

TOWN OF LODI
Board Meeting Minutes
March 8, 2012

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

Supervisor Davidson called the meeting to order at 7:01 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 JONES MADE MOTION, SECONDED BY COUNCILMAN VAN CLEEF, that the minutes of February 9, 2012 be approved as presented. Councilman Van Cleef, Councilwoman Jones, Councilman Latini and Councilwoman Clawson all voting Aye.

Technical Engineer, Geoffrey Scott, P.E. from Cornell University's Local Roads Program presented a Power Point on their Pavement Management Program and 2012 Summer Intern Project. Afterward he addressed questions from the board. Mr. Scott explained that the 12 to 15 dollars an hour pay for the student intern is a suggested amount, relative to each municipality and less could be offered at the discretion of the Town board. The intern will collect road inventory and condition surveys, determine repair alternatives and associated costs, create a list of road repairs needed in order of importance using the software system, create a five year plan using prioritized listings, and instruct a municipality employee on how to update the software. Mr. Scott also stated the Road Management Software System's cost is \$40.00 and there are no yearly maintenance fees. Councilwoman Jones calculated that the cost of this Program plus the intern at \$9.00 per hour to be:

\$ 40.00	For Software Program
<u>\$4320.00</u>	For Student Intern
\$4360.00	Total

Discussion ensued on the surplus left over from the lack of snow this year as well as the savings from not having to pay part-time help for snow removal. The budget was analyzed and the amounts saved from lack of snow this year were made note of in consideration of the Pavement Management Program and Summer Intern.

COUNCILWOMAN JONES MADE MOTION, SECONDED BY COUNCILMAN VAN CLEEF, to accept the "Agreement To Spend Highway Funds" presented by Highway Superintendent Carlsen. Councilman Van Cleef, Councilwoman Jones, Councilman Latini and Councilwoman Clawson all voting Aye.

Supervisor Davidson spoke about a Water Production and Distribution Interconnection Study involving five municipalities, with the Town of Lodi being the lead municipality that will supply water to the others. The municipalities involved are The Towns of Lodi and Covert and The Villages of Lodi, Interlaken and Trumansburg. Hunts Engineers have drawn up a proposal to do this feasibility water study. The cost of the study will be \$11,500.00 which would be divided equally between the five municipalities. Therefore the cost to each municipality would be \$2300.00. The Village of Interlaken, the Town of Covert and the Village of Trumansburg need a second water source and their boards have already met and approved spending the \$2300.00 for the study. The study will examine shoreline wells near Seneca Lake and the potential cost for pumping water to participating municipalities. Lodi Mayor Steverson stated that the Lodi village board has passed a resolution to spend the \$2,300.00 for their portion of the study.

SUPERVISOR DAVIDSON MADE MOTION, SECONDED BY COUNCILMAN VAN CLEEF, to group with the four other municipalities and spend the \$2,300.00 to have the study done by Hunts Engineers. Councilman Van Cleef, Councilwoman Jones, Councilman Latini and Councilwoman Clawson all voting Aye.

RESOLUTION NO. 2012-3-01

**JOINT RESOLUTION OF THE TOWN OF OVID AND TOWN OF LODI,
PROVIDING FOR A STUDY RELATING TO THE ELECTION OF
A SINGLE TOWN JUSTICE WHO SHALL PRESIDE
IN THE TOWN COURTS OF EACH SUCH TOWN.**

WHEREAS, pursuant to New York State Uniform Justice Court Act § 106-b, two or more adjacent towns within the same county, acting by and through their town boards, are authorized to jointly undertake a study relating to the election of a single town justice who shall preside in the town courts of each such town; and

WHEREAS, such study shall be commenced upon and conducted pursuant to a joint resolution adopted by the town board of each such adjacent town; and

WHEREAS, the town board has determined that such a study is in the best interests of town;

NOW, THEREFORE, BE IT RESOLVED THAT the adjacent towns of Ovid and Lodi, acting by and through their town boards, are authorized to jointly undertake a study relating to the election of a single town justice who shall preside in the town courts of each such town;

AND BE IT FURTHER RESOLVED THAT within thirty days after the conclusion of the study conducted pursuant to this resolution, each town which shall have adopted the joint resolution providing for the study shall publish, in its official newspaper, notice that the study has been concluded and the time, date and place of the town public hearing on such study;

AND BE IT FURTHER RESOLVED THAT each town shall conduct a public hearing on the study, conducted pursuant to this resolution, not less than twenty days nor more than thirty days after publication of the notice of such public hearing; and further that the town board of each town shall conduct a public hearing upon the findings of such study, and shall hear testimony and receive evidence and information thereon with regard to the election of one town justice to preside over the town courts of the adjacent towns which are parties to the joint resolution providing for the study;

AND BE IT FURTHER RESOLVED THAT within sixty days of the last public hearing upon the study conducted pursuant to this resolution, the town boards of each town shall determine whether the town will participate in a joint plan providing for the election of a single town justice to preside in the town courts of the two adjacent towns; and every such joint plan shall only be approved by a town by the adoption of a resolution by the town board providing for the adoption of such joint plan; and in the event both towns fail to adopt a joint plan, all proceedings authorized by this section shall terminate and the town courts of such towns shall continue to operate in accordance with the existing provisions of law;

AND BE IT FURTHER RESOLVED THAT any and all town employees and/or officers including, but not limited to, the Town Supervisor, Town Clerk, Town Attorney, Town Justice (elected or acting) and Town Court Clerk are authorized and directed to provide assistance to, and participate in the conduct of, the joint study directed herein;

AND BE IT FURTHER RESOLVED THAT this joint resolution or a certified copy thereof shall upon adoption be filed by the town clerk in the office of the town clerk of each town and, further, no study authorized by this resolution shall be commenced until the joint resolution providing for the study shall have been filed with the town clerks of both towns.

MOVED: COUNCILWOMAN JONES
SECONDED: COUNCILMAN VAN CLEEF
Councilman Van Cleef Aye
Councilwoman Jones Aye
Councilman Latini Aye
Councilwoman Clawson Aye

Dated: March 8, 2012
Nancy Jones, Lodi Town Clerk

Highway Superintendent Carlsen brought to the attention of the board the benefits to the town if the highway Dept. were to lease purchase a mini excavator, with money already in the budget for new equipment, rather than rent one which takes money out of the general repairs budget line. He brought an outlined plan detailing that such a purchase would not raise our budget. He also brought it to the board's attention that by having a mini excavator continuously on hand the highway department could conceivably dig for the cemetery as they have done in the past, which would bring in income. Jodie Vanselow, District Ranger for the Finger Lakes National Forest spoke up about the possibility that the forest could contract with the town for work such as culvert replacement and other watershed and wetland development needs. A lengthy debate ensued. Councilman Latini spoke about wanting to see a more detailed utilization plan for this piece of equipment. Councilman Van Cleef spoke up in favor of the presentation that Superintendent Carlsen gave in regards to where the money will come from, other options researched, and how he will use this piece of equipment.

COUNCILMAN VAN CLEEF MADE MOTION to move forward with the lease purchase of the JCB mini excavator and to spend up to \$10,000.00 on a trailer for transporting it to the work sites. A SECOND WAS NOT GIVEN.

SUPERVISOR DAVIDSON MADE A MOTION, SECONDED BY COUNCILMAN LATINI, to offer the Student Intern from the Cornell's Local Roads Pavement Management Program \$9.00 an hour, for 12 weeks. Councilman Van Cleef, Councilwoman Jones, Councilman Latini and Councilwoman Clawson all voting Aye.

Committee 1:

Councilwoman Jones read the library report.

Committee 2:

No Report

Committee 3:

No Report

Committee 4:

No Report

Committee 5:

Supervisor Davidson reported for the Agricultural Advisory Committee that they had a well attended meeting on Feb. 23, 2012 discussing Farmland Protection Issues.

Committee 6:

Supervisor Davidson reported that the Fire Dept. has concerns about some of the bridges on private roads by the lake that are not large enough for fire trucks to pass over them. Therefore the trucks will not be able to get to these houses.

Town Clerk/Tax Collector, Nancy Jones brought up concerns with KVS Financial Management Program. Supervisor Davidson will call the company and request these issues get resolved. She also spoke about a service that was presented to her by the Five Star Bank. Their Lockbox Service offers a secure place for all the "mailed in" tax payments to go to and automatically deposits the payments into the tax collector account.

COUNCILWOMAN JONES MADE MOTION, SECONDED BY COUNCILWOMAN CLAWSON, to approve payment of general fund claims #20120126 to #20120135 & #20120144 to #20120149 in the amount of \$6745.28 and also to approve payment of highway fund claims #20120136 to #20120143 in the amount of \$22,202.45. Councilman Van Cleef, Councilwoman Jones, Councilman Latini and Councilwoman Clawson all voting Aye.

COUNCILWOMAN CLAWSON MADE A MOTION, SECONDED BY SUPERVISOR DAVIDSON, that the Lodi Town Board does not further pursue the project of building an edifice in which the Town Hall and Lodi Whittier Library Association, Inc. would be housed. Motion Carried By Roll Call Vote:

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

Councilman Van Cleef asked to have his motion from earlier be considered again. THIS TIME COUNCILMAN VAN CLEEF'S MOTION, WAS SECONDED BY SUPERVISOR DAVIDSON, to move forward with the lease purchase of the JCB mini excavator, contingent upon checking with the lawyer to make sure we can get out of the lease agreement after a year if found necessary to do so by the board; and to spend up to \$10,000.00 on a trailer for transporting the JCB to work sites. Motion Carried By Majority Vote.

Councilman Van Cleef, Councilman Jones and Councilwoman Clawson	3 Ayes
Councilwoman Latini	1 Nay

Supervisor Davidson announced that at the last Seneca County board meeting a handout was provided regarding a proposal for wind turbines in Schuyler Co. in the Towns of Hector, Catharine and Dix.

Supervisor Davidson and Superintendent Carlsen discussed the cost of putting dust oil on the roads in front of houses this coming summer. To cover four miles of road it will cost approximately \$25,000.00. 125 feet would need to be covered in front of each house on the dusty roads. It was decided to present a resolution to the board next month. Superintendent Carlsen voiced concern regarding the Amish's steel wheels that will pick up the dust oil. He mentioned the Yates Co. has passed a law that all steel wheels must have a rubber covering. He asked if Supervisor Davidson could address this issue at the next Seneca County Supervisor's Meeting.

Lodi Mayor Steverson announced that planning is in the works for a 5 and 10 K race and parade here in Lodi on July, 7, 2012. Money raised will go to the Sampson Memorial.

Hearing no further business Councilwoman Jones made motion, seconded by Councilwoman Clawson, to adjourn the meeting at 10:14 p.m.

Respectfully Submitted,
Nancy Jones, Lodi Town Clerk

Dated: March 8, 2012