

SECOND: 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 14th day of February, 2024. Lodi, NY 14860.

Supervisor Luke Latini called the meeting to direct order at 7:20 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 woman.

OFFICIAL ROLL CALL: Town Meeting 7:23

Roll call taken by Town Clerk Connie Rosbaugh and is as stated.

Those in attendance including, Supervisor Lucas Latini, Councilman Trevor Sibley, Councilman Chance Van Cleef, Councilman James Utter and Councilman Daniel Jacobsen, Highway Superintendent Rick Jacot , and Town Clerk Connie Rosbaugh. To take the official recording of this said meeting.

In representation of Attorney; M. Mirras

ADGENDA AS ADDRESSED:

Additions and deletion to the agenda:

AUDIT AND APPROVE BILLS.

A fund \$54,754.21 B fund \$4,000.00 SF fund \$136,500.00 SM fund \$84,000.00. total general funds \$220,500.00. (15-43) **DA fund \$24,417.52 DB funds \$13,476.0** total highway funds \$37,893.60. (7-16) Motion in the first by Supervisor Luke Latini. Motion in the second by Councilman Dan Jacobsen. All members of the Board **IN FAVOR AND VOTING AYE: MOTION CARRIED.**

*One bill pulled from the file. Card member's services bill, Town of Lodi Credit card; bill pulled for unauthorized use on the town website, as ordered to be removed by Supervisor Luke Latini to five start bank.

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

APPROVE MINUTES OF MONTH PRRVIOUS.

Minutes from December approved with edits made. Motion in the first by Supervisor Luke Latini. Motion in the second by Councilman Trevor Sibley. All members of the Board **IN FAVOR AND VOTING AYE:**

Minutes from January approved as presented. Motion in the first by, Councilman Trevor Sibley. Motion in the second by Councilman Chance Van Cleef. All members of the Board **IN FAVOR AND VOTING AYE: MOTION CARRIED.**

MOTION CARRIED.

PRESENTERS:

PETITIONERS: James Morby, Lodi resident address the board and ask their support of farmland protection. He asks this to protect the scenic byways that run along the 414 corridor. He states that he is opposed to the solar farm that intends to develop along that byway. Stating that approved litigation has been marked along that 18-mile strip, from Watkins Glen, until Lodi.

It was signed into law in August 2nd, 2012 and it contains all of Lodi. The two solar projects, especially the big one is 75 acres and the other one is less.

Supervisor comments: I have not heard any updates on the large solar field. I believe that there is a lot of resistance, and from my persecution. It was dropped as we have not been provided additional insights. The small field, to my understanding is proceeding forward. Asking Mr. Morby if he thinks that our community is venerable from commercial entities. This gets us into a topic that I will cover under new business, but there is an obvious growing commercial interest into our community. Traditionally around 95% of Lodi have been against or not for zoning. There are different types of zoning, that does not have to be residential, there doesn't have to be farm zoning, but we can have functions of industrial zoning.

The different types would support what you would want to have and the types of things that you wouldn't want to have. There are mechanisms and control boards to assist with this, without having a full on committee. Even down to getting some type of receptacle benefit. As of today, Lodi does not have zoning or land use restrictions so if a solar farm wants to come in and stay. They can do it.

We will look into the law you bring up, and I do appreciate your feedback, but it has never been mention in an anti-thesis to stop commercial development. We had the meeting on solar farm here Kyle Barnhart was involved with that and the information that came back from the IDA was that we had no control over it.

The right to farm law, is a property's owner right to farm their land. That is different from zoned as agricultural and you can't develop here. There is no NYS law that Lodi has adopted that states only farms can go along 414.

With that being said, we do have commercial interest with-in the quadrature of 414. I tend to be like the traditional folks of Lodi, and not wanting an uncontrolled and explosive growth, although some growth is good, what level of growth is a public choice and something that should be voted on. Obviously there is a board here and I do support reaching out to firms who specialize and customizes in industrial and commercial zoning.

HIGHWAY REPORT: Superintendent Rick Jacot

Highway expenditure worksheet. Fiscal budget 2024 provisions of section 284 of highway law. We agree that the monies levied and collected in the Town, for the repairs and improvement of highway, received by the State or State aid for the repair and improvement of highway shall be expanded as follows.

Highway Superintendent provides Supervisor and Councilman with a form to be viewed and approved, by adding signatures of the Supervisor and Councilman, allowing Rick Jacot to use the funds established to the A, DA, DB and chips highway department in the 2024 budget as set.

Motion in the first by Councilman Tevor Sibley, Motion in the second by Councilman Dan Jacobsen. All members of the board **IN FAVOR AND VOTING AYE: MOTION CARRIED WITHOUT COMMENTS.**

The highway team has been busy with snow removal and salting. They continue to clear over growth brush from the sides of the roads. The rear hydraulic leak in the grade all has been repaired, and is ready for use. We are currently waiting on a front cam seal to repair the front loader. Additional repair of the radiator was completed on the 5500 truck. Komatso has come to service the loader. Loads of stone have been hauled in, along with salt mix loads prepared. Additional wind storm damage cleanup was completed, including all 3 Lodi Cemeteries. There are 2 trees left in the cemetery, as we are not able to retrieve them at this point, with the muddy soft ground, the heavy equipment will damage the grounds. The removal of the remaining trees will be conducted as the ground either freezes back up, or dries up.

NYMIR has completed a highway audit, they will update further but no noted concerns have been presented. Auditor will provide updated documents of truck logs, and daily truck inspection sheets.

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

TOWN CLERK: Connie Rosbaugh The Clerk doesn't have a revenues report of fees, Although we continue to make efforts to complete the major items of the town, such as birth, death, burial, handicap permits and etc... We have suspended the dog License Program until further update is giving of public admittance to the building.

Per our organizational meeting of January, the topic of discussion on the Towns official newspaper was had. Supervisor Luke Latini ask myself to present to the Board the cost of listing, deadlines and benefits of the 3 papers known as Ovid Gazette, Seneca County Shopper and Finger Lakes One. The clerk presents those fees and it is the Boards decision to continue with The Seneca County Shopper and The Finger Lakes Times, as the official papers of posting to the Town of Lodi.

Motion in the first by Councilman Trevor Sibley. Motion in the second by Councilman Dan Jacobsen. All members of the Board **IN FAVOR AND VOTING AYE: MOTION CARRIED.**

REGISTER OF VITAL STATISTICS – Connie Rosabugh Continued birth, death and marriage license. Accessibility permits also.

TAX COLLECTION: Connie Rosbaugh

The Clerk, Tax Collector received the 2024 Tax Roll from Real Property Tax Service. On the date of December 28th, 2023.

I Connie Rosabugh collector to the district 4953; Town of Lodi, have executed the County's warrant to collect Property taxes with-in our district.

From the dates of January 5th, until todays date of February 14th, 2024. I have collected the total value of the Towns share of these levies. Remitting to Town Supervisor Luke Latini (Through accounts payable Nancy Swartwood) Check number 204. In the value of \$1,098,999.00. The total value warranted. These monies are for the purpose to enter into the General, and Highway funds of the Town of Lodi.

At this point in collection, I will collect the Counties portion of taxes, all interest collected from this point forward will also be giving to the Town of Lodi, for the purpose of being entered into the general funds of the Town of Lodi.

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

REPORTS OF STANDING COMMITTEE:

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:

REPORTS OF SPECIAL COMMITTEE:

Resolutions.

Any copy of Resolution adopted by the Board of Lodi, may be viewed with-in the Clerk's office during regular hours of the Clerk.

Supervisor, Luke Latini introduces Resolution 2024-12.

Permitting Lodi Town Supervisor, Mr. Lucas Latini to enter into contract, discussion and agreement as according to Town of Lodi related business; with legal representation from the firm known as Woods Oviatt Gilman. Attorney of Law. 1900 Bausch & Lomb Place. Rochester, NY 14604.

Motion in the first by Councilman Trevor Sibley. Motion in the second by. Dan Jacobsen. All members of the Board **IN FAVOR AND VOTING AYE: MOTION CARRIED.**

Vote: 5/5.

Affirmed and adopted on this date of February 14th, 2024

Councilman Trevor Sibley introduces Resolution 2024-13.

Councilman Sibley provides a packet of support provided to Lodi through Seneca Meadows Land fill. (packet for view during regular hours of the Clerk)

Included index: Lodi Whittier Assn, Christmas Promise bike giveaway. 2018 flood relief support, Lodi clean up days. Removal of church street house demolition material. Proposed removal of old masonic temple demolition materials.

He also presents his resolution of support to the Town Supervisor and Councilman.

Resolution presented known as: SUPPORT BUSINESSES IN SENECA COUNTY 2024-13.

Continuation of the Seneca Meadows Landfill as a waste management system until the year 2040, and supports all businesses in Seneca County.

Councilman Sibley reads aloud resolution as presented.

Motion in the first by Councilman Trevor Sibley. Motion in the second by Councilman Dan Jacobsen.

Discussion: Councilman Chance Van Cleef addresses the Board with asking. Why are we doing a resolution on this? I'm not saying I don't support Seneca County businesses, but the only business mentioned in this resolution that you presented is Seneca Meadows Landfill. The rest of the language is all about Seneca County. Are we not here for Lodi, are we not here to talk about Lodi? I'm uncomfortable and confused as why we are doing this. I do not feel comfortable speaking for all the residents of Lodi. Saying that we support the dump. Especial as I recall we have had a few people come to speak at our meeting, asking us to not support this. I do not feel comfortable stepping up and saying... yes this is what we want. In Seneca Falls they had to table this, because they were split. Varick has rescinded their resolution. Are other Towns doing this?

Councilman Sibley answers, that yes they are going around seeking support from other Town as well. Also the mention of Seneca County business included all business, such as

the Dollar General.

Councilman Chance Van Cleef replies with... yah, but none of those businesses are mentioned in your resolution. You don't mention, the Dollar General, Wagner's, our farms and other businesses such as Fingerlicks. I do have support for Businesses, I just do not feel comfortable making this decision for all. I do not like that it shows that the people of Lodi support this.

This is the first that we have even heard of this, I feel that this should be at least tabled until further information is formed and the people have their say.

Attorney M. Mirras comments for clarity purpose, the resolution states that the Town Board of Lodi Supports the Resolution. The five of you, for clarity of one comment.

Councilman Trevor Sibley adds that to his understanding the Town of Varick rescinded their vote, because of small business language of their Town.

Councilman Chance Van Cleef, ends his comments.

Supervisor Luke Latini, calls for further comments from the Board.

Councilman James Utter adds comments... what is the alternative to this though? Do we just collect trash forever on the side of the road, were would we put it? We as humans produce more trash than we

do soy, or corn in the area, every Walmart, every item in your home, eventually will end up in the landfill.

I'm not sure that this resolution is for all businesses or if it's just for the landfill.

Attorney Mike Marris, adds comments recommending that council read the substance of the last two paragraphs as presented.

Councilman Jim Utter states that its basically support for the landfill to be in Seneca County until 2024.

Councilman Chance Van Cleef, final comment. I'm not comfortable that the Board would make this decision for all.

Clerk Rosbaugh Calls for the Vote:

Supervisor Luke Latini: AYE

Councilman Trevor Sibley: AYE

Councilman Dan Jacobsen: AYE

Councilman Jim Utter: AYE

Councilman Chance Van Cleef: NA

Vote 4/5

Resolution 2024-13 Support Seneca County Businesses.

Affirmed and Adopted on this 14th day of February, 2024

OLD BUSINESS: Councilman Trevor Sibley gives update that he has been in contact with Dave Harrett of TG. Miller and they are ready to move forward with the request of proposal to be presented and established by Councilman Sibley. The project consists of grading the external premature of the Building and drainage of the ground water away from the building. The correction of slope and water exit paths.

NEW BUSINESS:

I had asked during our last meeting that each person of the Board give ideas of interest to work on as a Board. Traditionally we used a category of committees and what I would like us to do going forward is to establish projects that each of you would be involved in. we can keep the traditional committees if we want to, but I think that this project and task formula we will clear orders and I believe that we can benefit from that.

I will start with myself. My recommended ownership is mitigation of the building design construction, documentation and deficiency's oversee rework and obtain a C.O. to the building. I will have to raise a bond to cover the undisclosed expenses, will have to navigate the remediation in the close out process with the State and legal investigations. In addition, I will evaluate the industrial zoning requirements and comprehensive plan.

Trevor Sibley, lead sight drainage for the Town Hall. Lead the initiative to identify and return County owned land to the Lodi tax base. Identify Town owned properties and establish an idea for them. Are we

retaining them or are we returning them to the tax base. Decommission and demo, along with dispose of the former Town Hall.

Dan Jacobsen, partner with the highway department regard a five-year road and equipment plan. We need a plan to become eligible for more state highway grants and Etc... it will be nice to see instead of the pathetic \$116,000, to spend on roads get financial support. Documented standards of Town right always that's something that came up a few years ago, and there is a process to documenting those standards and assigning the right away for each road way. Create a documentation process for road deficiency and repair. If time permits, I call it excellence and execution helping the guys operate in a systematic way. Monitor performance to generate improvements. Lastly salt barn replacement, ay Grasso was working on it, but I don't know where he is on it.

Jim Utter, water lead for the Town and Village. Water sanitation and infrastructure. If the County continues with their build program and investment in Lodi. It requires specialized knowledge. Town and water run off mitigation incentive. Insurance overview risk mitigation and value recommendations. In addition, Hector forest we did a gate for them and they still haven't paid. Grant writing point of contract. Grant writing content will be up to each specific member.

Chance Van Cleef, Document control. the State audit has demonstrated that we really need establish and update town records in order of retention. Consolidate and make sure the record held are whole, coming up with a policy reference. For audit process. Also scanning and coming up with a different way to house the records. Justice documents from the old Town Hall, and State retention policies.

Resident Racheal Ruth ask if a member could be appointed to the Climate Smart Committee. Supervisor answers that it would be up the committee if they found interest in it. We are willing to see what is involved and the possibilities of, but it will be up the Board if we find interest or not.

Karel Titus makes comments on the electric charging stations that are of interest to the climate smart involved individuals, and the certification to the Town of Lodi, with a stated grant approval. Luke Comments there isn't a need of then in the current that we need, stream bank mitigation and clean water, clear ideas on infrastructure. Flood plans and protection. Racheal adds comments that she believes that Climate Smart could help with a few of those things.

ANNOUNCEMENTS:

Next regular board meeting date 03/13/2024. In person at the Lodi Fire Hall.

Motion to enter into executive session. Motion in the first by Supervisor Luke Latini. Motion in the second by Councilman Trevor Sibley. All members of the board **IN FAVOR AND VOTING AYE, MOTION CARRIED.**

Executive session held: Start time 8:37 P.M. Ending at-----. Motion in the first to end session, by: -----
- Motion in the Second by: ----- All members of the Board **IN FAVOR AND VOTING AYE: MOTION CARRIED WITH-OUT COMMENTS.**

ADJOURNMENT- TIME: ----- P.M. Motion in the first by: ----- Motion in the second by-----. 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.