TENTH, RECORDING OF THE MONTHLY BOARD MEETING.

***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 14th day of October 2026. Lodi NY 14860

Attended Councilman acting Supervisor Jim Utter 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.

****PUBLIC HEARING- open at 7:01 p.m.- Local Law No. 1 of the Year 2026 to Override the Tax- Levy Limits Established in General Municipal Law s/s 3-C**

Councilman/ Acting Supervisor Jim Utter addresses the public with a brief explanation of the intensions to Override the Tax Cap. Explaining that this a protective move that allows the Municipality power of operation in an exceeded budget.

Public Comments of the Hearing:

R. Ruth- in support and approves the local law.

D. Mott- questions why the Town would need to establish such a law and what is the intent.

J. Mullen- in support of the Local Law

No further comments heard.

Resolution to adopt Local Law No. 1 of the year 2026 to Override the Tax Levy Limits established in General Municipal Law s/s 3-C. Resolution 18-2026.

Motion in the first to adopt Resolution 18-2026 By Councilwoman Martha Mosher. Motion to adopt Resolution 18-2026 by Councilman Bruce Terry. All present Members of the Board **IN FAVOR AND VOTING AYE: ADOPTED.**

Supervisor entertains a motion to exit the Public Hearing. Motion in the first by Councilwoman Martha Mosher. Motion in the second by Councilman Bruce Terry. All present Members of the Board IN FAVOR AND VOTING AYE: ADOPTED.

Public hearing ended on 10/14/2026 at 7:25 p.m.

OFFICIAL ROLL CALL: Town Meeting 7:26

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

Those in attendance including, Councilman Bruce Terry, Councilwoman Martha Mosher, Councilman/ Acting Supervisor Jim Utter, Municipal Clerk Connie M. Rosbaugh

Attorney: Mr. Mirras

Those absent: Supervisor Luke Latini and Councilman Dan Jacobsen.

ADDITIONS AND DELETIONS TO THE ADGENDA.

REVIEW AND APPROVE BILLS-

Abstract (A) Vouchers 150-163 in the value of $60,274.95.

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

Abstract (DA) Vouchers 96-106 in the value of $10,682.10.

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

Abstract (DB) Vouchers 107-110 in the value of $138,791.05

Motion in the first by Acting Supervisor Jim Utter. 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 September 2026, meeting minutes by Councilwoman Martha Mosher. Motion in the second by Councilman Bruce Terry. All present members of the Board **IN FAVOR AND VOTING AYE: ADOPTED**.

PRESENTATIONS - Nate Miller- South Seneca Ambulance

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

PETITIONS/PUBLIC COMMENTS.

Chad Parsons comments on the service calls to Lodi vs. Service calls to te five points prison.

HIGHWAY REPORT-

Superintendent Rick Jacot addresses the Boad and reports that the team has been busy repairing Fox Road, Chip Seal and Servicing the Grade-all. Repairs on the Western Star Dump truck called for a new Battery Box and Battery.

Rick finalizes his report by informing the Acting Town Supervisor that he is working on the new Truck purchase and asks the Board to move forward with a vote to secure the chassis from the 2027 budget. The Board has decided to table the vote of the dump truck until Supervisor Latini returns and further budget review is completed.

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

TOWN CLERK REPORT-

All monies collected will be remitted to accounts payable/Supervisor Latini, for the purpose of being added to the General Fund of the Town of Lodi. Funds such as: Certified copies, licenses and local fee values.

Documents such as vital records including birth, death, and marriage licenses.

Agriculture and markets licenses, burial permits, FOIL request, K9 Licenses and business operational licenses, along with accessibility permits.

Motion in the first to accept the Clerks Report by Councilman Bruce Terry. Motion in the second by Councilwoman Martha Mosher. All present members of the **Board IN FAVOR AND VOTING AYE: MOTION ADOPTEDD**

CEMETERY REPORT- Superintendent Connie M. Rosbaugh

Superintendent Rosbaugh updates that the Cemetery will officially close of seasonal work on the date of October 31,2026. Equipment has been weatherized and shop is closed.

Both employees Ryan Ike and Robert Doane intend to return in the spring. The date of opening for seasonal work is anticipated to be April 20th, 2026. Depending on the weather. Burials will continue if the ground isn't frozen, and the cemetery is accessible.

Plots and further sales will continue until the cemetery is not accessible, during winter months.

OLD BUSSINESS

FEMA: Cats Elbow Culvert Replacement, DEC & Army Corp re- approved design, town board must vote on the 14th of October to have TG Miller send out the approved design to formal bid, FEMA obligated $1.4MM for the box culvert replacement on the 16th of September 2026, FEMA wants to close DR- 4397 at the end of March 2027, bids will be based on a March 2027completion time frame. The packet was provided to the Highway Superintendent Rick Jacot.

Superintendent addresses the board on the vote to move forward with TG. Miller requesting that the Town Board Provide authorization to solicit bids for the project. Known as Cats Elbow. Upon authorization we anticipate advertising the project for bid in November, with a recommended three-week bid period. Once bids are received, the Town will have up to 45 days to review them and either issue a notice of award or reject all bids.

Supervisor entertains a motion Re: Lodi (T) Damage site #225- Cats Elbow Culvert Replacement (FEMA Damage #83383) Request Authorization to bid. Motion in the first by Councilwoman Martha Mosher, Authorizing T.G. Miller. Motion in the second by Councilman Bruce Terry. All present members of the Board **IN FAVOR AND VOTING AYE: Authorization to T.G. Miller. ADOPTED**

RESOLUTION 18-2026 a Resolution, to adopt Local Law No. 1 of the year 2026 to override the Tax Levy Limits established in General Municipal Law subsection 3-C.

Acting Supervisor Jim Utter entertains a motion to Override the Tax Levy Limits. Motion in the first by Councilwoman Martha Mosher. Motion in the second by Councilman Bruce Terry all members of the Board **IN FAVOR AND VOTING AYE. ADPOTED**

Floodplain Management-

RESOLUTION 19-2026 introducing proposed Local Law 2 Of 2026, "A local law for flood damage prevention as authorized by the New York State Constitution, Article IX, Section 2 and environmental conservation law, Article 36 and repealing Town of Lodi Local Law No. 1 of 1987 and establishing a public hearing.

Public hearing set for November 11th, 2026, and instructing Clerk Rosbaugh to publish notice of a public Hearing.

Supervisor entertains a motion to introduce and set a hearing. Motion to introduce and set hearing by Councilwoman Martha Mosher. Motion in the second by Councilman Bruce Terry. All present members of the Board IN FAVOR AND VOTING AYE: ADOPTED.

Public Hearing set for November 11th, 2026.

RESOLUTION 20-2026 A Resolution determining that proposed Local Law No. 20 of 2026 is subject to the State Environmental Quality Review Act, Identifying involved agencies, and notifying the New York State Department of Environmental Conservation of the Town Board's intent to serve as Lead Agency.

Acting Supervisor Jim Utter makes a motion to adopt Resolution 20-2026. Motion in the second By Councilwoman Martha Mosher. All present Members of the Board **IN FAVOR AND VOTING AYE: ADOPTED.**

Lower Lake Road Spur/Turn Around- Mr. Mike Mirras, attorney of law, updates that he has had some of the documents updated. Ownership documents were not as described. The documents are now corrected, and they are ready for the Town of Lodi Supervisor Luke Latini to endorse the documents with his signature, Mr. Mirras leaves the documents with the municipal Clerk, so that may be notarized with the Signature of the Supervisor. Mr. Mirras will then send the singed documents to the respected individuals.

NYSEG – is still investigating frequency of outages, the CEO of NYSEG agrees to replace the dilapidated pole at Johnny's and review any others on a case-by-case basis if reported.

NEW BUSINESS

Superintendent Rick Jcaot asks the Board to approve the purchase of the new dump truck, giving the Board 3 Quotes.

1. Kenworth- $201,175.00
2. International - $189,210.80
3. Peterbuilt- $186,987.00
4. Viking Plow Package to be added $141,695.80

Superintendent states that the Board needs to decide soon as the emissions may go up for the upcoming year. Acting Supervisor and present Board decide to table ethe decision until Town Supervisor is present and further budget workshop is completed.

Motion to Table until November by Councilwoman Martha Mosher. Motion in the second by councilman Bruce Terry. All present Members of the Board **IN FAVOR AND VOTING AYE MOTION ADOPTED- TABLED UNTIL NOVEMBER.**

PUBLIC COMMENTS, SECOND CALL

None heard.

EXECUTIVE SESSION- Discussion of Tree Suit update (Mr. Mirras to update the Board).

Motion in the first to enter executive session by Councilman Bruce Terry. Motion in the second by Councilwoman Martha Mosher.

Motion to end executive session by Councilwoman Martha Mosher. Motion in the second by Councilman Bruce Terry.

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

ANNOUNCEMENTS: The next Lodi Town Board Meeting will be at 7PM on November 11th, 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. 8:52 p.m.**

Respectfully Submitted- Connie M. Rosbaugh; Municipal Clerk