

VILLAGE OF SHERMAN
PUBLIC HEARING OF THE MUNICIPAL ZONING BOARD
ANNUAL REORGANIZATIONAL MEETING
REGULAR BOARD MEETING
Wednesday, May 1st, 2019 at 6pm

The mayor brought the meeting to order at 6pm and opened with the pledge of allegiance. Board members Meeder, Gratto, Reyda, Higginbotham and Ayers, the Clerk-Treasurer, DPW Superintendent, Chief Wastewater Operator, Press and twelve village residents were in attendance.

RES 2019-05-01.1: PUBLIC HEARING

Motion to suspend the regular meeting and enter into the Public Hearing of Property Maintenance Violations, the Proposed Local Law 1-2019 “Vacant Abandoned Boarded Foreclosed Property”, Proposed Local Law 2-2019 “Dumpster”, and Proposed Local Law 3-2019 “Growth of Weeds Grass and Noxious Plants”, held by the Municipal Zoning Board.

Moved: Trustee Higginbotham Seconded: Trustee Reyda

Ayes: 5

Nays: 0

PUBLIC HEARINGS & MEETING OF THE MUNICIPAL ZONING BOARD

Zoning Enforcement Officer, Greg Gormley, informed the Board about all the properties with property maintenance concerns. He presented the Trustees with individual reports of violations with photographs and recommendations for each of the following parcels:

- 328.06-2-42
- 328.10-1-52
- 328.10-1-64
- 328.07-2-12
- 328.11-1-6
- 328.10-2-16
- 328.10-2-7.1
- 328.06-2-21
- 328.10-1-10
- 328.10-1-12
- 328.10-1-26
- 328.11-2-21

Dennis Kulpa addressed the Board and Mr. Gormley about additional time to comply with his clean-up requirements. It was clarified that it is not the Board’s intention to be fining people, but rather to encourage residents to clean up and maintain their properties. The due date was deferred to June 5th, 2019.

LOCAL LAW 1-2019 VACANT ABANDONED BOARDED FORECLOSED PROPERTY

Copies of the proposed laws were handed out to members of the public. Mayor Meeder spoke about why the new law regarding vacant, abandoned, boarded and foreclosed property is necessary. The concern is with current vacant properties, two of which are an issue to code enforcement at the moment, and what will happen in the future if these properties remain unattended. Vacant properties become a concern as they go from vacant, to unmaintained, to possibly being condemned and then demolished. As buildings are removed from the municipality, they are removed from the tax roll and subsequently removed from support of the infrastructure. Even if the vacancy doesn’t lead to

demolition, if it's not maintained it affects the value of the surrounding structures. The term "vacant" does not include homes of residents that are seasonally absent and maintained.

LOCAL LAW 2-1019 DUMPSTERS

Mayor Meeder spoke about dumpsters and the exceptions to having a dumpster in the village. A residential dumpster requires an annual renewal special permit which would cost \$20 per annum, or \$15 for a month. The permit allows the village to ensure that dumpsters are emptied timeously and kept neatly out of the way. The cost of any permit is simply to cover the time of enforcement officers, administration and legal notices when applicable. Existing dumpsters have until January 1st, 2020 to comply with the new law.

LOCAL LAW 3-2019 GROWTH OF WEEDS GRASS AND NOXIOUS PLANTS

The 2010 International Code stipulated that grass be no higher than 10 inches in residential areas, and the 2015 International Code says the Municipality can determine the height. While most municipalities have stipulated 8 or 9 inches, the Village of Sherman has gone with the conservative 10 inches. This is an approximate 10 inches, as we will not be measuring. This law is simply to ensure lawns don't get out of hand and we don't want hayfields amongst the residential plots. If after warnings, a resident will not mow their grass the Village will have someone do it at the residents' cost. This cost is leviable if unpaid by the next tax period.

Copies of the laws can be found online at www.shermanny.org/information or directly from the Village Office.

RES 2019-05-01.2: MUNICIPAL ZONING BOARD MEETING

Motion to close the Public Hearing of Property Maintenance Violations, the Proposed Local Law 1-2019 "Vacant Abandoned Boarded Foreclosed Property", Proposed Local Law 2-2019 "Dumpster", and Proposed Local Law 3-2019 "Growth of Weeds Grass and Noxious Plants", held by the Municipal Zoning Board and to enter into the meeting of the Municipal Zoning Board.

Moved: Trustee Gratto Seconded: Trustee Ayers

Ayes: 5

Nays: 0

PERMITS & PROPERTY MAINTENANCE REPORT FROM ZONING OFFICER

Mr. Gormley reported to the Board about current building permits and violations as detailed below.

RES 2019-05-01.3: VIOLATIONS ACTIONS

Motion to accept the recommendations of the Zoning Enforcement Officer, regarding properties listed under 3a through 3d; and to authorize the Streets Department under the direction of the Zoning Enforcement and Inspection Officers to schedule the cleanup of and bring the following properties into compliance with the ICC Property Maintenance Code and 2009 Local Zoning Law Article VI Sections 623 Trash Storage, 636 as related to Unsafe and Unsanitary Conditions; and to authorize the Clerk-Treasurer to bill the property owners the direct labor costs (time and benefits), standard equipment use charges for trucks, loader, etc., and tipping and disposal fees related to the refuse collected, (e.g. TV charge is \$15); all unpaid charges are eligible to be re-levied onto the Village Tax Bill if outstanding next April.

3a: Violations Action Cleanup

The properties listed were first presented at the hearing held June 26th, 2018 and continue to be unresolved:

Fuller (Lutgen) – No improvement, violations have increased

3b: Violations Action Cleanup - Extension

The properties listed were first presented at the hearing held June 26th, 2018 and remain unresolved:

Hannold – Good improvement, ZEO giving ‘til 6/5/19 to take action.

Kulpa – No improvement, extenuating circumstances, ZEO giving ‘til 6/5/19

3c: Violations Action Cleanup – Multiple Violations

The listed properties are receiving notice for a second violation in under one year:

Meeder – Habitual, No improvement

3d: Violations Action Cleanup

The listed properties are receiving notice for a second violation in under one year:

Lasky – Habitual, Some Improvement, ZEO giving ‘til 6/5/19 to take action.

Moved: Trustee Gratto Seconded: Trustee Higginbotham

Ayes: 5

Nays: 0

RES 2019-05-01.4: OTHER VIOLATIONS REQUIRING CLEANUP

Motion to accept the recommendations of the Zoning Enforcement Officer, that the properties with violations of the ICC Property Maintenance Code and 2009 Local Zoning Law Article VI Sections 623 Trash Storage, 636 as related to Unsafe and Unsanitary Conditions are hereby given until Wednesday, June 5th, 2019, to bring the following properties into compliance, before further action will be taken by the Municipal Zoning Board:

328.07-2-12 Whitney - improvement, not resolved

328.11-2-21 Martin – multiple violations

328.10-1-10 Milks – improvement, not resolved, trash bags remain

328.10-1-26 Cettell – improvement, not resolved, gas cans and tires under stairwell

328.06-2-21 Fowler – improvement, not resolved, received previous notices going back to

RES: 1996-05-01

Moved: Trustee Gratto Seconded: Trustee Ayers

Ayes: 5

Nays: 0

RES 2019-05-01.5: SAMUEL BENDER VARIANCE

Motion to accept the Zoning Board of Appeals (ZBA) oral recommendation to build a garage 3’ from the side yard at 328.14-1-7; after the ZBA public hearing held April 18th, 2019, resulting in the denial of the variance to build a garage within 2’ of the property line to the side yard. *Pending written consent to build 3’ from the side yard is received by the adjacent property owner residing at 328.14-1-9.* The Clerk-Treasurer is to collect a \$55.00 permit fee and variance charge before the Inspection Officer prints the Building Permit.

Moved: Trustee Higginbotham Seconded: Trustee Gratto

Ayes: 5

Nays: 0

The mayor noted that an executive session would be required regarding a legal matter pertaining to zoning enforcement, but this would be conducted at the end of the regular meeting.

RES 2019-05-01.6:

Motion to close the Municipal Zoning Board Meeting and begin the Annual Reorganizational Meeting of the Board.

Moved: Trustee Gratto Seconded: Trustee Ayers

Ayes: 5

Nays: 0

ANNUAL REORGANIZATIONAL MEETING

ORGANIZATIONAL ITEMS

Deputy Mayor: Isaac Gratto
Code Enforcement Officers: Jeff Messenger, Code Enforcement Officer
Dave Heckman, Inspection Officer
Greg Gormley, Zoning Enforcement Officer
Attorney: Peter Clark
Clerk/Treasurer/RMO/Tax Collector: Jeanette Ramm
Crossing Guard: Geraldine Robson
Official Newspaper: Post Journal
Official Depository: Community Bank NA
Fiscal policies:

- Renewal of the Procurement Policy dated September 15, 2017
- Mayor and Clerk co-sign payroll and voucher checks
- Clerk is authorized to make electronic transfers of T&A funds from general checking
- Clerk is authorized to make electronic payments for T&A taxes and expenditures; and T&A Trust and Agency funds
- Clerk maintains NYS Special checking acct, *having no other electronic payments or receipts*
- Clerk maintains the PayPal receipts account for electronic customer payments
- Clerk will renew all CD's (cash in time deposits) with no changes
- Board will approve all CD deposits and withdrawals
- Clerk has advanced approval for utility payments, postage and other regular payments due before the regular meeting.
- Clerk-Treasurer authorized to pay salaries; the mayor shall approve each payroll roster.
- Re-establish the uniform system of accounts, and receipt practices, for 2019-2020.
- Mayor is given the authority to send employees to conferences, meetings, etc. with expenses in accordance with Board Policy and budgets.
- Mayor is given the authority to make budget transfers with details made available to the trustees at regular meeting
- Continuance of public official liability coverage in the amount of \$1,000,000 / \$2,000,000 aggregate
- Certificates of Insurance with Sherman Central School District (for Sheldon Park / Harry Brosius Field), and Stanley Hose Fire Company
- Workers Compensation covers all Village employees including Stanley Hose Co members
- Continuance of disability coverage for the Village of Sherman employees
- FMLA – decision not to opt-in to the FMLA's paid family leave (PFL): RES 2018-03-07.4
- Re-establish the financial committee consisting of the mayor and the board of trustees.

Insurance provider: WNY Insurance Agency: Policy 11/1/2018-11/1/2019
CC All-Hazard Mitigation Plan: Multi-Jurisdictional All-Hazard Mitigation Plan RES 2017-10-04.3
Mileage reimbursement rate: Set at current federal rate (currently is 58 cents per mile)
Personal vehicle use reimbursement: Chief Operator, Jay Irwin: \$30/m for plowing, South & Ctr, etc.
Cell phone reimbursement: Department Heads \$75/m, Clerk-Treasurer \$40/m, Other F/T employees \$25/m

Clerk's office hours:	Monday – Thursday from 9:00am – 4:00pm
Regular Board meetings:	First Wednesday of each month (except July which will be the second Wednesday) starting at 6pm.
Petty Cash:	Set at \$150
Refuse Bags:	\$3.00 / Bag
Trustee Annual Salary:	\$1,300
Records Retention:	Reaffirm the Records Retention and Disposition Schedule MU-1, as adopted under RES 2019-03-06.7
Fair Housing:	Reaffirm Fair Housing Policy adopted RES 2017-07-20.1
Equal Employment:	Reaffirm Equal Employment Opportunity Policy as adopted under RES 2017-07-20.2
Sexual Harassment:	Reaffirm Sexual Harassment Prevention Policy as adopted under RES 2018-11-27.2

RES 2019-05-01.7: ANNUAL ORGANIZATIONAL ITEMS

Motion to approve the annual organizational items as presented.
 Moved: Trustee Gratto Seconded: Trustee Reyda
 Ayes: 5
 Nays: 0

RES 2019-05-01.8: DEPUTY MAYOR

Motion to reaffirm the authority of the deputy mayor to act on behalf of the mayor in her absence.
 Moved: Trustee Higginbotham Seconded: Trustee Reyda
 Ayes: 5
 Nays: 0

RES 2019-05-01.9: BOARD POLICIES, BYLAWS, & CODE OF ETHICS

Motion to reaffirm the commitment of the Village Board of Trustees to the board policies, bylaws, and code of ethics previously adopted by the Board of Trustees, including the Vision, Mission, and Purpose Statements in accordance with **Governance Policy Resolution No: 2018-05-02.05**; and amend the Mission Statement to include “health, safety, and welfare”, where it previously read “safety”.
 Moved: Trustee Ayers Seconded: Gratto
 Ayes: 5
 Nays: 0

RES 2019-05-01.10: CONFLICT OF INTEREST DISCLOSURE STATEMENT

Motion to require the following Village personnel to complete a Conflict of Interest Disclosure Statement, including whether they have nothing to disclose or listing any significant financial interests, businesses, and other non-profit affiliations related to the Village of Sherman: All Village board members, clerk-treasurer, and department heads must sign this statement annually.
 Moved: Trustee Higginbotham Seconded: Trustee Gratto
 Ayes: 5
 Nays: 0

VILLAGE PLANNING BOARD

Mayor Meeder explained that the Village of Sherman Planning Board acts as an advisory board, bringing together experience and expertise to make recommendations to the Village Board. The Planning Board does not act as a Zoning Board or Zoning Board of Appeals. The Planning Board does not oversee building permits or grant variances. Members of the Planning Board must be Village residents. We are looking for people with business or planning experience; people who are visionary; people who value historical restoration; and want to see improvements in our community.

Remodel + \$.10 /sq. ft	30.00	30.00	N/A
Remodel + \$.15 /sq. ft	N/A	N/A	40.00
Foundation Repair (when applicable)	25.00	25.00	30.00
Roof no alteration	20.00	20.00	25.00
Roof with alteration	30.00	30.00	40.00
Universal Solar Permit	30.00	30.00	40.00
Universal Solar Permit requiring variance request	150.00	100.00	200.00
Porches & Decks	30.00	30.00	40.00
Porches & Decks requiring variance request	60.00	60.00	75.00
Garage or shed	30.00	30.00	40.00
Garage or shed with stormwater drain	45.00	45.00	60.00
Garage or shed requiring variance request	60.00	60.00	75.00
Swimming Pool	20.00	20.00	20.00
Fence	25.00	25.00	30.00
Fence requiring variance request	45.00	45.00	50.00
Demolition (all-inclusive utility inspection, etc.)	100.00	50.00	250.00
Demolition (structural accessory, and other)	50.00	30.00	100.00
Solid Fuel Burning Appliance Inspection	30.00	30.00	30.00

Final Inspection and Issuance of Occupancy (& temporary)	25.00	25.00	30.00
Certificates of Compliance (& temporary)	20.00	20.00	20.00
Renewal Extension of Permit (Half of Original Total)	***	***	***

Sign Permit	15.00	15.00	15.00
Sign installation prior to permit issuance	30.00	30.00	40.00

Dumpster for Temporary Construction (1st 60 days is included with building permit)	-	-	-
Dumpster Commercial Use Annual Renewal	N/A	25.00	25.00
Dumpster Residential Use 30-day permit	15.00	15.00	N/A
Dumpster Residential Annual Special Use Permit	20.00		
Dumpster discovered without permit issued	60.00	60.00	75.00

Fire Prevention Inspection		30.00	40.00
Safety Inspection		30.00	40.00
Combined Fire & Safety		50.00	60.00
Water or Sewer Inspection	20.00	20.00	25.00
Public Assembly Buildings inspections are charged in accordance with commercial in this part F.			

Initial Special Use Request	50.00	40.00	50.00
Special Use Requiring Annual Renewal	30.00	30.00	30.00

Variance Request	150.00	100.00	200.00
------------------	--------	--------	--------

Moved: Trustee Gratto

Seconded: Trustee Higginbotham

Ayes: 5

Nays: 0

RES 2019-05-01.16: UNIFORM FIRE PREVENTION AND BUILDING CODE

Motion to accept the New York State’s Uniform Code acceptance of the 2018 International Code:

WHEREAS, the Village of Sherman Board of Trustees (Village Board) duly adopted the “NYS Fire Prevention and Building Construction Code” to provide minimum requirements to safeguard the public safety; and

WHEREAS, the Village of Sherman Code Enforcement Officer, Inspection Officer, and Zoning Enforcement Officer who administers and enforces all provisions of the New York State Uniform Fire Protection and Building Code, the New York State Energy Code, and the Village Code; and

WHEREAS, the Village of Sherman requires the issuance of a building permit for the construction, enlargement, alteration, repair, removal or demolition of any building or other structure; and

WHEREAS, the New York State Uniform Fire Prevention and Building Code regulates the design, construction, installation, alteration and repair of equipment and systems using solar systems; and

IT IS FURTHER RESOLVED, any further actions required of the Village of Sherman to affect the foregoing are hereby authorized and the Village Mayor is hereby authorized to execute and deliver any instruments, documents or the like as required to affect the same.

Moved: Trustee Ayers Seconded: Trustee Reyda

Ayes: 5

Nays: 0

RES 2019-05-01.17: LOCAL LAW 1-2019 Municipal Code Ch 12 VACANT PROPERTY

Motion to adopt Local Law 1-2019 Vacant Abandoned Boarded Foreclosed Property, effective June 1st, 2019. (The full law is attached at the end of the minutes).

Moved: Trustee Higginbotham Seconded: Trustee Gratto

Ayes: 5

Nays: 0

RES 2019-05-01.18: LOCAL LAW 2-2019 Municipal Code Ch 13 DUMPSTER

Motion to adopt Local Law 2-2019 Dumpster; effective June 1st, 2019. (The full law is attached at the end of the minutes).

Moved: Trustee Higginbotham Seconded: Trustee Gratto

Ayes: 5

Nays: 0

RES 2019-05-01.19: LOCAL LAW 3-2019 Municipal Code Ch 14 WEEDS

Motion to adopt Local Law 3-2019 Growth of Weeds Grass and Noxious Plants, effective June 1st, 2019. (The full law is attached at the end of the minutes).

Moved: Trustee Ayers Seconded: Trustee Gratto

Ayes: 5

Nays: 0

RES 2019-05-01.20: TAX BILL NOTIFICATIONS & AWQR NOTIFICATIONS

Motion to insert notice that the Annual Water Quality Report (once approved by the DOH) and new local laws 1-2019, 2-2019, and 3-2019 are available on the website and from the Village Office upon request, into the Village Property Tax Bills and with the June water and sewer bills include the same notice in the newsletter.

Moved: Trustee Gratto Seconded: Trustee Higginbotham

Ayes: 5

Nays: 0

RES 2019-05-01.21: INVESTMENT POLICY

Motion to adopt the Investment Policy of the Village of Sherman, effective this day May 1st, 2019. (The full policy is attached at the end of the minutes)

Moved: Trustee Higginbotham Seconded: Trustee Ayers

Ayes: 5

Nays: 0

RES 2019-05-01.22: ONLINE PAYMENTS & PAYPAL ACCOUNT

Motion to accept online payments and approve the PayPal account established for electronic customer receipts. No Village voucher payments shall be made from the PayPal account without prior Board action. All PayPal amounts shall be transferred into the General Checking Account, this practice shall be performed on a monthly basis, at minimum.

Moved: Trustee Ayers Seconded: Trustee Gratto

Ayes: 5

Nays: 0

RES 2019-05-01.23: EMPLOYEE HANDBOOK AMENDMENTS

Motion to adopt the following amendments to the Employee Handbook, effective May 1st, 2019:

- 9.1 *ADD* Cell phone reimbursement begins the month following the successful six-month probationary period, unless otherwise required by the employee’s direct supervisor.

- 1.6.4 *REVISE* Call in for Emergency

Employees may be called to work during nonscheduled hours for emergencies. Employees will receive a minimum of four (4) hours worked for attending the emergency, and after the fourth hour, will receive pay in half (½) hour increments until the work is completed. Overtime or the accrual of compensatory time will automatically apply in weeks with work hours exceeding forty (40) hours.

Zoning, Code, and Inspection Officers will receive a minimum of one (1) hour worked when called in to attend to a situation, and after the hour, will receive pay in half (½) hour increments until the work is completed.

Moved: Trustee Higginbotham Seconded: Trustee Gratto

Ayes: 5

Nays: 0

RES 2019-05-01.24: SUBSTANCE FREE POLICY REVISION

Motion to adopt the revision of the previous Substance Free Policy to the Drug-Free Workplace and Substance Free Policy, effective this day May 1st, 2019. (Full policy at the end of the minutes).

Moved: Trustee Gratto Seconded: Trustee Reyda

Ayes: 5

Nays: 0

RES 2019-05-01.25: EMPLOYEE BENEFIT BALANCES

Motion to record in the minutes the balance of employee benefits as of pay ending April 21, 2019.

Employee benefit balances as of April 21st, 2019:

COMP TIME		UNUSED PAID TIME OFF
½	Jay	13 ½ hours
0	Doug	20 ¾ hours
47	Larry	45 hours
17 ½	Andrew	0 hours
31	Jeanette	10 hours

Moved: Trustee Reyda Seconded: Trustee Gratto

Ayes: 5

Nays: 0

RES 2019-05-01.26: STANLEY HOSE COMPANY

Motion to record the fiscal responsibility to the Sherman Fire Department, as contracted with the Stanley Hose Fire Company under previous RES 2018-11-07.7: 2019 Village of Sherman Contract of \$23,426.66 is payable July 2019; and as of May 1st, 2019, the Village has a CD savings balance of \$81,485 allocated to a minor special fund for Fire.

Moved: Trustee Higginbotham Seconded: Trustee Ayers

Ayes: 5

Nays: 0

RES 2019-05-01.27: WATER AND SEWER FEE SCHEDULE (no-changes)

Motion to record the Water and Sewer Fee Schedule for fiscal year June 1st, 2019 – May 31st, 2020.

Water Base \$25/month/EDU (Equivalent Dwelling Unit)

Water Use Rate \$4.60/100 Cu Ft

Sewer Base \$40/month/EDU

Sewer Use Rate \$4.00/100 Cu Ft

Moved: Trustee Gratto Seconded: Trustee Reyda

Ayes: 5

Nays: 0

RES 2019-05-01.28:

Motion to close the Annual Reorganizational Meeting of the Board and resume the regular meeting of the Village Board of Trustees.

Moved: Trustee Higginbotham Seconded: Trustee Ayers

Ayes: 5

Nays: 0

REGULAR MEETING OF THE BOARD

RES 2019-05-01.29: MINUTES

Motion to accept the previous minutes of the Regular Board Meeting held on April 3rd, 2019, and the Public Hearing of the 2019-20 Budget, held on April 3rd, 2019.

Moved: Trustee Ayers Seconded: Trustee Gratto

Ayes: 5

Nays: 0

MAYORAL ADDRESS

Mayor Meeder was happy to report that Martha Gratto had been working around the village and has planted the weeping trees (which the Stanley Hose Auxiliary purchased 2 years ago) in front of the museum. She shared some of the highlights of the Grant Writing Course, hosted by Southern Tier West, which was attended in April. The course detailed the grant writing process and managing multiple grant-funding sources. She also reminded everyone about the Local Government Conference coming up on May 9th, 2019. Mayor Meeder is working with Triple E Manufacturing on municipal signs for the sewer plant, dog park and Sheldon Park.

Memorial Bows are available from the Stanley Hose Auxiliary. These are displayed at the Yorker Museum for the Memorial Day Parade and Ceremony after the Findley Lake Parade.

PUBLIC PARTICIPATION

In answer to a question about number of employees and village spending, Mayor Meeder recapped last month’s meeting where every employee and their job description was covered in detail. She

offered printouts of the presentation from last month's Board Meeting with all the details. She readdressed the reason behind the restructuring of the water and sewer rate structure, and why residents need to have "skin in the game" in order to qualify for grant funding. Multiple grant funders have stipulated this fact. A comparison was made with Ripley's projected water and sewer district charges of approximately \$1600 per annum (\$1061 p.a. if you are not hooked up) to our average \$1100 per annum. Mayor Meeder explained that the sewer upgrade is projected to be \$6.2 million which includes everything, as per the engineer's sewer study. Anything above the \$6.2 million would require an additional resolution. If we can reduce costs we will. We will save money as our employees will do the inspections themselves, and other inhouse work, to lower costs. We will be working diligently to keep the costs down. Right now, it looks promising given our median household income, rate structure, our size, and the age of the plant that we could receive as much as 75% of the \$6.2 million.

Mayor Meeder replied to a question about the number of sewer employees by explaining how we need to train, certify and maintain certified employees, while also working on water projects, meter installations and streets. Mr. Norton has a mechanical background which falls in line with our goal not to replace Mr. Meeder on his approaching retirement.

The discussion moved to our water study and Mayor Meeder noted that after a walk around the village, the engineers were impressed with how efficient our underground reservoir is and how clear our stream water is. We do have hard water, but its good, clean well-water filled with minerals not dirt, or chemicals, or contaminants. We have a very healthy water system here in Sherman. The issue is that the distribution system is getting old and requires updates to avoid problems.

Rick Ayers asked about water and sewer connections on his property. Both Mr. Crane and Mr. Irwin agreed that there were no utility services there yet. There are no pipes past 121 Prospect Street. He also asked if Mr. Crane could schedule extending Prospect Street at least 130 feet over the summer. Mr. Crane would have the County Engineer look it over first to get his recommendations.

In response to a final comment about the town dwindling and concern about vacancies, Mayor Meeder said that the positive thing is that residential properties are being sold before the "for sale" signs are up. The concern is with business properties. The anchor that stabilizes Sherman, and the reason people buy houses here, is the school. Secondly, we have our amenities - a bank, a post office, a gas station, a grocery store, a hardware, etc. The grocery store closing has had a ripple effect on the other businesses as the traffic decreased. We really need a grocery store. There have been several people interested in the grocery store, but there has been an issue with the seller. Another need is services. People have to drive to Dunkirk or Jamestown for services. We're also concerned about the longevity of the food pantry which services the Sherman School District, the second largest group geographically in Chautauqua County. Mayor Meeder also shared the sad news that the Farmer's Mill will be closing due to diminishing farms. All these shops and services draw people and are equally important. The mayor concluded by sharing about the comprehensive plan we will be working on soon.

WATER AND STREETS REPORTS FROM DPW SUPERINTENDENT

Doug Crane thanked the Town of Sherman for the use of the Town trucks during the Spring Cleanup. He noted that the Annual Water Quality Report has been received, there were no violations and no contaminant levels were exceeded. The report is available on the webpage at www.shermanny.org/DPW. Mr. Crane said he is starting milling on First, Edmund, Klondyke and Willard Streets. He said that once the milling is complete, they will start with water lines on Edmund Street. He noted the GMC truck parked outside the office, and the total cost including upgrades was less than \$12,000. He also noted that clearing the storage building is progressing

areas of need, including the need for new water meters; and stating the Board would ask that she refrain from further dissemination of inaccurate information without the context of all the facts.

Moved: Trustee Reyda Seconded: Trustee Gratto

Ayes: 5

Nays: 0

In the discussion about these numbers it was clarified that there is always supposed to be a difference between the amount produced and the amount billed. We are currently looking with our Engineers and RCAP into the discrepancy with February when we produced 82,000 gallons per day versus our average production of 65,000 gallons per day. There are several things that affect these numbers, for example a hairline fracture that would be affected by freezing and unfreezing. Frost can cause a hairline fracture to flex and allow more water to flow through. The engineer agreed that a hairline fracture could easily account for 20,000 gallons extra per day. This matter will have to wait until next February for an accurate comparison.

RES 2019-05-01.37: BOND COUNSEL

Motion to approve the retainment of Trespaz & Marquardt, LLP, attorneys and counselors at law, for the purpose of Bond Counsel for the Village of Sherman's \$6,200,000 Wastewater Treatment and Sanitary Sewer System Improvements; and authorize the mayor to sign the engagement letter and make initial payment of \$2,500.00 for services rendered in preparation of the Bond Resolution.

Moved: Trustee Ayers Seconded: Trustee Higginbotham

Ayes: 5

Nays: 0

RES 2019-05-01.38: SEWER BOND RESOLUTION (Subject to Permissive Referendum).

Motion to approve the Bond Resolution of the Village of Sherman, Chautauqua County, New York, Adopted on May 1, 2019, authorizing issuance of \$6,200,000 bonds of the Village of Sherman to pay the costs of improvements to the Village's Wastewater Treatment System and Sanitary Sewer System. (Full Bond Resolution attached at end of minutes).

Moved: Trustee Higginbotham Seconded: Trustee Gratto

Ayes: 5

Nays: 0

The mayor asked the public if they had any questions about the Bond Resolution before the meeting proceeded. She explained that this bond was our commitment to proceed with the sewer upgrades and this commitment was necessary in order to pursue further grants/funding from the USDA Rural Development (RD), Community Development Block Grant (CDBG) and Wastewater Infrastructure Improvement Act (WIIA). It ensures we'll proceed with the project once the funds are received.

Previously the Village Board approved resolution **RES 2019-02-06.12** i.e. the acceptance of the \$36,000 Climate Smart Comprehensive Planning Grant for 2019-2024. The Climate Smart Comprehensive Plan requires an appointed engineering firm which lead to discussion about an engineering firm for the Village that would be appointed annually at the reorganizational meeting.

RES 2019-05-01.39: ENGINEERING FIRM APPOINTMENT

Motion to appoint the firm of Barton & Loguidice, DPC as the 2019-2020 engineering firm for the Village of Sherman and authorize the Mayor to accept the terms and sign the agreement with Barton & Loguidice for engineering consulting services for the 2019-2024 Climate Smart Comprehensive Plan, not to exceed \$36,000.

Moved: Trustee Reyda Seconded: Trustee Ayers

Ayes: 5

Nays: 0

ADDITIONAL DOCUMENTATION:

RES: 2019-05-01.17

LOCAL LAW 1-2019

VACANT, ABANDONED, BOARDED, AND FORECLOSED PROPERTY

Section I. Title

The Village Board of the Village of Sherman hereby adopts its Vacant, Abandoned, Boarded, and Foreclosed Property Local Law, as follows:

Section II. Findings and Rates

Purpose.

- A.** The Village Board of Trustees of the Village of Sherman, Chautauqua County, New York, recognizes that there is a rising number of properties within the Village that have become abandoned, vacant, or boarded up as the result of the mortgage foreclosure process under New York State law or for other reasons, including but not limited to the inability of the owner or owners of such property to make real property tax payments, insurance payments, property maintenance requirements as established by local, county, state or federal codes, or for various other reasons. The Village Board of Trustees recognizes that buildings, both residential and commercial, have remained abandoned, vacant or boarded up for long periods of time, some for many years. As such, these buildings and the properties upon which they are constructed are unsightly and unsafe and have a negative effect on their surroundings and upon the community in general. The purpose of this chapter is to establish a program for identifying and registering abandoned and vacant buildings and properties; to determine the responsibility of the owners or mortgagees of these properties; to set forth the process for securing, maintaining and rehabilitating these properties and to require the registration of these properties with the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer of the Village of Sherman.
- B.** The Village Board of Trustees of the Village of Sherman intends that the provisions of this chapter are to prevent properties that have been abandoned, are vacant and/or may be involved in the mortgage foreclosure process from becoming dangerous, blighted, overgrown, and susceptible to vandalism and otherwise nuisances to the public in general and specifically to surrounding property owners. The Village Board of Trustees recognizes that properties involved in the mortgage foreclosure process in particular are left abandoned, vacant, and blighted locations that might breed nuisance and criminal activity for months and often years. Accordingly, the Village Board of Trustees believes that the provisions of this chapter requiring registration of properties; posting of properties; designation of local agents for properties; the securing of properties; penalties for the failure to comply with the requirements of this chapter and other ordinances, sanitary codes, building codes, and other local regulations dealing with the external and internal maintenance of properties is in the best interests of the public health, safety and welfare.

Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

CODE OR ZONING ENFORCEMENT OFFICER/INSPECTION OFFICERS

Duly authorized representative of the Village of Sherman, Chautauqua County, New York, holding the position of Zoning Enforcement Officer, Inspection Officer, Code Enforcement Officer, Building or Fire Inspector.

EVIDENCE OF VACANCY

Any condition that on its own, or combined with other conditions present, would lead a reasonable person to believe that the property is vacant. Such conditions may include, but not be limited to, overgrown and/or dead vegetation, accumulation of abandoned real property, as defined herein, statements by neighbors, passers-by, delivery agents or government agents, among other evidence that the property is vacant.

FORECLOSURE

The legal process by which any parcel, tract, lot or other defined area of real property, including the improvements located thereon, placed as security for a real estate loan, is sought to be sold by the lender/mortgagee to satisfy the debt if the borrower/mortgagor defaults. This definition shall include all processes, activities, and actions by whatever name associated with the described process.

LIS PENDENS

A pending legal action, or a formal notice of a pending legal action.

LOCAL AGENT

The agent designated by the owner or mortgagee upon registration as required by this chapter.

MORTGAGE

The creditor, including but not limited to, service companies, lenders in a mortgage agreement and any agent, servant, or employee of the mortgagee, or any successor in interest and/or assignee of the mortgagee's rights, interests or obligations under the mortgage agreement.

NOTICE OF DEFAULT

A recorded notice that a default has occurred under a mortgage and that the mortgagee intends to proceed with a foreclosure sale.

OWNER

Owner or owners of record on the assessment rolls in the Office of the Assessor of the Town and Village of Sherman; those identified as owner or owners on a vacant building registration form; a mortgagee in possession; a mortgagor in possession; a receiver or assignee of rents; an executor, trustee, or other person, firm, entity or corporation in control of the property or premises; persons or entities may have a joint and several obligations for compliance with the provisions of this chapter.

SECURING

Any measures that assist in making the property inaccessible to unauthorized persons.

VACANT OR ABANDONED BUILDING OR PROPERTY

A building or property or portion of same which is unoccupied and unsecured; unoccupied and secured by other than normal means; unoccupied and unsafe as determined by the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer of the Village of Sherman; unoccupied and has multiple housing or Building Code violations; illegally occupied; unoccupied

and the subject of Code violation notices issued by the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer of the Village of Sherman. This shall not include individual condominium units or other individual units in a common-interest community where all exterior elements and common areas are jointly owned and maintained by a homeowners' or community association.

VACANT STRUCTURES

A building or structure that is not legally occupied.

Registration.

- A.** Within 10 days of the filing of a lis pendens and/or an action to foreclose upon a mortgage or similar security instrument, all mortgagees must register with the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer of the Village of Sherman on forms provided by said official all property in foreclosure within the Village of Sherman. For properties for which a lis pendens and/or action for foreclosure upon a mortgage or a similar security instrument has been instituted prior to the effective date of this chapter and which has not yet been registered pursuant to this chapter, all mortgagees must register such properties within 60 days of the effective date of this chapter.
- B.** Mortgagees must designate and retain a local individual or local agent or property management company as the local agent responsible for the security and maintenance of the property. Owners of property that do not reside in the Village of Sherman must provide a name, address and contact information of a local agent with whom the owner has entered into a contract or agreement for property management.
- C.** All owners of abandoned and vacant properties shall register with the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer of the Village of Sherman not later than 10 days after any building in the Village becomes an abandoned or vacant building and not later than 20 days after being notified by the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer of the Village of Sherman of the requirement to register. The Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer may identify vacant buildings through his/her routine inspection process as well as through notification by residents, neighbors, neighborhood groups or other community groups that a building may be abandoned or vacant and eligible for inclusion on the required registry. Registration by owners shall be submitted on forms provided by the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer of the Village of Sherman.
- D.** All owners and mortgagees must supply the following information to the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer of the Village of Sherman:
 - (1)** A description of the premises, including the property address as well as the section, block and lot number of the property as set forth in the tax records of the Village of Sherman located in the Office of the Assessor of the Village of Sherman.
 - (2)** The names and addresses of the owner or owners, or mortgagee or mortgagees.
 - (3)** Whether or not the owner or owners, mortgagee or mortgagees reside in the Village of Sherman, the name and address for the owner, owners, mortgagee, or mortgagees, mailing address, telephone number, local agent's name, mailing address, telephone number, e-mail address for the owner, owners, mortgagee or mortgagees. Mailing addresses may not be a post

office box but must be an actual street address where the owner, owners, mortgagee, mortgagees reside or do business.

(4) The name, street address, telephone number and e-mail address of a natural person 21 years of age or older designated by the owner, owners, mortgagee, mortgagees as the authorized agent for receiving notices of Code violations and/or receiving process in any Court proceeding or administrative enforcement proceeding on behalf of such owner, owners, mortgagee or mortgagees in connection with the enforcement of any applicable code, ordinance, local law, regulation or statute. The agent for service of process must maintain an office or reside in Chautauqua County, New York.

(5) The name, street address, telephone number and e-mail address of the firm or individual responsible for maintaining the property. The individual or representative of the firm responsible for maintaining the property must maintain an office or reside within Chautauqua County, New York and shall be available by telephone or in person on a twenty-four-hour per day, seven day per week basis.

(6) A statement or plan as to what will be done to secure the structure and property so that it will not become open to the general public.

(7) The status of water, sewer, natural gas and electric utilities winterization of pipes at the structure and property.

Notices.

- A.** By designating an authorized agent as set forth above under the provisions of this chapter, the owner and/or mortgagee consents to receive any and all notices of Code violations concerning the registered abandoned or vacant property and all process in any Court proceeding or administrative enforcement proceeding brought to enforce Code provisions concerning the registered building or property by service of the notice or process on the authorized agent. Any owner who has designated an authorized agent under the provisions of this section shall be deemed to consent to the continuation of the owner's designation for the purpose of this section until the owner notifies the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer of the Village of Sherman in writing of a change of authorization or until the owner files a new annual registration statement.
- B.** Any owner who fails to register an abandoned or vacant property under the provisions of this chapter shall further be deemed to consent to receive, by posting at the building, any and all notices of Code violation and all processing of administrative or legal proceedings brought to enforce Code provisions or other laws or regulations concerning the structure or property.

Obligation of owners and/or mortgagees.

The owner or mortgagee of any structures that become abandoned or vacant property and any person designated as an agent or responsible for maintaining such structure or vacant property shall within 30 days of the structure becoming abandoned or vacant or 30 days of the owner or mortgagee taking title to the property, whether or not the deed for said property has been recorded with the Chautauqua County Clerk:

- A.** Close and secure the structures owned by or mortgaged to the applicant as imposed by this chapter and/or the State of New York or as set forth in the rules and regulations provided by the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer of the Village of Sherman.

- B.** Ensure that the grounds of the structure, including yards, fences, sidewalks, walks and driveways, are well maintained and kept free from trash or debris.
- C.** Maintain the structure in a secured and closed condition, keep the grounds in a clean and well-maintained condition and ensure that the sign is visible and intact until the building is again occupied or demolished or until repair or rehabilitation of the building is complete.
- D.** All vacant real property shall at all times be properly maintained. A vacant building or structure shall be considered properly maintained if:
- (1)** It has all doors and windows and other openings weather-tight and secured against entry by the general public as well as animals.
 - (2)** All roof and roof flashings shall be sound and tight such that no rain will penetrate the structure and must allow for appropriate drainage so as to prevent deterioration of the interior walls or other interior portions of the building. No temporary measures shall be permitted such as tarps, canvas, plastic, boards, etc. Temporary boarding of windows may be permitted upon application and consent by the Building Official of the Village of Sherman. The Building Official shall have the discretion to determine how long boarding may be permitted.
 - (3)** The building must be maintained in good repair, be structurally sound and free from rubbish, garbage, and other debris.
 - (4)** Structured members of the building shall be capable of bearing both live and dead loads and the foundation walls likewise shall be capable of supporting an appropriate load.
 - (5)** The exterior of the structure shall be free of loose or rotten materials as well as holes. Any exposed metal, wood or other surface shall be protected from the elements by appropriate weather-coating materials (paint or similar treatment).
 - (6)** Any balconies, canopies, signs, metal awnings, stairways, fire escapes or other overhanging extensions shall be in good repair, appropriately anchored. The exposed metal and wood surface of such overhanging extensions shall also be protected from the elements against rust or decay by appropriate application of paint or similar weather-coating.
 - (7)** Any accessories or appurtenant structures, including but not limited to garages, sheds, and other storage facilities, shall meet the same standards.
 - (8)** All bushes must be trimmed so as to provide an unobstructed view of the front of the house from the public roadway.
 - (9)** Grass and weeds compliance pursuant to Chapter 14 of the Village of Sherman Municipal Code.
 - (10)** All combustibles must be removed from the interior of all buildings and the exterior of the property.
 - (11)** Smoke and carbon monoxide detectors are installed and maintained in operable condition at all times.
 - (12)** The Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer of the Village of Sherman is provided with proof of inspection of the premises by the agent or responsible party at least every 30 days after the abandonment commences.

Inspections.

The Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer, Fire Inspector and/or Police Department shall have the authority to inspect properties subject to this statute for compliance with same and to issue citations for any violations.

Certification of abandonment.

Upon the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer or his/her designee determining a property has been abandoned, he/she shall cause a certification of abandonment to be filed with the Village Clerk's Office property records and such certification shall be served upon the owner of the premises either personally or by posting a copy of the certification in a conspicuous place on the property and by mailing a copy by certified mail to the owner(s) last known address.

- A. Upon the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer filing a certification of abandonment, the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer, Police Department and/or Fire Inspector may, without further notice to the owner, take necessary steps to ensure the property and/or dwelling is properly maintained pursuant to this chapter. Costs incurred under this section shall be paid out of the municipal general fund on certificate of the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer. Such costs shall be charged against the land on which the building existed, as a municipal lien, or shall be added to the tax roll as an assessment or shall be levied as a special tax against the land upon which the building stands or stood or shall be recovered in a suit at law against the owner.
- B. The owner of a property declared abandoned may petition the Municipal Board to remove the certification of abandonment by providing proof to the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer that the basis of the certificate of abandonment no longer exists and the owner is in compliance with this chapter.

Insurance.

The owner or mortgagee of any abandoned or vacant property shall acquire or otherwise maintain liability insurance in the amount of not less than \$300,000 for buildings designated primarily for a one- or two-unit residential use and not less than \$1,000,000 for any other building including but not limited to buildings designed for multifamily, manufacturing, storage or commercial uses covering any damage to any person or any property caused by any physical condition of or in the building. The Village of Sherman shall be named as an additional insured and shall be entitled to notification of any renewal or lapse of coverage in writing of said policy. The owner and/or mortgagee shall attach evidence of insurance to the registration statement required by this chapter. Failure to attach the insurance statement to the registration form submitted to the Village shall cause the registration form to be invalid. The alternative to insurance, the owner and/or mortgagee must supply a cash bond acceptable in form to the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer of the Village of Sherman in a sum of \$10,000 to secure the continued maintenance of the property throughout its abandoned or vacant state and to remunerate the Village of Sherman for any expenses incurred in inspecting, securing, marketing or making such building safe.

Registry.

- A. The Village of Sherman shall establish a registry of all properties registered with the Village under this chapter and shall include a procedure by which citizens can provide the Building Official/Code Enforcement with information on unregistered properties that may be subject to this chapter.
- B. New owners shall register or re-register the abandoned or vacant building or properties with the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer within 30 days of any

transfer of ownership interest in the abandoned or vacant building or property whether or not the deed to said property has been recorded with the Chautauqua County Clerk.

- C. The Village of Sherman shall send notice to property owners within 200 feet of the abandoned or vacant building or properties. The notice shall read: *The neighboring property at address: (insert address of the abandoned or vacant building or properties) has been identified by the Village of Sherman to be a vacant, abandoned, boarded, or foreclosed property. You are receiving this notice in lieu of the property owner displaying an 18x24 inch sign clearly visible from the street. To Report Problems with this Building/Property Call and/or E-mail. The contact information regarding this property, contains a twenty-four-hour contact phone number of the local individual or property management company responsible for the maintenance: (insert direct contact information); and (insert name, address, telephone number, and email of the owner and/or mortgagee and the owner and/or mortgagees authorized agent for the purposes of service of process.)*

In an emergency first call 9-1-1

Please contact a Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer, (insert lists of officers and their contact information.), for further assistance.

Fees.

- A. The owner/mortgagee of a vacant or abandoned building or property shall pay an annual fee of \$750 for the first year the building remains vacant or abandoned or any portion of said year. The fee shall cover the administrative costs for registering and processing the vacant or abandoned building or property and the cost for the Village in monitoring the abandoned or vacant property or building. The fee shall be paid upon filing of the registration form as required by this chapter. Subsequent annual fees shall be:
- (1) For the second year the building remains abandoned or vacant: \$1,000.
 - (2) For the third year the building remains abandoned or vacant: \$1,250.
 - (3) For the fourth year the building remains abandoned or vacant: \$1,500.
 - (4) For the fifth year the building remains abandoned or vacant: \$1,750.
 - (5) For the sixth year the building remains abandoned or vacant: \$2,000.
 - (6) For the seventh year the building remains abandoned or vacant: \$2,500.
 - (7) For the eighth year the building remains abandoned or vacant: \$3,000.
 - (8) For the ninth year the building remains abandoned or vacant: \$3,500.
 - (9) For the tenth year the building remains abandoned or vacant: \$4,000.
- B. For ownership interest in any abandoned or vacant property whether or not the deed has been recorded with the Chautauqua County Clerk. The owners shall be responsible for any unpaid fees.

Exceptions.

- A. A building or property which has suffered fire damage or damage caused by extreme weather conditions shall be exempt from the registration requirement for a period of 180 days after the date of the fire or extreme weather event if the property owner/mortgagee submits a request for exemption in writing to the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer of the Village of Sherman. This request shall include a description of the property; the names and addresses of the owner and/or mortgagee; a statement of intent to repair and re-occupy the building in an expedient manner or intent to demolish the building.

- B.** Additional exceptions to this statute shall be if in the sole and reasonable discretion of the Zoning Enforcement Officer/ Code Enforcement Officer/ Inspection Officer the property is subject to any one or more of the following:
- (1)** A valid open building permit being pursued with diligence;
 - (2)** A pending land use application including site plan, subdivision or special permit application being pursued with diligence;
 - (3)** A pending application to a governmental body being pursued with diligence for an approval pertaining to the physical improvement of the property;
 - (4)** Utilization of the building by the Village of Sherman on a temporary basis not to exceed 12 months for Village purposes including but not limited to fire training.
 - (5)** Seasonal absences from residential homes or commercial buildings in compliance with International Code, Village Zoning and Municipal Code.

Penalties for offenses.

If an owner and/or mortgagee shall violate any portion of this chapter, they shall be subject to a fine of not more than \$500 or 30 days in jail, or both, with the understanding that each day a violation continues shall be deemed a separate offense.

Section III. Terms and Conditions

Conflicting Statutes. All local laws or ordinances or parts of local laws or ordinances in conflict herewith are hereby repealed.

Severability. Should any clause, sentence, paragraph, subdivision, section or other part of this local law be adjudicated by any court of competent jurisdiction to be invalid, such judgment, decree or order shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or other part thereof directly involved in the controversy in which such judgment, decree or order shall have been rendered and to this end, the provisions of each section of this local law are hereby declared to be severable.

Section IV.

This Local law shall take effect Saturday, June 1st, 2019. This Local law shall take effect after the passage by the Village Board and filing with the Secretary of State in the manner provided by law.

LOCAL LAW 2-2019 DUMPSTER

Section I. Title

The Village Board of the Village of Sherman hereby adopts its Dumpster Local Law, as follows:

Section II. Findings and Rates

Purpose.

No dumpster shall be permitted in the Village of Sherman, subject to the following exceptions and conditions.

A. Exceptions:

(1) Use exceptions. Dumpsters may be placed on the following properties after having obtained a special use permit:

[a] Places of public assembly, including churches, school, and fire hall.

[b] Business properties and/or commercial properties.

(2) Temporary construction dumpsters, for which the property owner and/or contractor shall obtain a temporary dumpster permit from the Code Enforcement Officer (Inspection Officer or Zoning Enforcement Officer). Such permit shall be valid for 60 days from the date of issuance and may be renewed up to two times for the same term upon a showing that work on the project is continuing and a dumpster is required to complete it.

B. Special use permit.

(1) Procedure. The Municipal Board shall consider an application for a dumpster special use permit for temporary purposes up to and including a public hearing for extended or permanent use requests, subject to an annual review for compliance.

(2) General standards. In reviewing an application for a special use permit, the Municipal Board shall take into consideration whether the proposed dumpster meets the following standards:

[a] Location. Dumpsters shall be located to the side and rear of the property to the greatest extent practicable yet so as to still comply with applicable side and rear yard setbacks.

[b] Screening. Dumpsters shall be screened from view of any abutting residence, public street or walkway to the greatest extent practicable with screening that is at least as tall as the dumpster.

[c] Covers. Dumpsters shall be equipped with covers or lids, maintained in working order, that shelter and secure their contents.

(3) Waiver. The Municipal Board may take into account the site conditions at the particular property and waive strict compliance herewith as circumstances warrant and/or impose reasonable conditions to effectuate the intent of this section to minimize the visibility of such dumpster.

C. Preexisting dumpsters.

(1) Dumpsters in place at the time of the enactment of this Chapter 13 and not in compliance herewith shall be brought into compliance by January 1, 2020.

(2) Preexisting dumpsters qualifying for special use permits at the time of the enactment of this subsection shall be exempt from any special use permit fees until January 1, 2020.

Section III. Terms and Conditions

Conflicting Statutes. All local laws or ordinances or parts of local laws or ordinances in conflict herewith are hereby repealed.

Severability. Should any clause, sentence, paragraph, subdivision, section or other part of this local law be adjudicated by any court of competent jurisdiction to be invalid, such judgment, decree or order shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or other part thereof directly involved in the controversy in which such judgment, decree or order shall have been rendered and to this end, the provisions of each section of this local law are hereby declared to be severable.

Section IV.

This Local law shall take effect Saturday, June 1st, 2019. This Local law shall take effect after the passage by the Village Board and filing with the Secretary of State in the manner provided by law.

LOCAL LAW 3-2019
GROWTH OF WEEDS, GRASS AND NOXIOUS PLANTS

Section I. Title

The Village Board of the Village of Sherman hereby adopts its Growth of Weeds, Grass, and Noxious Plants Local Law, as follows:

Section II. Findings and Rates

Purpose.

The purpose of this chapter shall be to protect and promote the health, safety, and welfare of the inhabitants of the Village through regulation of the accumulation of weeds and the permitted height of grasses on private premises and parts of the public right-of-way, and also the elimination of poisonous and/or deleterious plants on premises within the Village and the establishment of uniform procedures for the enforcement of such regulations.

Growth of weeds, grass, or poisonous plants unlawful.

It shall be unlawful for the owner of any premises within the Village of Sherman to:

- A.** Permit thereon any growth of weeds or grass to a height greater than ten inches on the average or to permit the accumulation thereon of any dead grass, weeds, or brush, except where the accumulation is part of a regularly maintained composting program.
- B.** Permit on that part of the public right-of-way between the front lot line of the premises and the paved roadway and, in the case of a corner lot, on that part of the public right-of-way between an exterior side lot line and the paved roadway any growth of weeds or grass to a height greater than ten inches on average or to permit the accumulation thereon of any dead grass, weeds, or brush.
- C.** Permit, after receipt from the Village of notice to remove, the continuation on the premises of any growth or poison ivy, ragweed, or other poisonous plant.

Duty of owner upon notice of violation.

It shall be the duty of the owner of any premises within the Village of Sherman, within five days after receipt of written notice from the Village, after direct observation and determination of existing violation of this chapter by the Code Enforcement Officer (Inspection Officer or Zoning Enforcement Officer), to bring the premises into compliance. Upon failure of compliance, the Code Enforcement Officer (Inspection Officer or Zoning Enforcement Officer) shall oversee entry upon the offending premises for the purpose of bringing the same into compliance.

Computation of cost to compel compliance.

- A.** The cost to the Village of bringing the premises into compliance, including, if necessary, that of bringing the public right-of-way into compliance, shall be computed, certified to the Village Clerk-Treasurer and billed directly to the owner of the premises.

- B. If the charge as billed is not paid within 30 days, interest at the maximum permissible rate shall be added thereto until paid in full. If the charge remains unpaid by the 1st day of April next, it shall be added to the Village tax assessed against the premises.
- C. Computation of the cost to the Village in bringing about compliance shall include the cost to the Village of the labor of any Village employee or, if required, that of an independent private contractor, together with all administrative costs attendant upon the computation, certification and billing to the owner of the premises.

Penalties for offenses.

In addition to any civil charges or penalties, any offense against any of the provisions of this chapter shall be deemed a violation as defined by the Penal Law and, upon conviction thereof, shall be punishable for each offense by a fine not to exceed \$250 per day.

Section III. Terms and Conditions

Conflicting Statutes. All local laws or ordinances or parts of local laws or ordinances in conflict herewith are hereby repealed.

Severability. Should any clause, sentence, paragraph, subdivision, section or other part of this local law be adjudicated by any court of competent jurisdiction to be invalid, such judgment, decree or order shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or other part thereof directly involved in the controversy in which such judgment, decree or order shall have been rendered and to this end, the provisions of each section of this local law are hereby declared to be severable.

Section IV.

This Local law shall take effect Saturday, June 1st, 2019. This Local law shall take effect after the passage by the Village Board and filing with the Secretary of State in the manner provided by law.

INVESTMENT POLICY FOR THE VILLAGE OF SHERMAN, NEW YORK

OBJECTIVES:

The objectives of the Investment Policy of the Village of Sherman, New York are to minimize risk, to ensure that investments mature when the cash is required to finance operations; and insure a competitive rate of return. In accordance with this policy, the chief fiscal officer is hereby authorized to invest all funds including proceeds of obligations in:

Certificates of Deposit issued in a bank or trust company authorized to do business in New York State;

Obligations of New York State;

Obligations of the United States Government;

COLLATERAL:

The Board of Trustees of the Village of Sherman shall designate the official depositories of public funds at their organizational meeting each year. The bank or trust company so designated must be located and authorized to do business in New York State.

A written security agreement will provide that all public deposits and investments, in excess of FDIC coverage, be collateralized or otherwise secured:

1. By a pledge of "eligible securities" as collateral with an aggregate "market value" equal to the aggregate amount of public deposits.
2. By an eligible "irrevocable letter of credit" issued by a bank that has a term of 180 days or less, or
3. By an eligible "surety bond" executed by an insurance company authorized to do business in New York State.

Eligible securities must be either:

1. Registered in the name of the local government, or
2. Delivered in a form suitable for transfer or with an assignment in blank:
 - a. to the local government, or
 - b. to a bank or trust company with which the local government has entered into a written custodian agreement.

The custodial agreement must provide, at a minimum, that the custodian will:

1. Hold the pledge securities as agent for the local government
2. Keep the securities separate and apart from its general assets
3. Not commingle the securities with any other funds, and
4. For securities transferable only through a book entry system, record the interest of the local government in the custodian's records.

TEMPORARY INVESTMENTS OF FUNDS

The Board of Trustees of the Village of Sherman may authorize investments and certificates or special time deposits, US obligations, US agency guaranteed obligations, New York State obligations and, with the approval of the State Comptroller, revenue and tax anticipation notes of local governments or district corporations.

- A. Certificates of deposit or special time deposits in banks or trust companies located and authorized to do business in New York State must be secured in the same manner as public deposits under New York State General Municipal Law Sec 10.
- B. Obligations must be registered in the name of the local government, or purchased through, delivered to and held in the custody of a bank or trust company pursuant to a custodial agreement in the same manner as eligible securities under New York State General Municipal Law Sec 10.
- C. Public funds may be comingled for purpose of investment as long as proper records are kept by the local government and allocation of income is made.

ELIGIBLE LIST OF SECURITIES FOR COLLATERIZATION

1. Obligations issued by the United States of America, an agency thereof or a United States government sponsored corporation or obligations fully insured or guaranteed as to the payment of principal and interest by the United States of America, an agency thereof or a United States government sponsored corporation.
2. Obligations issued or fully guaranteed by the International Bank for Reconstruction and Development, the Inter-American Development Bank, the Asian Development Bank, and the African Development Bank.
3. Obligations partially insured or guaranteed by any agency of the United States of America, at a proportion of the market value of the obligation that represents the amount of the insurance or guaranty.
4. Obligations issued or fully insured or guaranteed by this state, obligations issued by a municipal corporation, school district or district corporation of this state or obligations of any public benefit corporations which under a specific state statute may be accepted as security for deposit of public moneys.
5. Obligations issued by states (other than this state) of the United States rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
6. Obligations of Puerto Rico rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
7. Obligations of counties, cities, and other governmental entities of another state having the power to levy taxes that are backed by the full faith and credit of such governmental entity and rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
8. Obligations of domestic corporations rated in one of the two highest rating categories by at least one nationally recognized statistical rating organization.
9. Any mortgage related securities, as defined in the Securities Exchange Act of 1934, as amended, which may be purchased by banks under the limitations established by federal bank regulatory agencies.
10. Commercial paper and bankers' acceptances issued by a bank (other than the bank with which the money is being deposited or invested) rated in the highest short-term category by at least one nationally recognized statistical rating organization and having maturities of not longer than sixty days from the date they are pledged.
11. Zero-coupon obligations of the United States government marketed as "Treasury STRIPS".

Whenever a political subdivision is required by any general or special law to obtain a pledge of assets or other security from a public depository for its public deposits and such political subdivision has entered into a written agreement with such depository relating to such public deposits and has provided written

notice in a form specified by such written agreement to the public depository for such public deposits, the public depository shall comply with the provisions of such law at the time it accepts any public deposits from the political subdivision; provided however, that where the public depository and political subdivision have agreed in writing as to the maximum amount of security which such depository shall provide, and the terms, conditions and timing of the provisions of security pursuant thereto, and the depository has at all times complied with such agreement, it shall be deemed to have complied with the provisions of such law for so long as it shall comply with such agreement.

Therefore, if the local government has entered into a written agreement with a depository and has provided written notice of its deposits as required by that agreement, then the depository must comply with the term of that agreement at the time it accepts the deposits. Burden is on local government to give notice.

If the agreement specifies the maximum amount of collateral required to be provided, and if the depository has provided such collateral, then the depository is deemed to have complied with the law.

DRUG-FREE WORKPLACE AND SUBSTANCE FREE WORKPLACE

Drug-Free Workplace and Substance Free Policy

While employed with the village of Sherman there are inherent dangers associated in the work place that require the full attention of each employee. We require that our employees report to work and remain fit for the job they are doing.

Any employee under the influence of or impaired by any substance that could alter judgment or performance which exposes themselves, fellow employees, and others to extra and unnecessary risks will be disciplined.

In accordance with the Drug-Free Workplace Act of 1988, which requires federal governmental contractors to ensure a drug-free workplace, the Village Board of Trustees of the Village of Sherman has established the following policy:

- A. All employees are required to report to work in appropriate mental and physical condition. Reporting to work, or working, under the influence of alcohol, cannabis, or a controlled substance (without a physician's prescription) is prohibited.
- B. The use, sale, possession of cannabis, narcotics, drugs, or a controlled substance while on the job, in Village or Town vehicles, or on Village property is prohibited.
- C. The criminal use, manufacture or distribution of a controlled substance on either Village or customer property is prohibited.
- D. Employees are required to report any drug-related criminal conviction in accordance with the law. A written report of conviction must be made to the Village Mayor within five days of the conviction.

All Streets employees shall comply with all NYSDOT rules and regulations regarding drugs and alcohol.

Penalties for Offenses

Any employee convicted by a court for possession, sale or the trafficking in illegal substances shall be subject to immediate discharge.

The Village, in cases where probable cause exists, reserves the right to carry out reasonable searches of any individual and their personal effects (including vehicles) on Village property or on Village business with or without prior notice. Refusal to submit to a search will result in disciplinary action up to and including termination.

Employees who violate this policy are subject to the following disciplinary action:

- A. An employee found to be under the influence, in use, possession or involved in the sale of substances as described in A & B above, will result in immediate discipline up to and including termination.
- B. The manufacture or distribution of controlled substances at the offices or on the property of the Village will result in termination.
- C. The use of a controlled substance at any workplace of the Village of Sherman or on Village property (or while conducting Village business) is grounds for disciplinary action which may include termination.
- D. The failure to report any drug-related criminal conviction, as outlined in D above, will result in termination.

SEWER BOND RESOLUTION

**VILLAGE OF SHERMAN
CHAUTAUQUA COUNTY, NEW YORK**

MAY 1, 2019

A regular meeting of the Village Board of the Village of Sherman, in the County of Chautauqua, New York was held at the Village offices located at 111 Mill Street, Sherman, New York on May 1, 2019, at 6:00 o'clock P.M. (Prevailing Time).

There were present:

Colleen Meeder, Mayor
Isaac Gratto, Deputy Mayor
Donna Higginbotham, Trustee
Mary Reyda, Trustee
Kirk Ayers, Trustee

There were absent:

None

Also present:

Jeanette Ramm, Village Clerk/Treasurer
James Irwin, Chief Wastewater Operator
Doug Crane, DPW Superintendent
Greg Gormley, Zoning Enforcement Officer
David & Debra Prenatt, Press
Village Residents: Rick Ayers, Ryan Sanders, Dennis Kulpa, Connie Fortune, Gary Emory, Hewitt Meeder, Tylor Griswold, Ryan Robson, Maurice Alday, Janet Dawley, Russ Hayes, Tom & Janice Sweatman.

* * * * *

The following resolution was offered by **Trustee Higginbotham**, who moved its adoption, and seconded by **Trustee Gratto** to wit:

BOND RESOLUTION OF THE VILLAGE OF SHERMAN, CHAUTAUQUA COUNTY, NEW YORK, ADOPTED ON MAY 1, 2019, AUTHORIZING ISSUANCE OF \$6,200,000 BONDS OF THE VILLAGE OF SHERMAN TO PAY THE COSTS OF IMPROVEMENTS TO THE VILLAGE'S WASTE WATER TREATMENT SYSTEM AND SANITARY SEWER SYSTEM

WHEREAS, the Village of Sherman, New York (the "Village") intends to undertake a project (the "Project") consisting of the construction of improvements and upgrades to the Village waste water treatment system and sanitary sewer system, including, but not limited to, the construction of a new headworks and grit removal building, rehabilitating and modifying the plants existing treatment tanks, installing effluent disc filters, replacing the chlorination/dechlorination disinfection system with ultraviolet (UV) disinfection, implementing a new mechanical sludge dewatering process, various new mechanical and electrical equipment, installing a sludge pump station, various floor plan modifications to control building, new emergency generator, upgrades to various collection system manholes, and various other sanitary sewer system improvements, related site improvements, original furnishings, fixtures and equipment and other improvements incidental thereto, as well as environmental studies, architectural, legal and engineering fees, and all other necessary costs incidental to such work; and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder (collectively referred to hereinafter as "SEQRA"), the Village is required to make a determination with respect to the environmental impact of any "action" (as defined by SEQRA) to be taken by the Village and the approval of this resolution constitutes such an action;

NOW, THEREFORE BE IT RESOLVED ON MAY 1, 2019 BY THE VILLAGE BOARD OF THE VILLAGE OF SHERMAN, CHAUTAUQUA COUNTY, NEW YORK (by favorable vote of not less than two thirds of said Board), AS FOLLOWS:

Section 1. By Resolution adopted April 3, 2019, the Village Board determined that the Project constitutes a "Type I Action" under 6 NYCRR § 617.4 of the Regulations that will result in no significant adverse impacts on the environment and a negative declaration was issued.

Section 2. The maximum estimated cost of the Project is \$6,200,000. For the specific object or purpose of financing the cost of undertaking the Project, including all related construction, renovations, site improvements, original furnishings, fixtures, equipment, machinery apparatus and other improvements incidental thereto, all as required for the purpose for which such improvements are to be used, as well as environmental studies, architectural, legal and engineering fees, and all other necessary costs incidental to such work, there are hereby authorized to be issued up to \$6,200,000, or such lesser amount as may be necessary, of serial bonds or any bond anticipation notes, including renewals of such notes, in anticipation of the issuance and sale of the bonds of said Village, pursuant to the provisions of the Local Finance Law and the levy of a tax to pay principal and interest on said obligations, and the application, if and when available, of state and/or federal assistance available or to any revenues available for such purpose from any other source. Undertaking the Project is hereby approved. The bonds and notes authorized hereby may be issued to the United States Department of Agriculture, Office of Rural Development, or any of its related offices or agencies, the New York State Environmental Facilities Corporation under any of its revolving fund programs or any purchaser in accordance with the provisions of the Local Finance Law.

Section 3. The plan for the financing of the cost of the Project shall be as follows:

- (a) By the issuance of up \$6,200,000, or such lesser amount as may be necessary, of serial bonds or any bond anticipation notes, including renewals of such notes, of said Village herein authorized; and
- (b) By the application of state and/or federal grants and assistance available or any revenues available for such purpose from any other source and the acceptance of such grants,

assistance and revenue and the application of such fund to the costs of the Project are hereby approved.

Section 4. The full faith and credit of the Village, is hereby irrevocable pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such years and such debt service payments may be made in substantially level or declining amounts as may be authorized by law. All the taxable real property within said Village shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds.

Section 5. Subject to the provisions of the Local Finance Law and this bond resolution, the power to authorize the issuance of and to sell serial bonds and any bond anticipation notes in anticipation thereof, including renewals of such notes, is hereby delegated to the Village Clerk/Treasurer, the chief fiscal officer. Such bonds and notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Clerk/Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Village Clerk/Treasurer, the chief fiscal officer of the Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Clerk/Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. Such bonds shall be in fully registered form and shall be signed in the name of the Village of Sherman, New York, by the manual or facsimile signature of the Village Clerk/Treasurer and a facsimile of its corporate seal shall be imprinted or impressed thereon and maybe attested to by the manual or facsimile signature of the Village Clerk. It is hereby determined that it is to the financial advantage of the Village not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent.

Section 8. The Village Clerk/Treasurer is hereby further authorized, at her sole discretion, to execute a project finance and loan agreement, and any other agreements with the New York State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation and/or the United States Department of Agriculture – Rural Development, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object or purpose described in Section 2 hereof, or a portion thereof, by a bond, and/or note issue of the Village in the event of the sale of same to the New York State Environmental Facilities Corporation or to such other entity as may be designated by the United States Department of Agriculture – Rural Development. The intent of this resolution is to give the Village Clerk/Treasurer sufficient authority to execute those applications, agreements, and instruments, or to do any similar acts necessary to affect the issuance of the aforesaid bonds and/or notes without resorting to further action of this Village Board.

Section 9. The Village hereby covenants and agrees with the holders from time to time of the Bonds and any bond anticipation notes issued in anticipation of the sale of the Bonds, that the Village will faithfully observe and comply with all provisions of the Internal Revenue Code of 1986, as amended (the “Code”), and any proposed or final regulations issued pursuant thereto unless, in the opinion of bond counsel, such compliance is not required by the Code and regulations to maintain the exclusion from gross income of interest on said obligations for federal income tax purposes.

Section 10. The following additional matters are hereby determined and declared:

- (a) Pursuant to subdivision 1 of paragraph a of Section 11.00 of the Local Finance Law, the period of probable usefulness of the Project is 40 years; and
- (b) Current funds are not required by the Local Finance Law to be provided prior to the issuance of the bonds and any notes issued in anticipation thereof authorized by this resolution; and
- (c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 11. The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this resolution shall be from the Village's General Fund. It is intended that the Village shall then reimburse expenditures from the General Fund with the proceeds of the bonds and bond anticipation notes authorized by this resolution and that the interest payable on the bonds and any bond anticipation notes issued in anticipation of such bonds shall be excludable from gross income for federal income tax purposes. This resolution is intended to constitute the declaration of the Village's "official intent" within the meaning of Treasury Regulation Section 1.150-2 to reimburse the expenditures authorized by this resolution with the proceeds of the bonds and bond anticipation notes authorized herein. Other than as specified in this resolution, no monies are reasonably expected to be, received, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 12. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 13. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 14. The law firm of Trespasz & Marquardt, LLP is hereby appointed bond counsel to the Village in relation to the Project.

Section 15. This resolution shall be subject to permissive referendum and a summary hereof shall be published by the Village Clerk as provided by Village Law Section 9-900. This Resolution shall become effective 30 days after its adoption. Following such effective date, in the event that no petition for a referendum was timely submitted and filed, the Village Clerk shall cause the publishing and posting of a notice in substantially the form provided in Section 81.00 of the Local Finance Law together with a summary of this Bond Resolution.

WHEREFORE, the foregoing Resolution was put to a vote of the members of the Village Board of the Village on May 1, 2019, the result of which vote was as follows:

	VOTING
Colleen Meeder, Mayor	Aye
Isaac Gratto, Deputy Mayor	Aye
Donna Higginbotham	Aye
Mary Reyda	Aye
Kirk Ayers	Aye

DATED: May 1, 2019

CERTIFICATE

I, the undersigned Village Clerk/Treasurer of the Village of Sherman, Chautauqua County, State of New York, **HEREBY CERTIFY:**


That I have compared the annexed extract of the minutes of a meeting of the Village Board of said Village including the resolution contained therein, held on May 1, 2019, with the original thereof on file in my office, and that the same is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Village Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law) proper notice was given relative to said meeting and said meeting was open to the general public.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Village of Sherman, Chautauqua County, New York, this 1st day of May, 2019.





Jeanette Ramm
Village Clerk/Treasurer