



ULYSSES TOWN BOARD
RESOLUTIONS for August 10, 2021

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Section 2 ++++++

RESOLUTION # _____ OF 2021 APPROVAL OF AGENDA

RESOLVED that the Ulysses Town Board agenda for August 10, 2021 is approved as presented/amended.

Section 5 CONSENT AGENDA RESOLUTIONS A-D ++++++

WHEREAS, the Ulysses Town Board has reviewed the following resolutions A-E thoroughly and is satisfied that the resolutions are sufficiently clear and do not require further explanation or discussion, now therefore be it

RESOLVED that Resolutions A-E are hereby approved as printed.

Resolution A: 2021-____ : Board Authorization for Contract Extension with Gerwitz & McNeil for Water District 3 TTHM Remediation Aerator Project

WHEREAS, the Town of Ulysses has entered into a Water Infrastructure Improvement Act (WIIA) grant agreement with the New York State Environmental Facilities Corporation (EFC), project number 18217; and

WHEREAS, resolution 2020-135 initially authorized the contract with Gerwitz & McNeil Electric, Inc. as the low bidder for the TTHM Remediation Aerator Project; and

WHEREAS, resolution 2021-109 authorized an increase of \$1,395 in the overall cost of the project due to the increase cost of the guardrail installation; and

WHEREAS, due to delays in steel lead times, the final payment for the contract will be delayed until after guardrail installation; now therefore

BE IT RESOLVED, that the Ulysses Town Board authorizes the Ulysses Town Supervisor to sign a contract extension to 12/31/2021 which includes the approved increase from \$214,209 to \$215,604.

RESOLUTION B: 2021-____ : REQUESTING A TRAFFIC STUDY TO REDUCE THE SPEED LIMIT ON FALLS ROAD

WHEREAS, Falls Road is a Town road within the Town of Ulysses and

WHEREAS, the residents of Falls Road experience a high volume of traffic during the annual Grassroots Festival of Music and Arts which attracts up to 15,000 patrons, many of whom park and camp on Falls Road property owned by the Fingerlakes Grassroots Festival, Inc and

WHEREAS, residents have requested a speed study, and

WHEREAS, the road is narrow and includes two dangerous curves and several driveways with limited visibility and

WHEREAS, a regional representative of the Department of Transportation who viewed the road felt that a reduction from the standard 55 mph to a lower might be warranted given the conditions, and

WHEREAS, the Ulysses Highway Superintendent has reviewed the road conditions and supports a speed study and a speed reduction, contingent on enforcement, and

43 WHEREAS, §1622 of the New York State Vehicle and Traffic Law establishes the law regarding speed limits on town
44 highways, and

45 WHEREAS, this law states that the department of transportation, upon the request of the county superintendent of
46 highways of a county, and the town board of the town affected with respect to town highways in such town outside of
47 cities or villages, may, by order, rule or regulation: (1) Establish maximum speed limits at which vehicles may proceed on
48 or along such highways higher or lower than the fifty-five miles per hour statutory maximum speed limit. No such limit
49 shall be established at less than twenty-five miles per hour, except that school speed limits may be established at not
50 less than fifteen miles per hour, (2) Establish maximum speed limits at which vehicles may proceed on or along all such
51 highways lying within an area as designated by a description of the boundaries of such area submitted by the county
52 superintendent of highways of a county and the town board of the town affected lower than fifty-five miles per hour
53 statutory maximum speed limit. No such limit shall be established at less than thirty miles per hour,

54 NOW, THEREFORE BE IT

55 RESOLVED that the Town Board of the Town of Ulysses supports the request for a speed control investigation by NYSDOT
56 to determine if the speed limit for Falls Road from Taughannock Park Road to Cemetery Road for the safety of residents,
57 Festival tourists, drivers, bicyclists and pedestrians, and further

58 RESOLVED that the Town Board directs the Town Clerk to submit a certified copy of this resolution to the Tompkins
59 County Highway Manager requesting that they accept and submit our request to the NYSDOT.

60 **RESOLUTION c: 2021- _____: Authorization to Request and Receive Grant Funding for Recreation Equipment Storage**

61 WHEREAS, in 2019, the Town of Ulysses, through a Memorandum of Understanding with the Village of Trumansburg,
62 became the sponsor of year-round recreation programs and

63 WHEREAS, the Recreation Director and his staff require a safe and accessible facility to store recreation equipment for
64 Town-sponsored programs, and

65 WHEREAS, the current location at the Middle School is not consistently available, especially when schools are closed for
66 repairs, and

67 WHEREAS, the Ithaca Rotary Club is inviting one time grants from local organizations, now therefore be it

68 RESOLVED, that the Ulysses Town Board hereby authorizes the Recreation Director to submit a grant proposal
69 requesting up to a maximum of \$600 and requiring no local match for an equipment storage shed to be located at Town
70 Hall and further

71 RESOLVED, that if approved, the Town Supervisor is authorized to accept the grant funds as revenue to be used for the
72 purchase of an acceptable shed.

73 **RESOLUTION d: 2021- _____: Approval of July 27, 2021 minutes**

74 RESOLVED, that the Ulysses Town Board has reviewed and hereby approves the minutes of the July 27, 2021 meeting as
75 presented.

76 **Section 7a- NEW BUSINESS ++++++**

77 **Resolution 2021- _____: Board Authorization for Insurance Brokerage Services**

78 WHEREAS, resolution 2021-129 notified the Town Board of the Request for Proposal (RFP) process for insurance
79 brokerage services;

80 WHEREAS insurance brokers are considered a professional service according to the Town’s procurement policy, which
81 defines professional services as “...services requiring special or technical skill, training or expertise. The individual or
82 company must be chosen based on accountability, reliability, responsibility, skill, education and training, judgment,

83 integrity, and moral worth. These qualifications are not necessarily found in the individual or company that offers the
84 lowest price and the nature of these services are such that they do not readily lend themselves to competitive
85 procurement procedures.”; and

86 WHEREAS, a qualitative rating matrix was used to evaluate insurance brokers who submitted proposals; and

87 WHEREAS, the Town is appreciative and grateful to the previous insurance brokers; and

88 WHEREAS, the Town would like to ensure the most competitive insurance coverage price by working with a broker that
89 works with a relatively high number of insurance carriers, while also maintaining product quality and customer service;
90 now therefore

91 BE IT RESOLVED, that the Ulysses Town Board authorizes Town staff to establish insurance brokerage services with
92 _____ (to be determined at the meeting based on bids, ratings, and discussion)

93 **Section 7b- NEW BUSINESS *PROPOSED FOR ADDITION ON 8/10/21* ++++++**

94 RESOLUTION 2021 #_____: UPDATING TOWN BOARD MEETING RULES AND PROCEDURES RELATING TO REMOTE
95 PARTICIPATION

96 WHEREAS, the Town of Ulysses Rules and Procedures for Town Board Meetings as updated in 2018 added a section to
97 permit remote participation by Town Board members and

98 WHEREAS, during the coronavirus all Town Board members and appointed officials serving on the Planning Board, the
99 Board of Zoning Appeals and other advisory groups subject to the NYS Open Meetings Law, met remotely via Zoom
100 videoconferencing which allows members of the public to be seen, heard and participate in public meetings and

101 WHEREAS, the Town has upgraded its videoconferencing technology to allow for sight and sound participation, now
102 therefore be it

103 RESOLVED that the following changes highlighted below be made to the Section 4.5 of the Rules and Procedures be
104 adopted as presented/ amended and further

105 RESOLVED, that the updated Rules and Procedures be distributed by the Town Clerk to all members of the Town Board,
106 Planning Board and Board of Zonings Appeals.

107 **4.5 Remote Participation in Meetings**

108 The Ulysses Town Board authorizes both participation and voting by video conferencing of a Ulysses Town Board
109 member who is not physically present at an official Ulysses Town Board meeting if the following requirements are met:

- 110 a) At least three members of the Ulysses Town Board are present at the physical location of the Town Board
111 meeting; and
- 112 b) The location of the Town Board member who is not physically present at the Town Board meeting ~~member~~
113 is accessible to the general public; and
- 114 c) The meeting notice informs the public that a Town Board member will be attending remotely, and **includes**
115 details of the physical location **from which** ~~where~~ such Town Board member will be participating in the
116 meeting remotely; and
- 117 d) The Town Board member is visible to the general public on a screen at the location of the Town Board
118 meeting (i.e. by video conferencing as opposed to telephone conferencing which is not permitted); and
- 119 e) **Members of the public wishing to participate may do so by phone or videoconference.**
- 120 f) The Ulysses Town Board member wanting to exercise this option notifies the Town Supervisor at least 5
121 days in advance of the meeting where they cannot physically be present; and
- 122 g) A Ulysses Town Board member following the above requirements may vote as though they were physically
123 present at the Town Board meeting; and

- h) ~~A maximum of two~~ Only one Town Board members may exercise the option to participate remotely at a time. ~~Permission will be granted by the Town Supervisor on a first come, first served basis.~~
- i) ~~The Clerk shall post the locations of those participating remotely.~~
- j) ~~This clause shall also pertain to participation in the public meetings of the Planning Board and Board of Zoning Appeals and other advisory boards subject to the NYS Open Meetings Law.~~

Section 7c- NEW BUSINESS *PROPOSED FOR ADDITION ON 8/10/21* ++++++

RESOLUTION 2021 # ____: COVID PROTOCOLS FOR PUBLIC MEETINGS IN ULYSSES

WHEREAS, the COVID-19 pandemic is continuing and the presence of highly transmissible variants is increasing in our community, and

WHEREAS, the New York State State of Emergency has been lifted requiring all public meetings to be held in person and delegating COVID safety protocols to each business and organization, and

WHEREAS, to facilitate remote access to the meetings of the Town Board, the Planning Board and the Board of Zoning Appeals for elected and appointed officials, staff, and members of the public, the Town has installed videoconferencing equipment to connect those meeting in person at the Town Hall and those who wish participate remotely to be seen and be heard and included in the meeting as meeting rules permit, and

WHEREAS, for the safety of volunteers, staff and elected officials and members of the public, the Ulysses Town Board wishes to limit in-person participation to those who are vaccinated, now therefore be it

RESOLVED, that the Ulysses Town Board adopts a temporary policy to require members of the Board, staff, public, and/or petitioners to the Town Board wishing to attend public meetings in person to show proof of vaccination for the coronavirus when they sign in to the meeting and further

RESOLVED, that staff and members of the public will continue to have full virtual access to the public meetings via ZOOM and further

RESOLVED, that this policy is extended to the Planning Board and Board of Zoning Appeals, and any other Town advisory groups subject to the NYS Open Meetings Laws and further

RESOLVED, that this temporary policy shall expire December 31, 2021 unless rescinded or extended by resolution of the Town Board.

Section 8 Budget Modifications ++++++

RESOLUTION 2021- : APPROVAL OF BUDGET MODIFICATIONS (Available on 8/10)

WHEREAS, the Town’s Budget Officer has presented and explained the attached Budget Modifications to the Ulysses Town Board and

WHEREAS, the Town Board has reviewed the budget modifications, now therefore be it

RESOLVED, that the attached budget modifications are approved as presented.

Section 9 Payment of Claims ++++++

RESOLUTION # 2021-____: AUTHORIZATION TO PAY CLAIMS

RESOLVED that the Ulysses Town Board has reviewed and approves payment of claims for:
HA fund (Water District 3 Capital Project) vouchers _____ in the amount of _____ and for the
HB fund (Cemetery Bridge Replacement Project) vouchers _____ in the amount of \$ _____ and
for All other funds vouchers numbered _____ to _____ in the amount of _____.