

**TOWN OF LODI**  
Board Meeting Minutes  
July 12, 2012

Present: Supervisor E. Lee Davidson, Councilman Chance Van Cleef, Councilwoman Winifred Jones, Councilman Lucas Latini, Councilwoman Noël Clawson, Deputy Highway Superintendent Rick Jacot and Town Clerk Nancy Jones.

Also Present: Town Attorney, Michael J. Mirras

Supervisor Davidson called the meeting to order at 7:02 p.m. All rose for the Pledge of Allegiance, followed by a moment of silence.

COUNCILWOMAN CLAWSON MADE MOTION, SECONDED BY COUNCILMAN VAN CLEEF, to accept the night's agenda as presented. Councilman Van Cleef, Councilwoman Jones, Councilman Latini and Councilwoman Clawson all voting Aye.

COUNCILWOMAN CLAWSON MADE MOTION, SECONDED BY COUNCILWOMAN JONES, that the minutes of June 14, 2012 be approved as corrected. Councilman Van Cleef, Councilwoman Jones, Councilman Latini and Councilwoman Clawson all voting Aye.

**AMENDMENT TO THE  
TOWN OF LODI GENERAL "A" FUND  
RESOLUTION NO. 2012-07-01**

**WHEREAS**, The Town of Lodi has entered into an Agreement with the Villages of Lodi, Interlaken and Trumansburg and the Town of Covert to make a Survey of water needs and potential solutions and

**WHEREAS**, The Town of Lodi has agreed to be the lead agency for collection and disbursement of the necessary funds, and

**WHEREAS**, in conformity with Town Law and good bookkeeping practices, accounts should not be easily identified and not over appropriated, be it

**RESOLVED**, that the financial Officer is hereby authorized and directed to add to the Town of Lodi 2012 budget and make entries and/or make transfers to and from the newly designated accounts:

**INCOME:** Account A.2372 Planning Service Other Governments \$9,200  
Transfer funds from A.2770 to new account

**EXPENSE:** Account 8097.200 Planning and Survey, equipment and capital outlay  
Total budget \$11,500, total Town of Lodi contribution \$2,300, balance from income account A.2372.  
Transfer funds from A.1220.400 to new account

Moved: Councilwoman Jones

Seconded: Councilman Van Cleef

|                      |     |
|----------------------|-----|
| Councilman Van Cleef | Aye |
| Councilwoman Jones   | Aye |
| Councilman Latini    | Aye |
| Councilwoman Clawson | Aye |

Dated: July 12, 2012

Nancy Jones, Town Clerk

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**AMENDMENT TO THE  
TOWN OF LODI HIGHWAY "DB" FUND  
RESOLUTION NO. 2012-07-02**

**WHEREAS**, There is not sufficient amount of budgeted appropriations in some of the District Fund Budget to meet obligations of the Fund for the year 2012 and

**WHEREAS**, Dust Oil is a needed to control the conditions on many of the town roads, and

**WHEREAS**, in conformity with Town Law and good bookkeeping practices, accounts should not be over appropriated, be it

**RESOLVED**, that the financial Officer is hereby authorized and directed to make the transfers from unencumbered balances to offset any shortages in appropriations

|   |             |             |
|---|-------------|-------------|
| <b>DEBIT:</b> DB-960 Appropriations                 | \$22,000.00 |             |
| Debit: DB-5140.1 Miscellaneous Part Time Services   |             | \$5,000.00  |
| Debit: DB-5140.4 Miscellaneous Brush & Weed Control |             | \$17,000.00 |
| <b>CREDIT:</b> DB- 960 Appropriations               | \$22,000.00 |             |
| Credit: DB-5110.420 General Repairs, Town Roads     |             | \$22,000.00 |

Moved: Councilwoman Clawson  
Seconded: Councilwoman Jones

|                      |     |
|----------------------|-----|
| Councilman Van Cleef | Aye |
| Councilwoman Jones   | Aye |
| Councilman Latini    | Aye |
| Councilwoman Clawson | Aye |

Dated: July 12, 2012

Nancy Jones, Town Clerk

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**AMENDMENT TO THE  
TOWN OF LODI HIGHWAY "DA" FUND  
RESOLUTION NO. 2012-07-03**

**WHEREAS**, The Town of Lodi has an opportunity to employ an Intern to Survey the Town Roads, bridges, and culverts, which will benefit all the residents of the Town of Lodi, and

Whereas the needed amount for this service is \$3,600 for the Summer of 2012, and

**WHEREAS**, There is not sufficient amount of budgeted appropriations in the appropriate budget line of the Fund for the year 2012 and

**WHEREAS**, in conformity with Town Law and good bookkeeping practices, accounts should not be over appropriated, be it

**RESOLVED**, that the financial Officer is hereby authorized and directed to make the transfers from unencumbered balances to offset any shortages in appropriations

|   |          |          |
|---|----------|----------|
| <b>DEBIT:</b> DA-960 Appropriations             | \$600.00 |          |
| Debit: DA-5142.1 Snow Removal Personal Services |          | \$600.00 |

**CREDIT:** DA- 960 Appropriations \$600.00

Credit: DA-5142.110 Snow Removal Personal Part-time \$600.00

Moved: Councilwoman Clawson

Seconded: Councilman Van Cleef

Councilman Van Cleef Aye

Councilwoman Jones Aye

Councilman Latini Aye

Councilwoman Clawson Aye

Dated: July 12, 2012

Nancy Jones, Town Clerk

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The Town Board thanked Mayor Steverson & Family, The Lodi Historical Society, The Lodi Whittier Library And All Other Folks Who Helped Organize & Participate In The 2012 Lodi Independence Festival Celebration. Supervisor Davidson stated it is wonderful to have an event like this in our small town and a round of applause was given to Mayor Steverson.

Town Of Ovid Supervisor Walt Prouty spoke to us tonight to thank The Town of Lodi for sharing our Town Justice with them. He is thankful for the impressive job that Judge Van Cleef and Court Clerk, Angie Champion have been doing for the Town Of Ovid. He is pleased that our two towns are merging their courts together and he appreciates the Town of Lodi being a good neighbor.

**Highway Report:**

Deputy Superintendent Jacot states they have been digging ditches on Seneca Road and working on the Spur. He brought photos of the work the guys have been doing on the lake side of the spur. They plan to oil and stone 2 miles of Butcher Hill Road as well as the last mile of Upper Lake Road however their budget has been depleted. They are in need of \$32,000.00 to finish these two projects. The highway is waiting for CHIPS money to come in. Supervisor Davidson discussed that that money is available from a fund that was put aside in case chips money didn't come in that could help the highway dept. complete these two projects.

**Committee 1:**

Councilwoman Jones read the library report.

**Committee 2:**

Cemetery Superintendent Walter Bub would like to replace the Grasshopper Z mower because it is showing its age and needing repair more and more often. He brought a quote from Martins for a 24 HP Grasshopper Z, an upgrade from the 20 HP he has now. He would like to use the money in the cemetery savings account. The new one would cost \$4,266.00 with trade in. All equipment is all interchangeable from the old mower. It was discussed that the town's procurement policy needs to be followed as far as how many proposals he needs to present to the board. Mr. Bub will have the old one repaired for now with understanding from Martin's that repair costs will be credited toward the new one, if purchased. Further discussion on this planned for next month.

**Committee 3:**

No Report

**Committee 4:**

Supervisor Davidson mentioned that there are not as many children in the Summer Rec Program this year due to a lack of children in that age group.

Committee 5:  
No Report

Committee 6:  
No Report

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COUNCILWOMAN CLAWSON MADE MOTION, SECONDED BY COUNCILMAN VAN CLEEF, to approve payment of general fund claims #20120300 to #20120320 & #20120333 to #20120337 in the amount of \$18,329.07 and also to approve payment of highway fund claims #20120321 to #20120332 in the amount of \$22,644.27. Councilman Van Cleef, Councilwoman Jones, Councilman Latini and Councilwoman Clawson all voting Aye.

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Supervisor discussed that perhaps they should think about voting to go over the 2% tax gap, if they need to. A public hearing would need to be scheduled before the vote. Attorney Michael Mirras will draft legislation to be reviewed next month. He mentioned that last year another town had gone over the 2% by just \$700.00 and without the option to opt out it caused problems bringing the State Comptroller's office in to help them amend funds to come up with the \$700.00. COUNCILWOMAN CLAWSON MADE MOTION, SECONDED BY SUPERVISOR DAVIDSON to start the process to have the ability to opt of the 2% tax gap if needed. Councilwoman Jones added "And hope and pray that we don't need to". Councilman Van Cleef, Councilwoman Jones, Councilman Latini and Councilwoman Clawson all voting Aye.

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Supervisor Davison asked the board if they would like to discuss having a moratorium on Puppy Mills. Town of Ovid and Town of Junius have been considering this too. He also asked if we wanted to discuss another moratorium on hydrofracking. Attorney Michael Mirras suggested discussing these subjects, educating ourselves and hearing from both sides on the puppy mills and hydrofracking issues. Town of Junius is having a public hearing on these two subjects next wed. night and the board members discussed attending it together.

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Court Clerk Angela Champion mentioned the upcoming trials that Town of Covert, Town and Lodi and Town of Ovid will be having next month. The Town Of Ovid Trial will held in the Three Bears Court House. It was discussed that with the court consolidation perhaps all the future Lodi and Ovid trials could be held in the "Papa Bear".

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SUPERVISOR DAVISON MADE MOTION, SECONDED BY COUNCILWOMAN JONES that the Town Board, Attorney Michael Mirras and Town Clerk enter into executive session at 7:47 PM to discuss a personnel matter. Councilman Van Cleef, Councilwoman Jones, Councilman Latini and Councilwoman Clawson all voting Aye.

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COUNCILWOMAN CLAWSON MADE MOTION, SECONDED BY COUNCILWOMAN JONES, that the board comes out of executive session at 8:30 PM. Councilman Van Cleef, Councilwoman Jones, Councilman Latini and Councilwoman Clawson all voting Aye.

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HEARING NO FURTHER BUSINESS COUNCILWOMAN JONES MADE MOTION, SECONDED BY COUNCILWOMAN CLAWSON, to adjourn the meeting at 8:31 p.m.

Respectfully Submitted,  
Nancy Jones, Lodi Town Clerk  
Dated: July 12, 2012