

VILLAGE OF MAYVILLE
ORGANIZATIONAL/REGULAR BOARD MEETING
1-11-2022

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

Trustee Harrington absent.

Others Present - John Crandall, Village Clerk; John Buxton, DPW Superintendent; Joe Calimari, Village Attorney, additional members of the community were present, sign in sheet is attached.

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

Pledge to the flag.

Privilege of the floor was offered.

Trustee Syper asked that a moment of silence be observed in honor of Tom Crandall a 15 year plus member of the Mayville Fire Department that had passed away.

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 attached.

Electric Department Report attached.

Water Department Report attached.

Code Report attached.

Clerk's Office Report attached.

Fire Department Report attached.

Trustee Syper made a motion to group resolutions number 1 thru number 15 and have the board approve with one singular vote.

Motion was seconded by Trustee Warner

Introduced by Trustee Syper.

Seconded by Trustee Warner.

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

Nays - None Trustee Harrington absent.

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

Introduced by Trustee Syper.

Seconded by Trustee Warner.

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

Nays - None Trustee Harrington absent.

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

Introduced by Trustee Syper.

Seconded by Trustee Warner.

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

Nays - None Trustee Harrington absent.

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 Warner.

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

Nays - None Trustee Harrington absent.

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 Warner.

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

Nays - None Trustee Harrington absent.

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 Warner.

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

Nays - None Trustee Harrington absent.

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 Warner.

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

Nays - None Trustee Harrington absent.

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

Introduced by Trustee Syper.

Seconded by Trustee Warner.

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

Nays - None Trustee Harrington absent.

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 Warner.

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

Nays - None Trustee Harrington absent.

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 Warner.

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

Nays - None Trustee Harrington absent.

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 Warner.

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

Nays - None Trustee Harrington absent.

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 Warner.

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

Nays - None Trustee Harrington absent.

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

Introduced by Trustee Syper.

Seconded by Trustee Warner.

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

Nays - None Trustee Harrington absent.

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 Warner.

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

Nays - None Trustee Harrington absent.

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 Warner.

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

Nays - None Trustee Harrington absent.

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 Warner.

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

Nays - None Trustee Harrington absent.

Trustee Syper made a motion to table the following resolution until the next Board Meeting.

Motion was seconded by Trustee Webb.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

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

Nays - None Trustee Harrington absent.

RESOLUTION: Resolved that the Village of Mayville Board of Trustees has reviewed the Village of Mayville Covid 19 Sick Time Pay Policy and it shall be reviewed again in one year.

RESOLUTION: Resolved to approve the minutes of the Regular Meeting of the Board of Trustees of the Village of Mayville held on December 14, 2021 and Special Meeting held on January, 6, 2022 with no additions or corrections.

Introduced by Trustee Syper.

Seconded by Trustee Warner.

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

Nays - None Trustee Harrington absent.

RESOLUTION: Trustee Syper, 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 Webb.

The vote was as follows:

Trustee Syper Aye.

Trustee Warner Aye.

Trustee Webb Aye.

Trustee Harrington absent.

Mayor Shearer Aye.

Local Law No. 1 of the year 2022

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, 2022 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, 2022 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 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 annual CHQ Gran Fondo Bike Rally August 20, 2022, at Lakeside Park with set up beginning on the 19th and ending on the 21st.

Trustee Webb Recused himself from the vote.

Introduced by Trustee Warner.

Seconded by Trustee Syper.

Ayes - Trustees Warner, Syper, Mayor Shearer.

Nays - None Trustee Harrington absent.

RESOLUTION: Resolved to surplus one (1) 2013 Ford F550 Bucket Truck property record 1206, VIN#1FDUF5HT8DEBY3035 and dispose of in the best interest of the Village property record is attached.

Introduced by Trustee Syper.

Seconded by Trustee Warner.

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

Nays - None Trustee Harrington absent.

RESOLUTION: Resolved to surplus one HP Computer serial #886111653157 and dispose of in the best interest of the Village property record is attached.

Introduced by Trustee Syper.

Seconded by Trustee Warner.

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

Nays - None Trustee Harrington absent.

RESOLUTION: Resolved to surplus Electric Meters # 42-496-674 and #94-931-864 and dispose of in the best interest of the Village.

Introduced by Trustee Warner.

Seconded by Trustee Syper.

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

Nays - None Trustee Harrington absent.

RESOLUTION: Resolved to surplus KMC Mobile Radio Serial #1324152 and dispose of in the best interest of the Village property record attached.

Introduced by Trustee Webb.

Seconded by Trustee Warner.

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

Nays - None Trustee Harrington absent.

RESOLUTION: Resolved to increase the price per package of Large Village Trash Bags to \$10.00 due to the increases in the cost of supplies and operational fees and be it further resolved that Tops Markets shall pay \$9.75 per package for their bags purchased for resale and a new contract shall be signed by Tops and the Village Mayor and be it finally resolved that the new price shall take effect June 1, 2022.

Introduced by Trustee Syper.

Seconded by Trustee Webb.

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

Nays - None Trustee Harrington absent.

RESOLUTION: Resolved to increase General Fund Revenue Account A-2650.300 (Sale of Surplus Fire & Rescue) by \$1,690.00 and increase General Fund Appropriative Account A-3410.400 (Fire & Ambulance Other Expenses) by \$1,690.00, this is due to the sale of surplus Fire & Rescue equipment through Auctions International.

Introduced by Trustee Webb.

Seconded by Trustee Syper.

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

Nays - None Trustee Harrington absent.

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

General Fund	\$148,285.20
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Water Fund	\$ 50,633.13
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Electric Fund	\$149,533.85
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Capital-Water Project	\$ 1,850.00
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and that included in the above is the following transfer to savings

Savings

Electric Depreciation	\$ 5,000.00
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Introduced by Trustee Warner.

Seconded by Trustee Webb.

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

Nays - None Trustee Harrington absent.

Privilege of the floor was offered with no one speaking.

Trustee Syper made a motion to enter into Executive Session to discuss legal matters.

Motion was seconded by Trustee Webb.

Vote as follows:

Trustee Syper Aye.

Trustee Webb Aye.

Trustee Warner Aye.

Trustee Harrington absent.

Mayor Shearer Aye.

Trustee Syper made a motion to include Village Attorney and DPW Superintendent into the Executive Session to discuss legal matters.

Motion was seconded by Trustee Webb.

Vote as follows:

Trustee Syper Aye.

Trustee Webb Aye.

Trustee Warner Aye.

Trustee Harrington absent.

Mayor Shearer Aye.

RESOLUTION: Resolved to adjourn the regular meeting of the Board of Trustees of the Village of Mayville on Tuesday, January 11, 2022 at 8:23 p.m.

Introduced by Trustee Webb.

Seconded by Trustee Warner.

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

Nays - None Trustee Harrington absent.