

THIRD: RECORDING OF THE MONTHLY BOARD MEETING.

On this 12th day of March, 2020. Lodi, NY 14860.

Supervisor Kyle Barnhart called the meeting to direct order at 7:07 P.M. leading all in attendance to stand for the Pledge of Allegiance of the United States of America, followed by a moment of silence for our service men and women.

OFFICIAL ROLL CALL: Roll call taken by Town Clerk Connie Rosbaugh and is as stated.

Those in presences during this second meeting of the year 2020 is as follows, Supervisor, Kyle Barnhart. Councilman Trevor Sibley and Councilman Seth Thomas. Along with, Association of Clerical, Town Clerk Connie Rosbaugh. To take the official recording of this said meeting.

Those absent during this first recording. Deputy Supervisor/Councilman Lucas Latini along with Councilman Paul Batman.

In representation of Attorney at law; Mr. Mike Mirras.

Supervisor Kyle Barnhart addresses those in attendance, giving opportunity to be heard in front of the board and or add to the agenda: hearing no voice, continued forward.

AGENDA ADDRESSED AS FOLLOWS:

MOTION TO ACCEPT THE AGENDA: Supervisor Barnhart entertains a motion to accept the agenda,

Motion in the first made by Councilman, Trevor Sibley. Motion in the second by: Councilman Seth Thomas. Hearing no comment, all members of the Board **IN FAVOR AND VOTING AYE: MOTION CARRIED WITHOUT COMMENT.**

MOTION TO ACCEPT THE MINUTES: (THE MONTH PREVIOUS TO THE CURRENT) and to PUBLISH:

Supervisor Barnhart entertains a motion to accept the provided minutes. Motion in the first made by Councilman Seth Thomas. Motion in the second by: Councilman Trevor Sibley. Hearing a single comment on the typo of the word (remaining).

Supervisor Kyle Barnhart entertains a motion to edit minutes as presented. Motion in the first by: Councilman Seth Thomas Motion in the second By Councilman Trevor Sibley.

All members of the Board **IN FAVOR AND VOTING AYE; MOTION CARRIED WITH COMMENT.**

(Edit reflected)

MOTION TO ACCEPT THE BILL(S): Supervisor Barnhart entertains a motion. Acquired in the previous month(s).

Motion in the first by: Councilman Trevor Sibley. Motion in the second by: Councilman Seth Thomas. Hearing no comments. All members of the Board **IN FAVOR AND VOTING AYE: MOTION CARRIED WITHOUT COMMENT.**

GUEST SPEAKERS, PRESENTATIONS, and PUBLIC COMMENTS: Chuck Franzese- speaking on proposed Map, Plan and Report from HUNT.

HUNT: Engineers/ Architects/ Surveyors.

WATER INFRASTRUCTURE IMPROVEMENTS ACT (WIIA) & INTERMUNICIPAL WATER INFRASTRUCTURE GRANT (IMG)

Funding Agency: Department of health and Environmental Facilities Corporation.

Funding Available; up to \$275 million.

Clean Water Award: \$5 million or 25% of net eligible costs.

Drinking Water Award: \$3 million or 60% of net eligible costs.

IMG Clean and Drinking water: \$10 million or 40% of net eligible costs.

Requires: MWBE, EEO, Davis Bacon.

Application Due Date: Anticipated September 2020.

Description: Funding for clean water and drinking water infrastructure projects that protect or improve water quality and/or protect public health. Each municipality limited to receiving no more than \$5 million per year for clean water projects and \$3 million per year for drinking water, and \$10 million per year or IMG. Eligible projects included construction, replacement or repair of infrastructure: or compliance with environmental and public health laws and regulations related to water quality.

Document of a semi itemized graft giving to the board members who are seated: full statistics and document may be viewed in the Town Clerks office as an original document presented during the third recording.

** HUNT/ Supervisor and Board correspondences. In addition to the attorney Mr. Mike Mirras.

C.F. - Chuck Franzese. K.B. - Supervisor Kyle Barnhart. S.T. – Councilman, Seth Thomas. T.S. - Councilman Trevor Sibley. Esq, Mr. Mike Mirras- Attorney at law.

C.F. Chuck starts on the Map, Plan Report and states that about a year and a half ago, they had done a proposal on the Environmental Adjournalment Court. Which you have to do in conjunction with the Map, Plan Reports. Chuck indicates that a combined, revised proposal was sent by, Peter Martin to Lee Davidson, who was the Town Supervisor of the time, during the month of December he believes.

C.F. the Outline that has been handed out. (RECEIVED BY TWO SEATED MEMBERS AND THE SUPERVISOR). Is kind of an outline of the steps that are needed to be taken by the Town of Lodi, Applying for the (WIIA) Grant and then administering the (WIIA) Grant. That's the water Infrastructure improvement act inner municipal water structure Grant. That the state of New York Put into place a few years ago. In order to submit the application, which is due in September, 2020. The Town must already have the water district formed.

C.F. adds that he as a former Supervisor, understands the difficulties, not knowing what the final numbers are and does not completely agree with the process. But none the less. It is required these

steps be in place, to be eligible for these Grants. To be able to apply for the Grants. You as a Town must have a district formed you must have a Bond Resolution in place and you must, have passed SEQR. To pass SEQR and have it all be submitted to New York State for approval. You have to have the Environmental Engineer report to make sure if you have identified any issues, involved in building or operation of the project. That you have done the report that shows, how you are going to mitigate those issues.

K.B. – So the Environmental report and the SEQR are two separate reports?

C.F. - Yes two different reports, two different items, but both necessary to the process. First you must have the environmental reports then you may get the SEQR through the town board, then the SEQR has to be done to get your Map, Plan and Report done. Along with your district formation.

K.B. - To my understanding, most of this can be covered by the Grant,

C.F. - YES.

K.B. -however we have to put the money up first before the Grant returns that.

C.F. - you do become eligible for the total project cost after you the Town spend it up front.

ESQ: -M.M. 100%- ?

C.F. - I am pretty sure 100%.

K.B. - For this step correct. This is the research phase/step?

C.F. - the first Environmental preliminary jury court. Engineer studies, you might not get reimbursed for. But this information will become part of the administrative cost of the HUNT total contract.

K.B. - then the project cost, which we will get into here from the Grant funding is not 100% refundable but more something like- 60% funding.

C.F. – more like 60% on a good day. Our goal is to go after whatever funding's there are and have a zero percent financing balance on the end.

C.F. - Adds that the second part of the project being worked on, is with the village water system. That serves the internal part of the Village. Separating the Villages part out from the town, and possibly the tank on the East end of the hill to be the responsibility of the Village and not the Town.

C.F. – So the deliverables are basically the Map Plan report is a description of the project area, the type of construction it will reference the environmental review, but will not go into detail, it will have a map that outlines the exact boundaries of the district and the properties to be served with the descriptions that will be turned over to the Town attorney for the preparing of the district formation, the legal items.

So it will be completely comprehensive when it comes to the legal boundaries of the district and the cost to the users. It will have a cost projection based upon getting grants, and not getting the grants. With the understanding that if you do not get the grants that you do not need to move forward. The items will be there they will be formed, you may use them in the future. But it is not an obligation to move forward if the grants and monies are not approved.

K.B. – request the advice of ESQ: M.M. – Mike how does that sound to you on the legal side?

I think that my understanding is that a district formation is a percentage of the project cost, but if the project was not to go forward. How does that work for you guys? Or any lawyer that we may use?

ESQ: M.M. – legal would be part of that process.

C.F. - We would put all the legal description together for you.

ESQ: M.M. – at that point we would make application to the Comptroller.

C.F. If the project does not go through the cost to the town will be the \$8,000 dollars being asked for on these two actions and the cost of the P.R. In addition to the legal cost of the process.

ESQ: M.M. - 1% of the total project. If the project does not go through then the total of the cost used, is to be the factoring figure.

C.f. once that district is formed though, even if we are not successful this year. It does not mean that you cannot reapply next year. In Interlaken we had applied three years on a row before we had got the approvals. At that point if they gave us any feedback on as to why, then we could begin to address those issues moving forward increasing our chances toward an approval.

K.B. – Calls to the board for their opportunity to address HUNT with the questions that they may have.

T.S. -Not currently.

S.T. – Does the plan include any technical studies, or engineering plans on things such as piping and infrastructures or is this part more of the legal logistics?

C.F. It will not be like a set of bid documents, it will not be in detail, we have already done the estimating on the size of pumps needed, to pump it safe from Hector and where we want to store the water ii a tank we have not published a lot of information on where it will be or is proposed to be. This is to give the Town the time to discuss this further with the property owners.

C.F. – One of the things that we still have to do is separate the Villages part out, discussions are happening with the Village to get those documents into action. But we will do the work of separation those documents out as part of this process here.

K.B. - so if we were to pass the proposal then, that I do have here that was delivered in December, where do we go from there? What are the next steps, what are the time frames? What do we need from the Town end?

C.F. - Peter Martin and or I will come and sit down with you and start laying out everything that we have to do here. We have actually drafted some of that, we are a little ahead of ourselves in the initial report. So we will bring that data to the table, start talking about some of the things that we have seen environmentally, start preparing the report of that

- Plowed and Sanded residential roads as winter maintenances continue.
- Service and Maintenance of the roller Exc..
- Service and Maintenance of the Grader - 012.
- Hauled Stone.
- Cemetery services, grave assistance.
- Raked in the stone off the sides of the dirt roads, onto the center of the surfaces.
- Rebuilt the shims in the grader blades.
- Correspondences with F.E.MA. – Payments received.

Supervisor Kyle Barnhart entertains a motion to accept the Highway Report.

Motion in the first by: Councilman, Trevor Sibley. Motion in the second by: Councilman Seth Thomas. Hearing no comments. All members of the board **IN FAVOR AND VOTING AYE: MOTION CARRIED WITHOUT COMMENT(S).**

TOWN CLERKS, REGESTOR OF VITAL STATISTICE, AND TAX COLLECTION REPORT- CONNIE ROSBAUGH:

Remitting monies to the Town Supervisor Kyle Barnhart, in purpose to be added to the General Fund of the Town of Lodi. Monies on Clerk Fees, in the amount of \$110.00 and to the state of NY, DEPT OF AGS & Markets the amount of \$18.00 in addition to the Clerk fees, Levies provided by, The State of New York, County Of Seneca. In the district of 4953. Warrant and roll received and executed before the first day of January, instructing myself to remit to the Town Supervisor the Towns portion of the levies collected, and as of January 31, 2020. The Town Supervisor accepting the amount of \$999,457.00. Paying the town's portion of these said levies IN FULL. It is further that as of this date the amount of \$480,000.00. Haven been remitted to the Seneca County Treasures office to provide instructed payments to the County Treasurer.

The end date of in person taxes collected by the Town. April 2nd,2020.

Supervisor Kyle Barnhart entertains a motion to accept the Clerks Report.

Motion in the first by Councilman Trevor Sibley. Motion in the second by: Councilman Seth Thomas. All members of the board **IN FAVOR AND VOTING AYE: MOTION CARRIED WITHOUT COMMENT.**

LIBRARY REPORT: READ BY COUNCILMAN SETH THOMAS. (In the absence of Councilman Paul Batman).

Please visit the library for a full report and upcoming events to happen within.

Covid-19: 3 levels of response may be required by County/State Health Departments and/or Governor:

- Cancellation of library programming, meeting room use, etc..
- Limited number of people in the building at one time/requiring they stand a certain distance apart.
- Closure notices will come via signs on the library doors, website, Facebook, channel 3, channel 9 and 13.
- SSCS closures will inmate Library Closure.

CENSUS: Postcards have been mailed out to all households. Each postcard has a code for online response

*<https://my2020census.gov>

COUNTY BOARD REPORTS/ TOWN SUPERVISOR REMARKS: Supervisor Kyle Barnhart reports.

There have been some very newsworthy events that have happened at the County level over the past months. The biggest of which is the crisis with the Cayuga Nation in Seneca Falls. While it does not affect Lodi much, as all the properties owned by the Cayuga Nation are located in Seneca Falls and Varick, I am very much involved in the conversations surrounding the County's response to the issues. Being new to the issue, I don't think many of the longer-tenured supervisors appreciate my input, which primarily revolves around how to maintain peace and public safety. I doubt that I will stay as invested in the situation, since so many other supervisors' voices and interest are louder on the subject, but I do have concerns over how this will all unfold over the next few years.

The other big piece of news that some of you may have read about is that I asked the County to explore sharing some of the sales tax revenue that is collected by the County. At the moment, 80% of upstate counties share sales tax revenue with their towns, villages and cities, and we're one of just 11 counties that does not share any of that sales tax revenue. I'm asking the county to share less than 5% of that sales tax revenue, which would probably equate to about 5% of our current budget here in Lodi.

That will allow us to lower taxes in Lodi, which are among the highest rates the County, as well as address a number of other funding shortfalls, such as our ambulance services. I was surprised at how much outreach came my way after introducing this idea, which is something the county board had looked at as recently as 2017, and most of that outreach was positive. I've gotten to work playing politics on the issue and have been whipping votes behind the scenes, and it is my belief that I will be able to successfully take this proposal across the finish line.

I thought another piece of positive news was that the county is undertaking an effort to revitalize all of the historical markers in the county. What came as a surprise to me is that Lodi has exactly zero of these historical markers. I am under the impression that Lodi has a fairly rich history to explore, so I was disappointed to realize our absence of these historical markers. With that in mind, I would like to explore the creation of a special committee to research and create recommendations for historical markers to be placed in Lodi. There is a group called the Pomeroy Foundation that is generous in awarding grants for this specific undertaking and I think that is something that we would pursue as a town. I will be asking around for those who may be interested in this volunteer endeavor and I hope that some of you who are knowledgeable about our rich history will donate some time to help us create something special. With that being said, I think it is important to find someone to fill our vacancy as town Historian, though perhaps this special committee can assist in finding that person.

Finally, I've always heard rumors about where our recycling actually goes. As many of you may know, every parcel in this county pays under \$40 per year to have recycling hauled away, but I've often heard Lodi residents say that they don't participate in separating their recycling from other solid waste because it all goes "in the same place". I asked the county manager to set up a meeting with the company that picks up our recycling, Cardinal Disposal, and I had that meeting last week. The information that Joe Gibson from Cardinal Disposal gave us was very valuable. He estimated that about

10-15 % of the recycled materials that they pick up are “contaminated” and may go to the landfill. Contamination is primarily from two reasons- pizza boxes and spaghetti sauce jars that have grease or food waste inside of them, but also the commingling of glass with paper or other types of recyclable materials. But the big piece of information that I gathered is that most glass is no longer recyclable because there is not much of a market for it. Most of our “recycled” glass does go to the landfill, where they smooth it out and turn it into what becomes “drainage tile” or the base for roads within the landfill in Seneca County. So, as a whole, please do recycle- the vast majority of recycled materials do make it back into the supply chain. I encourage you to go a step further and begin composting to reduce our overall of solid waste, but I am happy to give you that lecture another day.

Concluding the Supervisors County Board report.

OLD BUSINESS. Map plan & Reports Proposal from HUNT Engineers.

Supervisor Kyle Barnhart makes a motion to re- introduce, RESOLUTION 2020- 15: ACCEPT MAP PLAN & REPORT PROPOSAL FROM HUNT ENGINEERS. AT THE COST OF \$8,000.

Motion in the second to introduce by: Councilman Seth Thomas.

**** Councilman Trevor makes a motion to table RESOLUTION 2020-15 until further correspondences, and that the Deputy Supervisor Lucas Latini be present during the vote of this mater, and further that the third member of the Board Paul Batman also be in presence.**

Further comments: Councilman Seth Thomas;

States that he did not have a clear understanding of the document provided by HUNT and also agrees to further postpone the spending of \$8,000 with HUNT until further.

Supervisor Kyle Barnhart accepts the board and does make mention to the time line, deadlines.

Motion in the second to table until further by: Supervisor Kyle Barnhart comments that he agrees with the correspondences and will do further, but states that he has confidence in his findings. All members of the board **IN FAVOR AND VOTING AYE; MOTION TO TABLE CARRIED WITH COMMENTS.**

ANNOUNCEMENT OF/ THE NEXT MEETING TO BE HELD BY THE BOARD. Thursday – April 12, 2020 at 7:00 p.m. the location of the Lodi Town Hall. * Supervisor Kyle Barnhart adds that he recognizes the uncertainties of the current covid-19 circumstances and that he will make appropriate protocol as further update is giving on the possibilities of a rescheduled meeting of the Town Board.

By the order of the Lodi Town Board, Respectfully submitted. Connie Rosbaugh- Town Clerk Town.

