

**OFFICIAL MINUTES OF MAYVILLE
VILLAGE COUNCIL MEETING
FEBRUARY 21, 2023
(Official)**

The Village Council of Mayville, Michigan held a Meeting at the Fire Hall on February 21st, 2023. The meeting was called to order at 7:00 p.m. by Barbara Valentine, Village President, with the following officers and Trustees present: Rod Buhl, Steve Charette, Susan Shaver, and Kelly Torrey

Absent - None

Employees Present – Police Chief Louis Cook, Zoning Administrator\ Enforcement\ Reserve Police Officer Bernie Milot, Fire Chief Terry Blackmer, Assistant Fire Chief Jason Bellor and Clerk - Kayla Reed

Guests – 11

Pledge of Allegiance - Invocation - led by Police Chief Louis Cook

Special Presentation - Trustee Steve Charette made a presentation answering the majority of the questions that were asked at the previous meeting.

Account Balances -

GENERAL CHECKING - POOLED

Local Street - \$200,338.23

Major Street - \$166,560.27

Sewer - \$447,542.68

(Includes Project fee)

Water - \$124,950.05

Debt Services - \$40,857.67

Equipment - \$67,482.97

General Pooled Checking total = \$1,267,690.92

OTHER ACCOUNTS -

Tax - \$1,193.98

USDA Lagoon Construction - \$739,338.31

(This just came in from USDA and will be paid out within days)

Certificates of Deposit -

Act 33 Restricted - \$41,401.40

Storm /Sewer - \$66,739.22

General - \$10,374.01

Building Fund - \$5,124.84

Water Bond - \$30,748.96

Storm Sewer - \$36,375.09

Water - \$25,755.54

Rep Fund/Sewer - \$4,057.73

Water Fund Reserve - \$5,013.86

Sewer - \$50,000.00

Water Reserve - \$5,000.00

Water Reserve - \$5,000.00

Public Comments - None.

Consent Agenda -

Motion by Charette, 2nd by Shaver to approve Regular Council Meeting Minutes for January 17, 2023, Special Act 33 Public Hearing Meeting Minutes February 7, 2023, Regular Council Meeting Minutes for February 7, 2023, Special Closed Session with Attorney Council Meeting Minutes February 10, 2023 and Special Staffing Council Meeting Minutes February 10, 2023 along with Bills as presented.

Roll call vote - Charette - Y Shaver- Y Buhl - Y Torrey - Y Valentine - Y

Motion carried

Action Items -

Anti Harassment Policy Update - Recommended by insurance company

Motion by Buhl, 2nd by Charette to Approve and Adopt the Anti Harassment Policy update recommended by insurance company.

Roll call vote - Torrey - Y Buhl - Y Charette - Y Shaver - Y Valentine - Y

Motion carried

Resolution Promulgating Declaration Regarding Village of Mayville Governmental Office -

This will change the Tax Classification to exempt on 6104 Fulton St as it is now used solely and exclusively for governmental\ municipal purposes.

Motion by Charette, 2nd by Torrey to Approve and Adopt the Resolution Promulgating Declaration Regarding Village of Mayville Governmental Office.

Roll call vote - Shaver- Y Charette - Y Torrey - Y Buhl - Y Valentine - Y

Motion carried

Village Hall Flooring -

Motion by Torrey 2nd by Charette to Approve up to \$5,000 for flooring for Village Hall. Materials Only.

Roll call vote - Buhl - Y Torrey - Y Shaver- Y Charette - Y Valentine - Y

Motion carried

Set Budget Hearing -

Motion by Torrey 2nd by Shaver to set the Budget hearing\ workshop for Tuesday March 14th 2023 7:00pm at the Fire Hall

Yays - 5 Nays - 0

Motion Carried

Prohibition Against Discrimination and Harassment in the Workplace

The Village of Mayville is committed to providing a work environment that is free of illicit discrimination and harassment. As a result, the Agency maintains a strict policy prohibiting discrimination, harassment, and sexual harassment against applicants and employees based on any legally-recognized basis, including, but not limited to: race, religious creed (including religious dress and grooming practices), color, national origin (includes language use and possession of a driver's license issued to persons unable to prove their presence in the United States is authorized under federal law), ancestry, physical disability, mental disability, medical condition, genetic information, registered domestic partner status, marital status, sex (including pregnancy), gender, gender identity (including transgender identification), gender expression, age, sexual orientation, military and veteran status of any person, or any other consideration made unlawful by federal, state, or local laws ("protected class").

The Agency's anti-harassment policy applies to all persons involved in its operations, regardless of their position, and prohibits harassing conduct by any employee of the Agency, including supervisors, managers, and nonsupervisory employees. This policy also protects employees from prohibited harassment by third parties, such as vendors, visitors, or independent contractors. If such harassment occurs in the workplace by someone not employed by the Agency, the procedures in this policy should be followed. The workplace includes: actual worksites, any setting in which work-related business is being conducted (whether during or after normal business hours), Agency-sponsored events, or Agency owned/controlled property.

Sexual Harassment Defined

Sexual harassment includes unwanted sexual advances, requests for sexual favors or visual, verbal, or physical conduct of a sexual nature when:

- Submission to such conduct is made a term or condition of employment; or
- Submission to, or rejection of, such conduct is used as a basis for employment decisions affecting the individual; or
- Such conduct has the purpose or effect of unreasonably interfering with an employee's work performance or creating an intimidating, hostile or offensive working environment.

Sexual harassment also includes various forms of offensive behavior based on sex. The following is a non-exhaustive list of the types of conduct prohibited by this policy:

- Unwanted sexual advances or propositions (including repeated and unwelcome requests for dates).
- Offers of employment benefits in exchange for sexual favors.
- Making or threatening reprisals after a negative response to sexual advances.
- Visual conduct: leering, making sexual gestures, displaying of sexually suggestive objects or pictures, cartoons, posters, websites, emails, or text messages.
- Verbal conduct: making or using sexually derogatory comments, innuendos, epithets, slurs, sexually explicit jokes or comments about an individual's body or dress, whistling, or making suggestive or insulting sounds.
- Verbal and/or written abuse of a sexual nature, graphic verbal and/or written sexually degrading commentary about an individual's body or dress, sexually suggestive or obscene letters, notes, invitations, emails, text messages, tweets, or other social media postings.
- Physical conduct: touching, assault or impeding or blocking normal movements.

- Retaliation for making reports or threatening to report sexual harassment.

Other Types of Harassment

Harassment on the basis of any legally protected class is prohibited. Prohibited harassment may include behavior similar to the illustrations above pertaining to sexual harassment. It also includes, but is not limited to:

- Verbal conduct including taunting, jokes, threats, epithets, derogatory comments, or slurs based on an individual's protected status;
- Visual and/or written conduct including derogatory posters, photographs, calendars, cartoons, drawings, websites, emails, text messages, or gestures based on an individual's protected status; and
- Physical conduct including assault, unwanted touching, or blocking normal movement because of an individual's protected status.

Reporting Complaints

The Agency needs, expects, and encourages you to come forward, without delay, should you suspect that any form of discrimination, sexual harassment, and/or harassment has occurred in the workplace. The Agency takes all complaints regarding discrimination, sexual harassment, and/or harassment in the workplace seriously. If you feel you have been subject to discrimination, sexual harassment, and/or harassment, please notify the Agency immediately using the Agency's Complaint Reporting Procedure (below). Discrimination, sexual harassment, and/or harassment in the workplace will not be tolerated.

Retaliation Prohibited

In addition, the Agency prohibits retaliation against any person who reports conduct prohibited by this policy, objects to such conduct, participates in any investigation into such conduct, files, testifies, assists, or participates in any manner in a proceeding or hearing conducted by a governmental enforcement agency. Prohibited retaliation includes, but is not limited to, termination, demotion, suspension, failure to hire or consider for hire, failure to give equal consideration in making employment decisions, failure to make employment recommendations impartially, adversely affecting working conditions, or otherwise denying any employment benefit.

Violations of Policy

Any employee, regardless of position or title, whom the Agency determines has engaged in discrimination, sexual harassment, harassment, and/or retaliation in violation of this policy, will be subject to discipline, up to and including unpaid suspension and/or termination of employment.

VILLAGE OF MAYVILLE
TUSCOLA COUNTY, MICHIGAN

RESOLUTION PROMULGATING DECLARATION REGARDING VILLAGE OF
MAYVILLE GOVERNMENTAL OFFICE

RESOLUTION NO. 23- 2-21

DATED: February 21, 2023

At a regular meeting of the Village of Mayville Village Council, Tuscola County, Michigan, held at the Village of Mayville Fire Hall located at 6044 Trend Street, Mayville, MI 48744 on February 21, 2023, at 7:00 p.m. the following Resolution was introduced and adopted:

PRESENT: Trustees Rod Buhl, Steve Charette, Susan Shaver, Kelly Torrey and President Barbara Valentine

ABSENT: None

RESOLUTION PROMULGATING DECLARATION REGARDING VILLAGE
OF MAYVILLE GOVERNMENTAL OFFICE

WHEREAS, the Village of Mayville (“Village”) Village offices are located at 6104 Fulton St., Mayville, MI 48744 (“the Subject Property”).

WHEREAS, the Subject Property is used solely and exclusively for governmental/municipal purposes.

WHEREAS, the Village does not gain any revenue of any sort or nature from the Subject Property.

WHEREAS, the Village desires to have the Subject Property appropriately classified for tax purposes consistent with the declarations herein.

WHEREAS, the Village of Mayville Village Council has determined that the adoption of this Resolution will serve to effectuate the goals and desires stated above and will benefit the health, safety, and welfare of the residents and property owners of Village of Mayville.

NOW, THEREFORE, BE IT RESOLVED:

1. The Village of Mayville Village Council hereby declares that the Village's governmental/municipal office (commonly known as 6104 Fulton St., Mayville, MI 48744) is used solely and exclusively for governmental/municipal purposes, and that the Village does not gain any revenue of any sort or nature from the aforesaid Property.

2. The Village of Mayville Village Council hereby declares that the tax rolls associated with real property in the Village shall appropriately reflect the declarations and findings made herein.

3. The instant Resolution/Policy shall be available for review, inspection and copying on the Village of Mayville website and at the Village of Mayville Governmental Offices.


4. All resolutions or parts of resolutions insofar as they conflict with the provisions hereof are rescinded to the extent of such conflict.

This RESOLUTION was offered by Council member **Steve Charette**, supported by Council member **Kelly Torrey** at a meeting on February 21, 2023. The members of the Village Council voted as follows:


YEAS: Members – Shaver, Charette, Torrey, Buhl and Valentine

NAYS: Members – 0

The foregoing Resolution was duly adopted at a regular meeting of the Village of Mayville Village Council held on February 21, 2023.



Barbara Valentine
President of the Village of Mayville



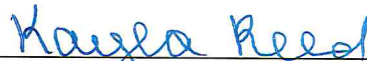
Kayla Reed
Clerk of Mayville Village

*****The Village Clerk's Certification is contained on the following page*****

*****The balance of this page is intentionally left blank*****

RESOLUTION DECLARED ADOPTED: CERTIFICATION

I, Kayla Reed, Clerk of Village of Mayville, do hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted at a regular meeting of the Village of Mayville Council held on February 21, 2023; that the meeting was conducted and public notice of the meeting was given pursuant to and in compliance with the Michigan's Open Meetings Act; that a quorum of the Council was present and voted in favor of the resolution; and that the minutes of the meeting will be or have been made available as required by the Open Meetings Act.



Kayla Reed
Kayla Reed, Clerk
Village of Mayville
Tuscola County, Michigan

President Updates -

- a) **Sewer and Lagoon Project Phase 2 Updates -** Submitting for 14.5 Million. Rate Studies have been done, the Village is known to be low income. Applying and hoping for a 75% Grant.

Department Reports -

D.P.W - Monthly report submitted by Joe Werner.

Quote for several road barriers in the amount of \$360.00.

Motion by Torrey 2nd by Buhl to Approve up to \$360.00 for several road barriers.

Yays - 5 Nays - 0

Motion Carried

Quote from Cooper Excavating to cap the old Wellhead for \$3500.00.

Motion by Charette 2nd by Shaver to Approve up to \$3500.00 to Cooper Excavating to cap the old wellhead.

Roll call vote - Shaver- Y Charette - Y Torrey - Y Buhl - Y Valentine - Y

Motion carried

There have been discussions about the Dump Trucks being replaced and considering the purchase of something newer. Vern has been watching the market and included a couple ads. Need a Council member to have involvement and oversight of this.

Motion by Buhl 2nd by Charette to Empower Kelly Torrey to negotiate possible new Plow\ Dump Truck purchase options.

Yays - 5 Nays - 0

Motion Carried

Police Department Report – Monthly report presented by Police Chief Louis Cook.

Fire Department Report – Monthly report presented by Fire Chief Terry Blackmer.

Zoning Report – Monthly report presented by Zoning Enforcement Officer Bernie Milot.

Planning Commission - Monthly report presented by Planning Chairperson Cecilia Kapcia.


Public Comments -

Adjournment – Moved by Charette, 2nd by Buhl to adjourn at 8:20pm.


Yays - 5 Nays - 0

Motion Carried

Meeting Adjourned.



Kayla Reed
Village Clerk



Barbara Valentine
Village President