

NINTH, RECORDING OF THE MONTHLY BOARD MEETING.

****Clerk Rosbaugh was absent from this session; therefore these minutes are typed from the recording of Mr. M. Mirras- Attorney of Law, Town of Lodi.**

***Meeting shall be in brief in accordance with (TOWN LAW, SUBSECTION 30(1)).**

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

On the 9th day of September 2026. Lodi NY 14860

Supervisor Luke Latini called the meeting to direct order at 7:00 PM. 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 7:00

Roll call taken by Supervisor Luke Latini and is as stated.

Those in attendance including, Supervisor Luke Latini, Councilman Bruce Terry, Councilwoman Martha Mosher, Councilman Jim Utter

Attorney: Mr. Mirras

Those absent: Municipal Clerk, Connie Rosbaugh, and Councilman Dan Jacobsen.

ADDITIONS AND DELETIONS TO THE ADGENDA.

Councilwoman Mosher request that the Board hold an Executive session, for strategies of mitigation in litigation coming in October,2026.

REVIEW AND APPROVE BILLS-

Discussion on the sewer bill for the town owned masonic temple.

Abstract (A) Vouchers 138-149 in the value of \$3,356.12.

Motion in the first by Councilman Bruce Terry. Motion in the second by Councilwoman Jim Utter. All present members of the Board **IN FAVOR AND VOTING AYE: ADOPTED.**

Abstract (DA) Vouchers 91-95 in the value of \$4510.01.

Motion in the first by Councilman Jim Utter. Motion in the second by Councilman Bruce Terry. All present members of the Board **IN FAVOR AND VOTING AYE: ADOPTED.**

Abstract (DB) Vouchers 83-90 in the value of \$88,559.70

Motion in the first by Supervisor Luke Latini. Motion in the second by Councilwoman Martha Mosher. All present members of the Board **IN FAVOR AND VOTING AYE: MOTION ADOPTED.**

REVIEW AND APPROVE MEETING MINUTES. - PRESENTED.

Motion in the first to approve the August 2026, meeting minutes by Councilman Bruce Terry. Motion in the second by Councilman Jim Utter. All present members of the Board **IN FAVOR MOTION ADOPTED.**

PRESENTATIONS - Nate Miller- South Seneca Ambulance

Nate addresses the Board about the 2027 budget, sales, services and calls.

Jim Frayvel- UTV laws and the sheriff's department enforce them.

Jim emphasizes the right to farm law, and the ability to use ATV in farming situations on public roads, and his dealings with the Seneca County Sheriffs' involvement. He states that the use of UTV is to check hay, cattle and other miscellaneous farm chores. He asks the Town Board for support.

Supervisor speaks on the provision of Title 5, stating that if you are in the act or husbandry of the farming act, during the time of use, such as bail twine, wire, hay hook, feed etc., becomes objective evidence for the use. Supervisors ask that we see how this plans out and if the situation decreases, if not he states he is willing to entertain a proposed local law.

Anne Derossie- speaks on the fact that she too is a farmer, she also advocates that she must use the UTV as part of the daily farm duties, she states that there have been several other incidences around the state in similar effect. She advocates that looking into the old laws, and bringing them current is a good idea, as various problems accrue.

George McChyen – Speaks on the possibility of getting farm plates on the vehicles, that the farmers intend to use on the roadways, like the ones that they put on pick-up trucks.

PETITIONS/PUBLIC COMMENTS.

HIGHWAY REPORT-

Superintendent Rick Jacot addresses the Board and reports that the team has been busy chip sealing Shaw Road, ditches have been dug, road signs, have been ordered and rehung.

A few driveway pipes have been installed. The team additionally helped Ovid with a larger shared service project.

Superintendent and employees of the Highway are currently working with Suite Kote, as a plan has been put in place to repair Fox Road.

Rick finalizes his report by informing the Town Supervisor that he is working on the new Truck quotes, and that they are not ready during this session.

Motion in the first to accept the highway report by Councilman Jim Utter. Motion in the second by Councilman Bruce Terry. All present members of the Board. **IN FAVOR AND VOTING AYE: MOTION ADOPTED.**

TOWN CLERK REPORT-

Clerk Rosbaugh- absent

CEMETERY REPORT- Superintendent Connie M. Rosbaugh- absent

OLD BUSINESS

NYSEG Supervisor Latini reports that he has received a denial of the complaint that he filed in July, with the service commission, deciding that the 3 outages were related to the extreme weather. I responded in email, coping senator Omara and Paul Mazanno, and the Hector Supervisor Boyett. Noting that there had been 7 or 8 outages not 3. With the current attention, the higher ups agree to re-open the case and have a further investigation. Further updates will be given as the Supervisor learns more.

COUNTY FLOOD PLAN MANAGEMENT- Mr. Mirras reports that he was asked to investigate and begin a draft of a local law. Mr. Mirras reports that they currently have written that draft. There are 3 questions that the Town Board is going to have to discuss. Introducing the Local Law next month and setting up a public hearing with the approval of the State.

1. The correct street address where documents are referred to, stored or up for review.

(discussion) 8491 Mill Street Lodi N.Y. 14860

2. Requires the Town to establish a fee for filling a Flood Plan Development Permit.

(discussion) County set

3. Section 6-1 establishing what body will act as the appeals Board. The county attorney stated to see if the county board will act as an appeals Board for the Town.

(Discussion) Further research will be done, before the Board makes a decision in absence of a local Zoning Board of Appeals.

Supervisor Addresses a Moratorium on Commercial Solar Fields- giving report that he is currently working on a Planning Board establishment but needs a few more weeks to update on the progress of establishing a full planning board, which will be instructed to start work on the Moratorium.

Introducing and Setting a Public Hearing – Local Law No. 1 of the Year 2026 to Override the Tax Levy Limits Established in General Municipal Law s/s 3-C.

RESOLUTION 2026-18. Vote to Introduce Local Law No. 1 2026.

Supervisor Latini entertains a motion to introduce Local Law No. 1 of the Year 2026 to Override the Tax Levy Limits Established in General Municipal Law s/s 3-C. and to establish a Public Hearing to be set on the 14TH of October 2026 at 7 p.m. in the location of the Lodi Volunteer Fire Company. Motion in the first by Councilwoman Martha Mosher. Motion in the second by, Councilman Jim Utter. All Present members of the Board **IN FAVOR AND VOTING AYE: MOTION ADOPTED.**

Budget planning workshops

September 23rd at 7:00

October 7th at 7:00

October 21st at 7:00

All meetings will be public and held at the Lodi Fire Hall. The Bookkeeper will have copies of the starting proposal.

NEW BUSINESS

Complaints regarding ATV/UTV for agricultural use, and the potential need for Local Law.

Supervisors ask if anyone has anything further that they would like to add to the earlier discussion.

Established laws read by Mr. Mirras/ Mr. Latini

Supervisor instructs Mr. Mirras to further research into the ATV/UTV current laws, and Supervisor states that he will further work with the Sheriff's office. These will be emailing correspondences through the Board.

PUBLIC COMMENTS, SECOND CALL

None heard.

EXECUTIVE SESSION- Discussion of Strategy of Mitigation regarding pending Litigation.

Supervisor Latini entertains a motion to enter executive session for the purpose of discussion of strategy of mitigation regarding pending litigation on the Town Hall Building. Motion in the first by Councilman Jim Utter. Motion in the second by Councilman Bruce Terry.

Motion to end executive session by Councilman. Motion in the second by Supervisor Latini.

All present members of the Board IN FAVOR AND VOTING AYE: ADOPTED

ANNOUNCEMENTS: The next Lodi Town Board Meeting will be at 7PM on October 14th, 2026, at the Lodi Fire Hall.

ADJOURNMENT.

Motion in the first to adjourn by Councilwoman Martha Mosher. Motion in the second by Councilman Bruce Terry . All present members of the Board **IN FAVOR AND VOTING AYE: ADOPTED. 8:53 p.m.**

Respectfully Submitted- Connie M. Rosbaugh; Municipal Clerk