

EIGHTH: 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 21st day of August, 2024. Lodi, NY 14860.

Supervisor Luke Latini called the meeting to direct order at 7:25 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 7:18

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

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

Absent from the roll: Attorney Mr. Mirras

ADGENDA AS ADDRESSED:

ADDITIONS AND DELETIONS TO THE ADGENDA:

None heard.

APPROVE MINUTES OF MONTH PREVIOUS.

Motion in the first by: Councilman Chance Van Cleef. Motion in the second by Councilman Dan Jacobsen.

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

APPROVE THE BILLS: Previous months.

DA fund: voucher 65-69 -\$24,372.47

DB fund voucher 70-75 - \$32082.15

A fund voucher 155-181 -\$16,274.78

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

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

PRESENTATIONS: NONE * notice has been given that the South Seneca Ambulance will give a presentation, during the upcoming months meeting

PETITIONERS:

Mr. Morby Lower Lake Road, Jim addresses the board with concerns for the solar farm that is to be built along 414. He asks for the board support to help protect local residents, farmland and home owners. He speaks on scenic byway laws put in place on 08/2/2012. He asks that these byway laws be used to help uphold farmland use restrictions. Jim, adds comments that the quadrature along 414 was dedicated as a scenic byway and that it should be protected from such circumstances. He also speaks of the right to farm law laws that are already in place in the Town.

Supervisor Luke Latini, comments that the right to farm law isn't a protection of things such as Solar farms, he states that the right to farm law, gives residents the right to farm their personally owned property. He in addition states that because zoning and land use restriction are not in place, that the Town has no legal right to restrict such use of the land. Even if we established these right now, they will not stand as the project was put into place previous of such restrictions.

Further comments from attendant, **Richard Rosbaugh – South Miller Road**, speaks on behalf of the difference between zoning and land use restrictions. He makes comment that the residents are reaching out for the board to be their voice, that the Town doesn't need zoning, but could benefit from restrictions of the land. "what we will allow, verses what we will not allow of our land here in Lodi".

Richard states, that we don't need iron clad zoning on the residential/housing aspect, but we do want the board to consider land use restrictions. Councilman Chance Van Cleef, adds comments that Lodi has always been very strict on not wanting these restrictions and zoning in place. that he isn't confident going through with something that has always not been wanted by the people.

Martha Moser County Route 129. Adds further comments on the Town of Lodi's, comprehensive plan. She speaks on how it is out dated but yet could help us in this area of discussion. Martha encourages the Board to put pressure on the local planning board to begin the work, of updating and revising the plan that is currently in place. she leaves final comments on her difficulty of being on, and involved with the planning board.

Elaine Peckham: Elaine has addressed the board for the third time opposing the 02/14/2024 Board Resolution 2024-13. She has presented a third petition with an additional 40 signatures of Lodi Community residents who oppose the resolution 2024-13 made by Town Board members supporting the Seneca Meadows Landfill expansion.

Making a total of opposed signatures 288. All 3 petitions are kept with-in the Clerk's office and may be available for review during regular business hours of the Clerk.

Elaine's full comments will be made a matter of public record and also may be view win the clerk's office when requested.

She asks on behalf of the total signatures collected of the 3 petitions she presented to rescind the resolution and represent their objection to it.

Mike Peckham: addresses the board on shared sales tax, and why doesn't the Town receive a portion of the taxes collected. Luke offers an explanation, and explains that they at the county are working on sharing the overage of the monies left from the revenue created. Mike ask that the Board follow up on the shared sales tax, and begin establishing land use restrictions for the Town.

Jackie Amen: addresses the board on her concerns of the lack of animal control officer since June. Jackie shares her love for dogs and that she is a strong advocate for recently hired April Moore. April is currently the Town of Covert, Romulus, Interlaken, and Ovid Officer and would like to continue the shared services of the area and work for Lodi as well. Jackie shares the recent multiple dog abandonment cases here in Lodi, she mentions that April has help out the Town in the absence of an officer.

Supervisor Luke Latini makes comment that we will address this further down the agenda, under new business.

HIGHWAY REPORT: Superintendent Rick Jacot

The team has been busy mowing road sides along with cleaning and clearing roadside ditches. The team also put in driveway pipe at the request of residents. The resident purchases the materials and we dig the ditch line according to the Towns right away to the best understanding. The team has serviced and maintained the Highway equipment. Ensuring safety of the driver and others.

The highway barn is participating in the Green Energy NYS program and has been awarded an allotment of 2 payments one for \$10,000 and one for \$5,000. The Town has decided that the best use of these monies is to make a Town owned building more energy efficient. Therefore, a mini split has been installed per Hubber out of Interlaken. These mini splits provide efferent heating and cooling.

The additional value of the grant awarded will be applied to energy effect lighting at the highway barn, and electric power tools (chainsaw and brush trimmers).

The highway Superintendent has requested quotes for the lighting project. Further update will be giving as it comes. In addition, the highway department helped with the digging of the graves in the West Lodi cemetery. The team finished up the month with laid cold patch.

Motion in the first to accept the report. Councilman Dan Jacobsen, Motion in the second by Councilman Jim Utter. All members of the board **IN FAVOR AND VOTING AYE: MOTION CARRIED.**

TOWN CLERK REPORT: Connie Rosbaugh:

Clerk Rosbaugh reports that the Ags and Market program will not be available for a little while longer. We are currently going through changes with animal control, and are seeking out an individual to fill the role as officer. Jamie Vangolo has resigned from her position. Currently Beverly Animal Shelter is helping out with the gap, and further update will be giving as we figure things out. Otherwise the Clerk continues forward with the operations of the Town from the highway barn.

The Clerk also gives report on the filled position of Cemetery Superintendent. The cemetery has been busy this year, the rate of local death is up more than 50% per previous years. Employee Gregg Henderson, and Ryan Ike, have done an amazing job at the caregiving of all 4 cemeteries in Lodi. Several complements have come in from local residents that they are greatly pleased with the work provided. Clerk Rosbaugh, gives mention to Rick Jacot and the team for their help. In the physical labor of the grave dig and closing. Providing support to the overall dealings of the process.

REGESTER OF VITAL STATISTICS: Continued birth, death and marriage license. Accessibility permits also provided through the Highway Barn. (clerk's office systems)

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

COUNCILMAN PROJECT UPDATES:

Councilman Dan Jacobsen reports that he is still working on the establishment of the Town of Lodi Highway Department road right of ways. That he and Superintendent Rick Jacot are in communication. He reports that he in addition to this is working on Road Bonding.

Road bonding is a program set up to protect local Town roads from outside individuals who may cause damage. An example of this may be when the Federal forest logs hardwood trees out of the forest and, their trucks damage of the roads. The bond will insure that the individual who created the damage is responsible for the repair.

Councilman Chance Van Cleef reports that he is currently working with the Association of Towns on the retention of documents and the process of document storage. Once advised from the association, councilman will give further update.

Councilman James Utter reports that he continues to work with our insurance company on the rates and quotes. He is currently focused on the towns workman's comp program. Jim also mentions concerns that the Town does not participate in the cyber protection portion of the policy, he adds comments that in today's time, it is necessary to have these protections in place. Jim also reports that he has removed and did cleanup work at the Town Hall sight.

PLANNING BOARD REPORTS: none heard

SUPERVISOR AND COUNTY BOARD REPORTS:

Luke Reports that the County is seeking out a qualified attorney and a new County Manager.

OLD BUSINESS- New Town Hall, CDBG grant status, Green Grant Status.

Luke reports that he has been in contact with the forensic engineer hired to assess the building known as the New Town Hall. It was reported to him, that the final fact finding report should be complete within the next few weeks. That once the forensic report is completed Luke then will conference with the Town hired attorneys in this matter.

The attorney will then take the evidence and advise the Town on which way we may approach the issues at hand. Luke will give further update as it comes in.

CDGB grant status. Luke reports that he is working with Jay Grasso to apply for an extension on the CDGB Grant. If the extension is approved, this will provide us more time to try and meet the expectation of the grant of the grant.

Green Grant Status. We as a community received a Green Energy grant as Rick was saying. The grants purpose is to help municipalities become more energy efficient. The Town has received award letters for the 2 separate values of \$5,000 and \$10,000.

NEW BUSINESS: - Hiring Animal Control Officer, Harmful Algal blooms (HABs),

The previous individual who handle Animal Control in the Town of Lodi was Jamie Vangelio. She has since resigned from her position leaving the Town in the need to fill the position. The Supervisor directs the Clerk to place an ad in the towns paper. Asking for interested individuals to send resume, and letter of interest to the Town.

Motion in the first by Councilman Jacobsen. Motion in the second by Deputy Supervisor Trevor Sibley, to back fill the position of Animal Control since June 2024. All members of the Board **IN FAVOR AND VOTING AYE: MOTION CARRIED.**

RESOLUTION: (1)

Deputy Supervisor Trevor Sibley, makes a Motion to establish a Resolution (proposed) (2024-17).

That states, the Town Board Member Chance Van Cleef or any other member, cannot re introduce a Resolution rescinding the Boards support of the Seneca Meadows Landfill and Business of Seneca County. Established Resolution (2024-13)

Discussion: Councilman Chance Van Cleef expresses his dislike of such a move. He states that he doesn't think that it is legal, and ask for clarity on why the other members of the Board would do such a resolution, when it's what the people are asking for. Chance sates that he feels this is to silence him, and the community members.

Supervisor gives financial facts to his support. Deputy Supervisor gives his reason of support as financial and that he supports all business in Seneca County. Supervisor adds comments that those who support the resolution will not change their minds on their beliefs and that they no longer find interest in wasting time on a decision that has already been made. Councilman Chance Van Cleef, request that the Board table the conversation, discussion and propose resolution (2024-17") until the Town Attorney is present. All members of the board agree to table.

Motion to table in the first by: Councilman Chance Van Cleef. Motion to table in the second by Deputy Supervisor Trevor Sibley. All members of the board **IN FAVOR AND VOTING AYE: MOTION TO TABLE CARRIED.**

ANNOUNCEMENTS:

Next regular board meeting date 09/11/2024. In person at the Lodi Fire Hall. 7:00 P.M.

Motion to enter into executive session.

Motion in the first by: Supervisor Luke Latini. Motion in the second by Councilman Dan Jacobsen. All member of the board **IN FAVOR AND VOTING AYE: MOTION CARRIED.**

SESSION BEGINS AT 9:03 pm.

Motion to Leave executive session.

Motion in the First by Councilman Chance Van Cleef. Motion in the second by: Councilman Dan Jacobsen. All member of the Board **IN FAVOR AND VOTING AYE: MOTION CARRIED.**

SESSION END: 9:37

ADJOURNMENT- TIME: 9: 40 P.M. Motion in the first by: Councilman Dan Jacobsen. 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.