



ULYSSES TOWN BOARD
RESOLUTIONS for Sept. 14, 2021

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42

Section 2 ++++++

RESOLUTION # _____ OF 2021 APPROVAL OF AGENDA

RESOLVED that the Ulysses Town Board agenda for September 14, 2021 is approved as presented/amended.

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

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-D are hereby approved as printed.

RESOLUTION 2021-____-A: Approval of Town Board meeting minutes from 8/10/21. 8/13/21 and 8/24/21

RESOLVED, that the Ulysses Town Board has reviewed and hereby approves the minutes of the August 10 and 24th meetings of the Town Board and the Special Town Board meeting held August 27, 2021 as presented/amended.

RESOLUTION 2021-____-B: Acknowledgement of no-Cost Grant Application Submitted by Historian Wertis to Celebrate the Placing of Historic Markers

WHEREAS, the Ulysses Town Historian was successful in securing grants from the Pomeroy Foundation for three historical markers and

WHEREAS, the placing of the markers should be cause for celebration of our rich history and

WHEREAS, the Historian has requested \$600 no-match required Celebrations grant from Tompkins County to promote and host a special event to recognize the placement of each of the three new markers, now therefore be it

RESOLVED, that the Town Board extends its appreciation to the Historian for his efforts to educate the public about the history of the Town of Ulysses and acknowledges submission of the grant application and further

RESOLVED, that the Town Board authorizes the Supervisor to accept the grants, if approved, to support celebrations to coincide with the placement of each of the three grant-funded markers.

RESOLUTION 2021-____-C: Support for Tompkins County COVID testing for Municipal Employees

WHEREAS, Tompkins County has encouraged all of its employees to get vaccinated against COVID-19 and to provide a self-attestation form to show their vaccination status and

WHEREAS, Tompkins County will require employees who are not vaccinated and those who do not return the Attestation Form to comply with twice weekly COVID tests self-administered at their worksites and

WHEREAS, the Tompkins County Legislature is considering extending this surveillance testing initiative to municipal employees at no cost to the municipality, now therefore be it

RESOLVED, that the Town Board of the Town of Ulysses hereby urges the Tompkins County Legislature to approve inclusion of the municipalities in their testing program and further

43 RESOLVED, that the Town extends its appreciation to the County for including municipal employees and acknowledges
44 that if the Town of Ulysses adopts a similar policy and wishes to participate, that the Town will comply with all of the
45 County's terms and conditions.
46

47 **Section 6 a- OLD BUSINESS ++++++**

48 **RESOLUTION # OF 2021: Approving Execution of Out-of- District Water User Agreement for Water District 3**
49

50 WHEREAS, Daniel and Brooke Palmer are the owners of a parcel of real property located on 7048 Durling Road, in the
51 Town of Ulysses, County of Tompkins and State of New York, Town of Ulysses tax parcel number 12.-4-24 (the Property);
52 and

53 WHEREAS, the Owners requested permission to connect to the existing Water District No.3 in the Town of Ulysses (the
54 District), owned and operated by the Town, and to extend water service to the property to address serious water quality
55 problems; and

56 WHEREAS, the Owners are willing to pay for and maintain the required extension of the water line from the water line
57 on Cold Springs Road and the associated appurtenances and fees related to the extension,

58 WHEREAS, on behalf of the District, the Town may benefit from the increased draw of water through the Water District
59 system by the Owners which may improve water quality and from the offsetting revenue to the Water District, and

60 WHEREAS, both the Town of Ithaca from whom the Water District purchases its water and Bolton Point which provides
61 the water for Water District No. 3 have agreed to the extension and

62 WHEREAS, the Town has verified the quality of water available from Water District No. 3 at this location and the Town
63 Engineer has approved the design for the connection, and

64 WHEREAS, the Town of Ulysses, on behalf of the Water District, is willing to consent to the connection of the Property to
65 the District on the terms set forth in the attached Agreement, now therefore be it

66 RESOLVED, that the Town Board approves the terms of the Out-of-District Water User Agreement attached to this
67 resolution; and be it further
68

69 RESOLVED that the Town Board authorizes the Town Supervisor to execute the Agreement or any further revised version
70 of this Agreement provided that the final form of any further revisions is approved by the Attorney for the Town.
71

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

73 **RESOLUTION # ____ of 2021: SCHEDULING A PUBLIC HEARING ON LOCAL LAW # __ OF 2021 TO OVERRIDE THE TAX LEVY**
74 **LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-C**

75 RESOLVED, that the attached draft local law, the full text of which the Town Clerk is hereby directed to reproduce in the
76 minutes hereof, is adopted as the draft upon which a public hearing shall be held to consider whether or not to adopt
77 the Local Law # __ of 2021 to Override the Levy Limit, and be it further

78 RESOLVED, that the Town Board hereby schedules a public hearing for _____ at 6:30 PM.

79 Access details for how to participate in the Public Hearing shall be posted on the Town of Ulysses website at
80 www.ulysses.ny.us at least 24 hours prior to the date of the hearing. The purpose of the public hearing is for all persons
81 wishing to comment in favor or against the proposed Local Law to have an opportunity to provide their comments
82 thereon, and be it further

83 RESOLVED, that in addition to participation in the public hearing, all members of the public wishing to submit written
84 comments on the proposed local law may do so in writing addressed to the Town Clerk at 10 Elm Street, Trumansburg,
85 NY 14886 or by email to clerk@ulysses.ny.us, and be it further

86 RESOLVED, that the Town Clerk is directed to publish notice of said hearing in the Ithaca Journal as required by law and
87 the Town Board authorizes payment of expenses associated with said publications.

88 Draft Law for the Public Hearing.....

89 **LOCAL LAW #___ OF 2021: TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-C**

90 *Be it enacted by the Town Board of the Town of Ulysses as follows:*

91 *Section 1. Legislative Intent: It is the intent of this local law to override the limit on the amount of real property taxes that*
92 *may be levied by the Town of Ulysses, County of Tompkins pursuant to General Municipal Law §3-c, and to allow the*
93 *Town of Ulysses, County of Tompkins to adopt a town budget for (a) town purposes, (b) fire protection districts, and (c)*
94 *any other special or improvement district, and Town improvements provided pursuant to Town Law Article 12-C,*
95 *governed by the Town Board for the fiscal year beginning January 1, 2022 and ending December 31, 2022 that requires a*
96 *real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c.*

97 *Section 2. Authority: This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly*
98 *authorizes the Town Board to override the tax levy limit by the adoption of a local law approved by vote of at least sixty*
99 *percent (60%) of the Town Board.*

100 *Section 3. Tax Levy Limit Override: The Town Board of the Town of Ulysses, County of Tompkins is hereby authorized to*
101 *adopt a budget for the fiscal year 2022 that requires a real property tax levy in excess of the limit specified in General*
102 *Municipal Law §3-c.*

103 *Section 4. Severability: If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof*
104 *to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid*
105 *or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be*
106 *confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to*
107 *the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or*
108 *order shall be rendered.*

109 *Section 5. Effective date: This local law shall take effect immediately upon filing with the Secretary of State.*

110

111 **Section 7b- NEW BUSINESS ++++++**

112 **RESOLUTION #_____ of 2021: Placement of No Parking Signs on Falls Road near Smith Woods**

113 WHEREAS, the Town has provided off-street parking along Cemetery Road for visitors to Smith Woods, and

114 WHEREAS, some visitors continue to park along the east side of Falls Road near the intersection with Cemetery Road close to
115 the entrance to Smith Woods and

116 WHEREAS, the narrow shoulder and steep bank at this section of the road and the proximity to the corner make parking in this
117 location a danger for the visitor and local drivers, and

118 WHEREAS, neighbors have asked for the area to be labeled by the Town as a No Parking zone, Smith Woods representatives
119 support this action, and the Highway Superintendent is willing to place the signs, now therefore be it

120 RESOLVED, that the Ulysses Town Board hereby directs the Highway Superintendent to place No Parking signs along the east
121 side of Falls Road from the intersection with Cemetery Road for .10 mile south.