

NINTH: RECORDING OF THE MONTHLY BOARD MEETING.

***Meeting minutes shall be; in brief in accordance to: (TOWN LAW, SUBSECTION 30(1)).**

Unless otherwise stated by specific Councilperson, during session that; the topic of subject be directly added to the record.

On this 8th day of September, 2022. Lodi, NY 14860.

Supervisor Kyle Barnhart called the meeting to direct order at 7:05 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: Supervisor Kyle Barnhart, Deputy Supervisor/Councilman Lucas Latini, Councilman Seth Thomas, Councilman Chance Van Cleef along with, Town Clerk Connie Rosbaugh. To take the official recording of this said meeting.

Absent: Councilman Sibley

In representation of Attorney at law; Frank Fisher

PRESENTERS/PETITIONERS:

PUBLIC COMMENTS:

G. Gilbert, culvert feedback: Black Well Creek. Thankful of the progress being made to resolve the continuing issues on the concrete culvert, of Black Well Creek.

AGENDA ADDRESSED:

MOTION TO ACCEPT THE MINUTES: (THE MONTH PREVIOUS TO THE CURRENT)-

Motion made by Councilman Seth Thomas. Motion in the second made by Councilman Chance Van Cleef. All members of the Board **IN FAVOR AND VOTING AYE; MOTION CARRIED WITHOUT COMMENT.**

MOTION TO ACCEPT THE BILL(S): acquired in the previous month(s).

Motion made by Councilman Chance Van Cleef. Motion in the second by: Councilman Lucas Latini. All members of the Board **IN FAVOR AND VOTING AYE: MOTION CARRIED WITHOUT COMMENT.**

HIGHWAY REPORT: Superintended Rick Jacot.

Maintenance services of the 2006 and 2012 Highway trucks. Worked with the County, Ovid, and Covert on the shared services contract, held by the Town. Butcher Hill road work has been completed as of the week of September 1, 2022. Remittance of approximately \$140,000.00 in CHIPS monies. (reimbursements for recycled road materials). Anticipating approximately another, \$130,00.00 to be turned in as a duel year return of 2021/2022.

2 property owners of Caywood, would like the Town of Lodi to take over the maintenance of the privet road that access a few privet properties. It's a mile-long laneway that runs along the vineyard, with a tiny bridge on it, residents of Caywood have reached out to the Highway Department. The issue that stands out the most is the 10-foot bridge that is on the lane way. This bridge would need to be state certified to cross and hold heavy equipment's and have an exit route of said heavy equipment's, before taking on the responsibilities of the lane way. Mr. Supervisor makes mention of a potential avenue with the economic grant application for bridge work. Stating that the winery could potentially be considered as a high traffic subject. With further discussions of laneway, of 3 rods, right away and expansion of the laneway on privet property, it will be a long unlikely situation, but the board will look into the potential options.

In further; Deputy Highway Superintendent Chad Parsons has taken medical leave of absence and is anticipated to be out of position until the beginning of the new year. Superintendent Rick Jacot, exercises his authority of position and appoints Connie M. Rosbaugh to the Highway position known as; Deputy Highway Superintendent. Connie Rosbaugh accepts the position and is willing to fulfill the duties that are entailed. * discussion, Does the Superintendent, hold powers to do so? (A.) yes under Highway law sub section 1-6.

Motion in the First by: Supervisor Kyle Barnhart. Motion in the second by: Councilman Lucas Latini. All members of the Board **IN FAVOR AND VOTING AYE: MOTION CARRIED WITHOUT COMMENTS.**

TOWN CLERK: Connie Rosbaugh

Town Clerk: monies remitted to the Town, \$74.00 in clerk fees. to the State in the fees of animal control. One marriage license fee in the value of 14.00. additional cemetery monies and justice fees have been logged with the Clerk and turned over to book keeping.

A total of 6 cemetery plots have been sold to residents and appropriate monies have been remitted to accounts payable for deposit of.

3 contact calls of land use restrictions and zoning. Sub division enquires.

Judge Van Cleef remitting to me the value of; report not received as of this date. Expected on Monday.

Register of vital statistic: 1 marriage license, 2 birth certificates and 10 death certificates. In addition to 2 vital records search.

Additional clerk contacts, Carvello Construction, requesting easements of the town to hide electric wires along the quadrature of 414, Town of Lodi. Letter of intent provided to the board, for documentation.

Additionally: Historian Mark Brown has applied for and received his second grant monies in the value of \$1550.00. his intensions and purpose of these monies is to preserve historical land marks in the town of Lodi.

Clerk has collected a pilot payment in the amount of \$30,898.04.

Per 2021 dumpster days: \$197.00 was remitted to the town on the remaining value of tin, left in a dumpster.

Clerk receiving a payment from: The division of Homeland Security \$56,230.00 in project commitment funds. FEMA project funding.

Tax Collection: The Town has concluded its tax collection season. The final roll of paid/unpaid has been returned to the County of Seneca.

Final Audit has been Completed.

Motion in the first by: Supervisor Kyle Barnhart. Motion in the second by; Deputy Supervisor Lucas Latini. All members of the Board **IN FAVOR AND VOTING AYE: MOTION CARRIED WITHOUT COMMENTS.**

COMMITTEE:

Dumpster Day updates. Mr. Sibley is absent, but does intent to give date, time and location to the community and board soon.

Mill Creek and Black Well Creek Updates: Mr. Latini has had an out-reach appointment with Mrs. Senator Pam Helming. Which covered Mill and Black Well creeks; coordinating a meeting held on today September 8th,2022 there were other representatives of the State involved. Having a full contingent, they seemed receptive and going through the details. We pointed out that we had been told, that there is no contamination, as it's a subject brought up often. Providing a test report to them that they, themselves had conducted that indicated there had been several contaminations found. Having the results; and knowing that contamination is evident. Asking as to why there is a diverse result; not giving to the Town, Board, Community, or further, it went unanswered to as why, but it does explain why they removed all the soils from the Mill Creek flood. It has been mentioned that we may need to consider not closing out the FEMA scope of the project; on the grounds of refusal to mediate the stream beds. We all seen them remove 8 to 12 inches of soil, along with core samples from an auger drill. We also have the right as a town to litigate and potentially sue them for not full-filling their obligations, in addition the them holding the contamination test results. They are liable for with-holding that information.

Mr. Supervisor makes mention of conversations to be had with Town of Lodi; attorney Frank Fisher.

We seek a positive result and it is mentioned that there are funds available for, or will become available for mitigation. Meaning instead of having an emergency and dealing with it, they offer pre disaster mitigation to resolve seen issues. It's not a matter of if it will happen again, but more of when. As we have had several floods since the initial flood.

NYSEG low voltage issue update. Mr. Latini gives report of continues businesses of the low voltage in Lodi, predominately effecting residents along the lake. NYSEG has confirmed that Lodi has low voltage, it's been a long standing issue that is connected to the Village of Hector, they have also been having issues with their lake pumps. Low voltage is causing damage to the pump, resulting in their municipal water system not handling. Additional business and personal testimony has been giving on the impart the low voltage is has created. NYSEG has been aware of the issue for a few years, and has issued it as an emergency condition. The out dated infrastructure at the lake, and increased usage is the composite of the current transformer. In conclusion NYSEG is Coming in at the end of September, and they will be installing new, to all of the known effected transformers.

New Town Hall Project: Mr. Barnhart reports that we are in a little bit of finalization wait period, although we do expect to break ground with-in the next month. We have an anticipated end build date for mid-April, and anticipated end date of Mid-May.

Ag, environments, & infrastructure

Econ. Dev., Planning, & Tourism.

Building Committee:

Finance& Federal Affairs

Gov't Ops & Criminal Justice.

Water Committee.

Econ. Dev., Planning, & Tourism.

County Board & Supervisor:

OLD BUSINESS: None

NEW BUSINESS:

Award Bid for Blackwell Creek culvert: the bid reward goes to

Mr. Supervisor entertains a motion to award a bid to Black Well Creek Culvert.

Motion in the first to award a Bid, by: Deputy Supervisor Lucas Latini. Motion in the second by: Councilman Chance Van Cleef. All members of the board IN FAVOR AND VOTING AYE: motion carried.

Mr. Latini announces that the winning bid goes to Lakelands, Concrete Productions, INC.

7520 East Main Street Lima, NY 14485.

Deputy Supervisor Lucas Latini, makes a motion that we except the bid, on contingency of approval of easements. Motion in the second by: Supervisor Kyle Barnhart, all members of the board IN FAVOR AND VOTING AYE: MOTION CARREIED. Without comments.

Motion in the first to issue a RFP: culvert project by: Deputy Lucas Latini. Motion in the second by: Councilman Seth Thomas. All members of the board IN FAVOR AND VOTING AYE: Motion carried.

Inter-municipal Agreement with Town of Ovid: Grant Fund, New Town Hall: Lodi Town Board Authorizes the Town Supervisor to enter into an intermunicipal agreement with the Town of Ovid for financing of the Construction of a joint Town Court.

Motion in the first by Deputy Lucas Latini. Motion in the second by; Councilman Chance Van Cleef. All members of the board IN FAVOR AND VOTING AYE: motion carried.

Discussion: USDA Rural Development grant loan opportunities

Discussion: Town Room Tax options

PUBLIC COMMENTS: (SECOND SESSION).

ANNOUNCEMENTS:

Next regular board meeting date 10/13/2022. In person at the Town Hall.

Public Hearing on Tax exemptions to take place prior to August regular meeting of the board.

ADJOURNMENT- TIME: 9:37_P.M. Motion in the first by: Councilman Chance Van Cleef. Motion in the second by Councilman Seth Thomas.

All members of the Board **IN FAVOR AND VOTING AYE: MOTION TO ADJOURN CARRIED WITHOUT COMMENT.**

By the order of the Lodi Town Board.

Respectfully submitted, Town Clerk Connie Rosbaugh.