

FIFTH: 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 08th day of *May*, 2024. Lodi, NY 14860.

Supervisor Luke Latini called the meeting to direct order at 7:09 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 7:11

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

Those in attendance including, Supervisor Lucas Latini, Deputy Supervisor Trevor Sibley, Councilman Chance Van Cleef, Councilman James Utter and Councilman Daniel Jacobsen (entering at 7:57), Highway Superintendent Rick Jacot, and Town Clerk Connie Rosbaugh. To take the official recording of this said meeting.

Attorney; M. Mirras

ADGENDA AS ADDRESSED:

Additions and deletion to the agenda:

APPROVE MINUTES OF MONTH PREVIOUS.

Motion in the first by: Councilman Chance Van Cleef. Motion in the second by Councilman Jim Utter.

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

PRESENTATIONS: Sheriff Tim Thompson introduces himself to the community and members of the Board.

PETITIONERS: none heard

HIGHWAY REPORT: Superintendent Rick Jacot

The highway team has been busy in spring road repair. Since having the grader back, Rick reports the team has, completed grading of Lodi Covert, Besler, Porter Covert Road, along with Lodi Center. The team along with Midland also dust oiled. They have filled pot holes and continued to push back the brush along road ways. The Mowing will begin in the upcoming weeks. Road side tree removal (4) has been completed on Seneca Road. Making 16 years the Town has assisted the State with dredging the boat dock at Lodi Point. Lastly Rick reports that he has been in email contact with the Army Core of Engineers, and Owen, a liaison of the Town. it looks like maybe the Cats Elbow Project might come through.

Motion in the first by Councilman Chance Van Cleef, Motion in the second by Councilman Jim Utter. All members of the board **IN FAVOR AND VOTING AYE: MOTION CARRIED.**

TOWN CLERK: Connie Rosbaugh :

REGISTER OF VITAL STATISTICS: Continued birth, death and marriage license. Accessibility permits also.

TAX COLLECTION: Connie Rosbaugh

The tax roll has been returned to the County for final audit and payment of funds received as paid.

PUBLIC COMMENTS: none heard.

COUNCILMAN PROJECT UPDATES:

Sight Drainage Project. Sibley

On the 30th of April 2024, we had a public bid opening at one o'clock, in the Location of the Lodi Highway Department, for the sight drainage project for the building known as the New Town Hall. Those who attended were Deputy Supervisor Sibley, Supervisor Luke Latini, Municipal Clerk Rosabugh, along with Associate Dave Harriett, of T.G. Miller. 3 Bids had been turned into the Clerk before the deadline date, and time.

Those who presented bid, are known as Silverline Construction, Massa Construction, and JG3 excavating.

Municipal Clerk Rosbaugh, opened each sealed bid, and read allowed to all those attending the proposed bid from each of the 3 bids therefore mentioned.

Silverline Construction: \$71,104.00

Massa Construction: \$170,000.00

JG3 Excavating: \$61,409.00

Councilman discuss the project and bids, they review the packet provided by Dave and the qualifications report. The decision of the Board is to go forward with the Company, JG3 Excavating, awarding them with the Sight Drainage Project (New Town Hall).

See resolutions below.

Sibley also gave update on communications with the county manager in regards to county owned property on Ct. Road 137, and Christfield Road. The intent is to have it added back to the tax roll.

Read by Latini on behalf of Councilman Dan Jacobson. Dan has been working with the Town of Tyre he has obtained the zoning laws. Which has their setbacks and maps (road right a ways established and documented). In addition to being in contact with their zoning officer, Ann Heizmann.

Dan has been working with Rick and is

in contact with Anita Morse from Rural development to see if there are State or Federal grants/ funding for new heavy equipment/ new buildings, and road replacement.

Utter: reports that he has been working with the Town Insurance company and reviewing the policy as is. Jim reports that he is currently reviewing the category of workman's Compensation. The amount that is being paid into is the part that is being reviewed. Looking into the long term benefit of the Town of Lodi. Any changes would be subject for the year 2025 policy. Jim, is also currently working on the organization of the documents needed, and the filling fee.

In addition, Mr. Utter discusses the climate smart award to the Town of Lodi, the to speed trailers and when we will be deploying them. In addition, he is looking into the insurance of these two devices. Is it the Sherriff department or the district of use?

Lastly, Jim introduces the question of flyers being sent out to the community containing soil and water contacts, drainage possibilities and etc. this is a no cost flyer to the town, as Climate Smart is the funder. They are requesting the Board agree to the mailing. Supervisor Latini, agrees to review the content, before public distribution.

Further discussion of Council and the Supervisor it was discussed that the Town is interested in cyber protection through insurance. The risk is a bank hack, and the potential of non-refunded fraud, amongst other reasons. Mr. Utter will give further update as he can.

Van Cleef: reports that his project of recorders keep, is still being effect by the lack of building space and a general idea of when to begin and what facility to be used. He shares that the court records will be for the court to decide and that the Town records are under retention review. Supervisor recommends that chance get a few quotes to electronically file the documents.

PLANNING BOARD REPORTS: none heard

SUPERVISOR AND COUNTY BOARD REPORTS:

Supervisor reports that they have yet to have their County meeting, because of the way the calendar fell. We will meet again next Tuesday.

Luke gives mention to Sherriff Thompson, and thanks him for his time that he dedicated to come out to Lodi. He compliments him on his work, and documentations.

OLD BUSINESS-

New Town Hall update, Latini

Luke reports that he and Trevor had meant with the forensic engineer team. No good news came out of this meeting, as expected and as its been reported to you. We will need to cut up about 70 feet of floor, to begin addressing the plumbing and sewer issues. Marty Brewer did come back and scope the lines, with the engineer, on April 12th Marty who lead the investigation of the septic lines, reported pushed out joins, he and his team provided the town with digital imagery and reference documentation of the findings. The video image did show water leakage and flow with sediment soil type of partials that had breached the several broken and or separated joints, under the building.

Luke speaks on bond deficiencies and if the damage exceeds the bond rendered, that the Town will seek legal action agents the respective individuals.

New town website: Luke reports that the website should be up and running soon. The site seems to be continually hacked and the last report from the website designer is that it has been hacked 20times since the initial start date. Turkin the website designer is currently working out these issues. That he's never seen anything like it, and additional safety software will be put into place.

NEW BUSINESS: Supervisor Latini

Luke speaks on the court agreement between Ovid and Lodi. The new building continues to have sewer, septic and flood issues. The original agreement with the County of Seneca was that elected officials, and or town employees could be in the building, but we were not permitted to serve the public or permit the public into the building. We have new concerns about the liability, per conversation with the Insurance company. The toilets in the main section flooded the building through-out, leaving septic water in the main building, new addition, elected offices, and the food pantry portion of the building.

It was decided to contact the insurance company to see if they would help elevate some of the bio hazard clean up, performed by Service Pro Inc. it was then, that the Town was informed that we would have no coverage of damage or injuries in a building without an operators permit.

In review with Lee Urpe, the Town Supervisor had to make the decision to protect the best interest of the town, and decided that alternative placement of elected officials and town employees, along with accounts payable and the Justice system to immediately vacate the premises. Clerk Rosbaugh, and accounts payable, have joined the Highway building offices and are fully functional as of current.

The focus is set on the Court employees and the Judge, we also have the issue of Ovid. We have had a combined Court system for about 13 years, we host their court as well. Along with a welcome to join from Romulus Unified Court. Luke propose that the Court move back into the old Town Hall, Masonic Temple. Codes came and permitted occupancy of the bottom floor, of the building. Ovid was not pleased with this suggestion, and has decided to rent office space in Ovid, they have updated that they have secured the Three Bears to hold court. This is at no cost to them. Luke states "I feel it's positive that they are moving forward, the difficulty will be the expectation to pay half of all expenses of the move and anything that the move includes along with, set up of the system". It has been mentioned that we could see litigation over the expenses.

It is by suggestion of attorney Mr. Marris, and Supervisor Litini that Clerk Rosbaugh, work along with Secretary to the Attorney, locating and distributing the original court combination agreement. The Clerk agrees and will seek out the documents. The Councilman discuss the circumstances and further update will be giving on the final agreement and terms committed to as a combined justice system.

Councilman and Supervisor further discuss the Combined Court and potential options in the future.

Spend Overview & bonds: Luke gives an update that he has been in contact with our Bonds Group, on the Town Hall he states that they think we are aware of what is owed to the venders and we can try and predict the legal fees that will come along. We also know that we will have to raise a bond to finish the building. I believe but am not quoting around 400,000.00.

Advise and suggest per Attorney Mr. Mirras as Luke speaks of a resolution. The Town will need to hire Bond Council and the Bond council will be who writes the resolution to present in public.

Per attorney discussion, Luke entertains a motion for the Town Supervisor Luke Latini to prose bond and bond council in anticipation of bond and subsequent public notice for the New Town Hall expenditures. Motion in the first by Deputy Supervisor Trevor Sibley. Motion in the second by Councilman Dan Jacobson. All members of the Board **IN FAVOR AND VOTING AYE, MOTION CARRIED.**

RESOLUTION: (2)

***Sibley: Resolution 2024-14. Trevor introduces a resolution to go forward with the bid award to JG3 Excavation. With amendment to their bid proposal authorizing the Town Supervisor to enter into contract, with the amendment to the start date of the project at the location of 8591 route 414, Lodi NY. Known as the New Town Hall. The bid awarded in the value of \$61,409.00.**

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

***Clerk Rosbaugh: Resolution 2024-15. (Temporary) Appointment of a cemetery Superintendent Town of Lodi.**

Now Therefore Be It Resolved: Connie Rosbaugh will fulfill the temporary position until January 2025.

Motion in the first by Councilman Chance VanCleaf. Motion in the second by Councilman Jim Utter.

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

ANNOUNCEMENTS:

Next regular board meeting date 06/12/2024. In person at the Lodi Fire Hall. 7:00 P.M.

Executive session held: Motion in the first to enter into session by Councilman Jim Utter. Motion in the second by Councilman Dan Jacobson Start time 8:39 P.M. Ending at 9:45. Motion in the first to end session by: Councilman Chance Van Cleef. Motion in the Second by: Councilman Dan Jacobsen. All members of the Board **IN FAVOR AND VOTING AYE: MOTION CARRIED.**

ADJOURNMENT- TIME: 9:46 P.M. Motion in the first by: Supervisor Luke Latini. Motion in the second by Councilman Chance Van Cleef. All members of the Board **IN FAVOR AND VOTING AYE: MOTION TO ADJOURN CARRIED.**

Respectfully submitted, Town Clerk Connie Rosbaugh.