law 1-2024 Tax Cap at 6:50 p.m.

Mayor Syper opened the Regular Meeting at 7:00 p.m.

**RESOLUTION**: Resolved to approve the minutes of the Regular Meeting of the Board of Trustees of the Village of Mayville held on January 10, 2024, and Special Meetings held on January 11th, 16rd, 18th 2024 with no additions or corrections.

Introduced by Trustee Ward.

Seconded by Trustee Perry.

Ayes Trustee Ward, Perry, Mayor Syper.

Nays None Trustee Roush and Webb absent.

Privilege of the floor was offered with no one speaking.

Department of Public Works Report attached.

DPW Superintendent Dan Engdahl introduced Tim Johnson as the new Water Operator in Charge.

Water Department Report presented attached.

Tim Johnson explained to those in attendance that the Water Department needed to know what type of pipe is connected to their water meters and that the Village would be glad to come and take a picture and assist them if needed. Anyone can email Tim with any questions or concerns, his email is listed on the village website villageofmayville.com or they can call the DPW anytime.

Electric Department attached.

Code Report Attached.

Code Enforcement Officer Frank Watson reviewed the importance and placement of smoke and carbon monoxide detectors in the home as well as public venues.

Clerk’s Office Report attached.

Fire Department Report attached.

Mark Smith gave an update on the comprehensive plan.

Mayor Syper closed the Public Hearing Local law 1-2024 at 7:11 p.m.

**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 1-2024 **“VILLAGE OF MAYVILLE PROPERTY TAX LEVY LAW”** is hereby adopted as set forth and attached hereto.

The Resolution was introduced by Trustee Perry,

And seconded by Trustee Ward.

The vote was as follows:

**ROLL CALL:**

**Trustee Webb Absent**

**Trustee Ward Aye**

**Trustee Perry Aye**

**Trustee Roush Absent**

**Mayor Syper Aye**

***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, 2024 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, 2024 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 approve the following Tentative Budget Amendment **Decrease**

A0-8810.410 Cemetery, Other Veterans Memorial Expense $1,875.00

A0-9999.000 Balance on Hand $1,875.00

Introduced by Trustee Perry.

Seconded by Trustee Ward.

Ayes Trustee Perry, Ward, Mayor Syper.

Nays None Trustee Roush and Webb absent.

**RESOLUTION**: WHEREAS, the Mayor has presented the Village Clerk with the proposed 2024-2025 budget, and

WHEREAS, the Village Clerk has provided copies of the proposed 2024-2025 budget to the Board of Trustees, and

Be it resolved to set a public hearing for the proposed 2024-2025 budget for 6:50 p.m. on Tuesday March 12, 2024 and

Be it finally resolved that the Village Clerk shall publish in the official newspaper a notice of said hearing at least five (5) days prior to the hearing.

Introduced by Trustee Ward.

Seconded by Trustee Perry.

Ayes Trustee Ward, Perry Mayor Syper.

Nays None Trustee Roush and Webb absent.

**RESOLUTION**: Resolve to approve the transfer $8,555 from general fund to the general fund park reserve account.

Introduced by Trustee Ward.

Seconded by Trustee Perry.

Ayes Trustee Ward, Perry, Mayor Syper.

Nays None Trustee Roush and Webb absent.

**RESOLUTION**: Resolved, that pursuant to section 6-c of General Municipal Law, as amended, there is hereby established a capital reserve fund to be known as the **“Ambulance Reserve Fund”** (hereinafter the “Reserve Fund”). The purpose of this Reserve Fund is to accumulate moneys to finance the cost of an ambulance. The ambulance to be financed from the Reserve Fund is for the use of the Mayville Fire Department.

The Village Treasurer is hereby directed to deposit and secure the money of this Reserve Fund in the manner provided by Section 10 of General Municipal Law. The Village of Mayville Treasurer may invest the money in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Village of Mayville. Any interest earned, or capital gains realized on the moneys so deposited or invested shall accrue to become part of the Reserve Fund. The Village Treasurer shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Board a detailed report of the operation and condition of the Reserve Fund.

Except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of the governing board and such additional actions or proceedings as may be required by section 6-c of General Municipal Law or any other law, including a permissive referendum if required by subdivision 4 of section 6-c.

This resolution is subject to permissive referendum pursuant to subdivision 4 of Section 6-c of the General Municipal Law.

Introduced by Trustee Perry.

Seconded by Trustee Ward.

Ayes Trustee Perry, Ward, Mayor Syper.

Nays None Trustee Roush and Webb absent.

RESOLUTION: Resolved to award the bid for new playground equipment for Lakeside Park to Parkitects Inc. 279 Lakefront Blvd. Buffalo NY 14202 at a total cost of $122,382.50 the lowest qualified bid received bid tabulation is attached and

Be it further resolved that payment for the project shall be funded with the American Rescue Plan Act Fiscal Recovery Funds that the Village of Mayville has received.

Introduced by Trustee Perry.

Seconded by Trustee Ward.

Ayes Trustee Perry, Ward, Mayor Syper.

Nays None Trustee Roush and Webb absent.

RESOLUTION: Resolved that Sam Ambrose rate of pay shall be increased to

$24.00 per hour beginning February 18, 2024.

Introduced by Trustee Ward.

Seconded by Trustee Perry.

Ayes Trustee Ward, Perry Mayor Syper.

Nays None Trustee Roush and Webb absent.

RESOLUTION: Resolved to approve the following FY’23-24 General Fund Budget Amendment increase the General Fund Revenue Account A0-2401.000 Interest & Earnings by $30,000.00 and increase General Fund Expenditure Account A0-5110.400 Street Maintenance, Other Expenses by $30,000.00.

Introduced by Trustee Ward.

Seconded by Trustee Perry.

Ayes Trustee Ward, Perry Mayor Syper.

Nays None Trustee Roush and Webb absent.

RESOLUTION: Resolved to approve moving forward to reach an agreement with the Chautauqua County Sheriff’s Department to use space located in the Village of Mayville Community Building to use for their CARES program for past inmates at the jail being released and awaiting or arranging for transportation home.

Introduced by Trustee Perry.

Seconded by Trustee Ward.

Ayes Trustee Perry, Ward, Mayor Syper.

Nays None Trustee Roush and Webb absent.

RESOLUTION: Resolved that the Village of Mayville Board of Trustees does hereby set a Public Meeting to be held at 6:00 p.m. on March 5th, 2024 at the Carlson Community Center to solicit comments from the public on the Lakeside Park Improvements Project.

Introduced by Trustee Perry.

Seconded by Trustee Ward.

Ayes Trustee Perry, Ward, Mayor Syper.

Nays None Trustee Roush and Webb absent.

RESOLUTION: Resolved to surplus the following list of Village items that are no longer in a useable condition and dispose of in the best interest of the village property records are attached.

1 – 2003 International Snowplow Truck M-10

1 – 2015 Chevy Silverado 1500 4x4 Crew Cab Pickup

1 – Avant refrigerator

1 – 19” Sanyo TV

1 – Pole Climbers

1 – Buck 6909 Gaff Guard

2 – Climbing Straps

2 – Safety Belts

1- 24 Foot Ladder

1- Office Chair

Introduced by Trustee Perry.

Seconded by Trustee Ward.

Ayes Trustee Perry, Ward, Mayor Syper.

Nays None Trustee Roush and Webb absent.

RESOLUTION: Resolved to approve the Mayor to sign contracts with Hodgson Russ LLP. to provide general financial services for the Village of Mayville as needed in regards to grants and bond preparation.

RESOLUTION: Resolved to approve payment of bills for Abstract #9 as follows:

 General Fund $157,743.09

 Water Fund $183,944.72

 Electric Fund $125,425.20

 Capital Water Project $ 97,283.40

Capital Park Project $ 4,815.00

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

 Electric Depreciation $ 5,000.00

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

 General $ 35,000.00

 Water $120,000.00

Introduced by Trustee Perry.

Seconded by Trustee Ward.

Ayes Trustee Perry, Ward, Mayor Syper.

Nays None Trustee Roush and Webb absent.

Privilege of the Floor was offered.

Ellen Shepard spoke to the board regarding her property located at 199 Sea Lion Drive. She stated that she had presented a report to the members of the board documenting the current condition of the property. She stated that hopes the board can help her get a building permit to renovate the property to the home of their dreams. She also stated that she did not know any details of what any current law suit was regarding the property or why her property had been condemned years ago.

Several members in attendance spoke regarding the amount of weeds in the lake and how terrible it is around the Sea Lion Drive area and if the board would be doing anything to stop them and possibly allow spraying in that area of the lake.

Mayor Syper stated that the board had been listening to all lake groups regarding possible solutions to the weed problems, but no decisions had been made.

Town of Chautauqua Councilman Tom Carlson suggested that those that were concerned about the weeds attend a Town of Chautauqua Meeting as they have more resources devoted to the lake and may be able to help.

Chautauqua County Legislator Marty Proctor thanked the board and village employees for the approval of the use of space in the community building for the Sheriff’s Department CARES Program.

RESOLUTION: Resolved to adjourn the meeting of the Board of Trustees of the Village of Mayville, New York held on February 6, 2024 at 7:30 p.m.

Introduced by Trustee Perry.

Seconded by Trustee Ward.

Ayes Trustee Perry, Ward, Mayor Syper.

Nays None Trustee Roush and Webb absent.