

TOWN OF LODI
Board Meeting Minutes
March 14, 2013

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

Absent: Councilwoman Winifred Jones

Also Present: Attorney Michael Mirras

Supervisor Davidson called the meeting to order at 7:05 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, Supervisor Davidson, Councilman Latini and Councilwoman Clawson all voting Aye.

COUNCILWOMAN CLAWSON MADE MOTION, SECONDED COUNCILMAN VAN CLEEF to accept the meeting minutes for February 14, 2013 as corrected. Councilman Van Cleef, Supervisor Davidson, Councilman Latini and Councilwoman Clawson all voting Aye.

**TOWN OF LODI TOWN BOARD OPPOSES
NEW YORK SECURE AMMUNITION AND FIREARM ENFORCEMENT "SAFE" ACT OF 2013
RESOLUTION NO. 2013-3-1**

WHEREAS, the New York State legislature, apparently in reaction to recent acts of violence passed legislation virtually without study or opportunity for public comment; and

WHEREAS, such legislation, enacted under the acronym: "New York SAFE Act", severely affects the rights of law abiding New York State residents to keep and maintain firearms; and

WHEREAS, this legislation, currently being challenged in the courts, restricts the loading of firearm magazines to seven rounds with no apparent exception for law enforcement personnel, makes unlawful the possession of magazines and firearms currently lawfully owned by tens of thousands of New Yorkers, restricts private sale of firearms and requires licensing or relicensing of firearms previously not requiring license or for which licenses were obtained without need for periodic renewal; and

WHEREAS, the Act contains no provision for funding the additional duties being imposed upon local Mental Health Departments, County Clerks or local law enforcement agencies and as such constitutes yet another unfunded mandate by the State upon local municipal government; and

WHEREAS, it is believed that many Seneca County residents are deeply concerned with this legislation, its effects and the undue haste with which it was enacted; and

RESOLVED, that the Town of Lodi Town Board calls for reconsideration and repeal of the so called New York SAFE Act of 2013; and be it further

RESOLVED, we direct the Lodi Town Clerk to forward a copy of this resolution to President Barack Obama, Vice President Joseph Biden, New York State Governor Andrew Cuomo, New York State Senator Michael Nozzolio, Senate Majority Leader Dean Seklos, Assembly Minority Leader Brian Kolb, Assemblyman Philip Palmesano, New York State Assembly Speaker Sheldon Silver, Congressman Tom Reed, U.S. Senators Charles E. Schumer and Kirsten Gillibrand, Speaker John Boehner, Senator Jeffrey Klein (Co-Leader Senate Majority Coalition), the New York State Association of Counties and the InterCounty Association of Western New York.

Moved: Councilwoman Clawson
Seconded: Councilman Van Cleef

Councilman Van Cleef	Aye
Supervisor Davidson	Aye
Councilman Latini	Aye
Councilwoman Clawson	Aye

Date: March 14, 2013
Nancy M. Jones, Lodi Town Clerk

Highway Superintendent Jacot reported that they helped out the village of Interlaken by hauling stone for them during their water main break.

Councilman Latini read the library report. The Lodi Whittier Library would like to let everyone know about their website, lodilibr@rochester.rr.com where information can be found on the exciting events and classes that are happening at the library.

COUNCILMAN LATINI MADE MOTION, SECONDED COUNCILWOMAN CLAWSON to accept the Annual Checklist for Review of Justice Court Records submitted by Justice Van Cleef. Councilman Van Cleef, Supervisor Davidson, Councilman Latini and Councilwoman Clawson all voting Aye.

Chairman of the Agricultural Advisory Committee, Joe Ike spoke of his concerns regarding the Finger Lakes National Forest's proposed Dugue Road/Aman North Wetland Creation Project. He feels this will have quite an impact on the local crops in the area. He would like the town board to contact the F.L.N.F. and ask them to come to a meeting to discuss this with the Agricultural Advisory Committee. Supervisor Davidson will contact F.L.N.F District Ranger, Jodie Vanselow to set up the meeting. SUPERVISOR DAVIDSON MADE MOTION, SECONDED COUNCILWOMAN CLAWSON to set up a meeting between the Agricultural Advisory Committee and the F.L.N.F. with the understanding that the committee will be acting on behalf of the town board. The Agricultural Advisory Committee will have the authority to submit comments to the F.L.N.F on behalf of the town board but will need to do so within the 30 day comment period allowed. Councilman Van Cleef, Supervisor Davidson, Councilman Latini and Councilwoman Clawson all voting Aye.

The board discussed the Highway Step Program. Supervisor Davidson appointed a committee to look into rewriting this step program. The committee members are Councilman Latini, Councilman Van Cleef, Highway Superintendent Rick Jacot and Karel Titus.

Councilman Latini reported for the Building Review Committee that there are trees in back of the town hall that need to be cut back because the limbs are extended about 15 feet onto the roof and causing damage. The gutters also need to be cleaned out. Supervisor Davidson has spoken with the Highway Superintendent about making improvements where the downspout is located. The area needs to be dug out so a drain and stone can be added to solve the issue of water coming into the meeting room.

Supervisor Davidson read a letter from Justice Van Cleef, who is out of town, in which he writes that he has accepted a verbal resignation from his court clerk, Angela Champion and further writes that her last day will be March 27, 2013. At that point in the meeting Angela Champion spoke up and said "that is not what happened and it is not by my choice". UPON ADVICE OF COUNSEL, SUPERVISOR DAVIDSON MADE MOTION, SECONDED BY COUNCILWOMAN CLAWSON that at 8:05 pm the Town Board Members, Town Attorney and Town Clerk go into executive session to discuss this personnel matter. Councilman Van Cleef, Supervisor Davidson, Councilman Latini and Councilwoman Clawson all voting Aye.

COUNCILWOMAN CLAWSON MADE MOTION, SECONDED BY COUNCILMAN VAN CLEEF to come out of executive session at 8:35 pm. Councilman Van Cleef, Supervisor Davidson, Councilman Latini and Councilwoman Clawson all voting Aye. Supervisor Davidson stated that in regards to the present situation the board will be making no comment at this time.

SUPERVISOR DAVIDSON MADE MOTION, SECONDED COUNCILMAN LATINI to accept the "Agreement to Spend Town Highway Funds" for the year 2013 submitted by Highway Superintendent Rick Jacot. Councilman Van Cleef, Supervisor Davidson, Councilman Latini and Councilwoman Clawson all voting Aye.

COUNCILWOMAN CLAWSON MADE MOTION, SECONDED BY COUNCILMAN LATINI to approve payment of General Fund claims #46-67 in the amount of \$188,261.16, to approve Trust & Agency claims #4 & 5 in the amount of \$780.34 and also to approve payment of highway fund claims #25-36 in the amount of \$21,380.95. Councilman Van Cleef, Supervisor Davidson, Councilman Latini and Councilwoman Clawson all voting Aye.

Barry Ford and Kristina Cook from the Concerned Citizens of Covert came to the meeting tonight to ask the board if they wanted the Concerned Citizens of Covert to come and speak, share their research, knowledge and literature. Supervisor Davidson welcomed them to bring some folks and talk to our town board as long as it was done in an orderly situation. He has witnessed some of the board meetings in Covert get out of hand and does not want that to happen here. He also suggested that they put something together for the board so they can review it.

HEARING NO FURTHER BUSINESS, COUNCILWOMAN CLAWSON MADE MOTION, SECONDED BY COUNCILMAN VAN CLEEF to adjourn the meeting at 8:55 pm.

Respectfully Submitted,
Nancy Jones, Lodi Town Clerk
Dated: March 14, 2013