



**ULYSSES TOWN BOARD
RESOLUTIONS for November 23, 2021**

Section 2 ++++++

RESOLUTION # _____ OF 2021 APPROVAL OF AGENDA

RESOLVED that the Ulysses Town Board agenda for November 23, 2021 is approved as presented/amended.

Section 4 OLD BUSINESS ++++++

**RESOLUTION 2021-_____: AUTHORIZING TOWN SUPERVISOR TO ENTER INTO FINANCE AGREEMENT TO PURCHASE
2022 MACK GRANITE**

WHEREAS, a total of \$85,797 was budgeted into the appropriation line DA5130.2 Machinery EQ in the 2022 budget specifically for the 2022 Mack Granite, and

WHEREAS, the Highway Superintendent has received a quote, dated 8/23/2021 with quote number CONW2021000450A544, for the replacement vehicle for Truck 10, the 2007 International (VIN# 1HTWZHR57J462683), which is a planned purchase per the Highway Capital Equipment Plan, and

WHEREAS, the 2022 Mack Granite will be financed at a flat 3-year payment plan of \$84,921.78 per year, which was included in the Capital plan presented to the Board during budgeting season, and

WHEREAS, no appropriation of equipment reserves in needed for this purchase, and

WHEREAS, the quote includes all required add-ons for the functionality required by the department (front plow, wing, salt spinner, etc.), purchase of this vehicle to ensure availability of a reliable and vital piece of equipment for snow plowing, hauling stone, and

WHEREAS, the source for these purchases and quotes is a vendor who has been awarded a Contract with Onondaga County (contract # 8996), the contract and quote listed is valid through June 23, 2023, per the Town’s Procurement Policy and General Municipal Law §103(3), purchases made using County or State contracts are exceptions to competitive bidding requirements, and

WHEREAS, a significant lead time has been indicated by the vendor, and placing this order as soon as possible will help ensure a timelier delivery of the vehicle, and

WHEREAS, the Ulysses Town Board has approved submission of a non-binding Letter of Intent on 11/9/2021, and

WHEREAS, the three-year financing details have been presented to the Board, and

WHEREAS, the first of 3 payments is due upon closing on the truck and the financing agreement, and

WHEREAS, the Ulysses Town Board wishes to take advantage of the current interest rate as there have been indications that interest rates will rise in the near future, and

WHEREAS, the first payment of \$84,921.78 will be made from funds appropriated in the 2022 DA budget, and

43 WHEREAS, KS State Bank is not only the sole source of financing for the Mack Granite manufacturer, but routinely works
44 with New York State Towns and is familiar with the legal requirements of financing, and
45 RESOLVED, that the Ulysses Town Board authorizes the Town Supervisor to sign the Formal Proposal for the three year
46 Installment Purchasing Contract and further
47 RESOLVED, that the Ulysses Town Board authorizes the Town Supervisor to finalize and sign the financing agreement
48 contingent upon Town Attorney approval of the final financing contract.
49

50 **Section 5a – NEW BUSINESS ++++++**

51 **RESOLUTION # ____ OF 2021: APPROVAL OF 2022-2024 COLLECTIVE BARGAINING AGREEMENT WITH TEAMSTERS**
52 **LOCAL 317**

53 WHEREAS, the employees of the Town Highway Department voted to affiliate with the Teamsters Union; and
54 WHEREAS, the collective bargaining agreement approved for 2018-2020 was extended for 2021; and
55 WHEREAS, the Town Board supports and appreciates our local union members and negotiated an agreeable contract for
56 the period 2022-2024; now therefore be it
57 RESOLVED, that the Ulysses Town Board approves the 2022-2024 Collective Bargaining Agreement; and further
58 RESOLVED, that the Ulysses Town Board authorizes the Supervisor to sign the Agreement.
59

60 **Section 5b- NEW BUSINESS ++++++**

61 **Resolution 2021-____: HONORING SARAH KOSKI FOR HER SERVICE TO THE TOWN OF ULYSSES**

62 WHEREAS Sarah Koski served as the Deputy Town Clerk from October 2015 to October 2021, and
63 WHEREAS Sarah’s skills set served the Town in a variety of ways including an aptitude for procurement policy and law,
64 historic Town legislation research, documentation, data management, mask making for the community and Town staff,
65 Town Hall facility gardening, excellent customer service and general delightful disposition and a willingness to help with
66 whatever was needed; now therefore be it
67 RESOLVED that the Ulysses Town Board and staff extends our appreciation Sarah Koski for her many contributions to the
68 Town of Ulysses, and further
69 RESOLVED that the Ulysses Town Board and staff wish Sarah happiness in the next adventure.
70

71 **Section 5c NEW BUSINESS ++++++**

72 **THE FOLLOWING RESOLUTIONS ARE INTRODUCED FOR INFORMATION AND REVIEW PRIOR TO ACTION REQUESTED ON**
73 **DEC. 14, 2021. Please share questions or comments with Supervisor Zahler or Budget Officer Michelle E. Wright**

74 **Resolution 2021-____: Re-Stating The Intent Of The “A236 / A915 Assigned Funds”**

75 WHEREAS Resolution # 167 Of 2020: Re-Stating The Intent Of The “A236 / A915 Assigned Funds” established the intent
76 of the Assigned Funds at that time, and
77 WHEREAS, since that resolution there have been two additional assigned funds, and
78 WHEREAS, the Town of Ulysses (“Town”) has various Assigned Funds where sums of money have been set aside for
79 specific use, and

80 WHEREAS, these Assigned Funds are allowed in the General Funds (the "A fund") and less formal than reserves allowed
81 by the New York State Office of the State Comptroller, and

82 WHEREAS, the appropriation of these assigned funds do not require a permissive referendum or public hearing, and

83 WHEREAS, the Town would like to re-state the intent for the assigned funds based the 2021 budgeting process and on
84 notes left in the previous budget years when funds were added to the Assigned Funds,

85 RESOLVED, the following list of Assigned Fund titles are followed by the intended purpose of the fund when it was first
86 earmarked:

- 87 1. A915.1 Youth Recreation: the intent of this assigned fund is to use for Youth Recreation specifically per the 2019
88 MOU with the Village of Trumansburg. The source of the funding comes from recreation program savings in
89 jointly funded youth recreation programs. Future use to be decided jointly by Town and Village.
- 90 2. A915.2 Recreation: the intent to earmark funds for future expenses related to parks and other public spaces.
- 91 3. A915.3 Audit: the intent to earmark funds for future expenses related to the cost of auditing services.
- 92 4. A915.4 Legal: the intent to earmark funds for future expenses related to legal costs above and beyond the
93 budgeted amount.
- 94 5. A915.5 Youth: the intent to earmark funds for future expenses related to youth commission. The source of these
95 funds includes donations made to the Town for youth programs.
- 96 6. A915.6 Environmental Protection: the intent to earmark funds for future expenses related to purchase or lease
97 of land from farmers for environmental reasons e.g. buffer strips, stormwater retention ponds, or other ditch
98 remediation best practices.
- 99 7. A915.7 TC Rec Community Rec Reserve: the intent to earmark funds for the Trumansburg Recreation Board for
100 future plans to be distributed at the Ulysses Town Board discretion.
- 101 8. A915.8 Cemetery Repair: the intent to earmark funds for future repairs for Town-owned cemeteries.

102 **Resolution 2021-_____ : Establishing The "DB231 / DB879 Repair Reserve Fund" Of The Town Of Ulysses Under**
103 **Section 6-D Of The General Municipal Law**

104 WHEREAS, the 2021 Town of Ulysses budget included the creation of a repair reserve in the DB fund, and

105 WHEREAS, there is no referendum requirement for the establishment of a repair reserve fund, appropriations out of a
106 repair reserve fund are subject to public hearing as prescribed by law, and

107 WHEREAS, in an emergency, appropriations out of this repair reserve fund are allowable without a public hearing as long
108 as a resolution for appropriation is approved by at least two-thirds vote of the full Town Board (not just members
109 present at a meeting), as well as the requirement that at least one-half of the expenditure is repaid in the next fiscal
110 year, and the balance repaid by the end of the fiscal year after that, and

111 RESOLVED by the Town Board of the Town of Ulysses, duly convened in regular session as follows:

- 112 1. That pursuant to N.Y. GML 6-d there be and hereby is established a repair reserve fund in the DB fund.
- 113 2. Such repair reserve fund is to be known as the "DB231 / DB879 Repair Reserve Fund."
- 114 3. Such additional sums as may hereafter be appropriated shall become part of DB231 / DB879 Repair Reserve.
- 115 4. The Town Supervisor, in her/his discretion, may invest the moneys in the fund in the manner provided in section
116 6-f of the General Municipal Law of the State of New York. Any interest earned or capital gains realized on the
117 moneys so deposited or invested shall accrue to and become a part of the reserve fund.
- 118 5. No expenditure shall be made from the reserve fund except by authorization of the Town Board of the Town of
119 Ulysses pursuant to the provisions of section 6-d of the General Municipal Law of the State of New York.
- 120 6. This resolution shall take effect immediately.

122 **Resolution 2021-_____ : Establishing The “SW3-231 / SW3-883 Vehicle Reserve Fund” Of The Town Of Ulysses A**
123 **Specific Capital Reserve Fund For The SW3 Fund Vehicle Under Section 6-C Of The General Municipal Law, Subject To**
124 **Permissive Referendum**

125 WHEREAS, there is a requirement to state the specific purpose and estimated maximum cost of the equipment in the
126 resolution establishing a Specific Capital Reserve Fund, and

127 WHEREAS, the purpose of this Reserve Fund is to accumulate moneys to finance the cost of a vehicle for the use of
128 Water District 3 operations, with the estimated maximum cost of \$35,000, and

129 WHEREAS, the 2021 Town of Ulysses Budget specified the creation and addition of this specific reserve, now therefore
130 be it

131 RESOLVED by the Town Board of the Town of Ulysses, duly convened in regular session as follows:

- 132 1. That pursuant to N.Y General Municipal Law (N.Y. GML) §6-c there be and hereby is established a specific capital
133 reserve fund to cover the cost of the future purchase of SW3 fund vehicle.
- 134 2. Such specific capital reserve fund is to be known as the “SW3-231 / SW3-883 Vehicle Reserve Fund.”
- 135 3. Such additional sums as may hereafter be appropriated shall become part of the SW3-231 / SW3-883 Vehicle
136 Reserve Fund.
- 137 4. The Town Supervisor, in her/his discretion, may invest the moneys in the fund in the manner provided in section
138 6-f of the General Municipal Law of the State of New York. Any interest earned or capital gains realized on the
139 moneys so deposited or invested shall accrue to and become a part of the reserve fund.
- 140 5. No expenditure shall be made from the reserve fund except by authorization of the Town Board of the Town of
141 Ulysses pursuant to the provisions of section 6-c of the General Municipal Law of the State of New York.
- 142 6. The Chief Fiscal Officer of the Town shall account for this fund in the manner outlined in N.Y. GML 6- c(10).
- 143 7. 8. In accordance with N.Y. General Municipal Law Section 6-c(11) the members of the Town Board for the
144 duration of their respective terms on the board are hereby declared trustees of this SW3-231 / SW3-883 Vehicle
145 Reserve Fund and shall be subject to all the duties and responsibilities imposed by law on trustees.
- 146 8. This resolution shall take effect on the day following the thirtieth day after publication of notice by the Town
147 Clerk regarding its adoption stating that it is subject to a permissive referendum unless a petition for referendum
148 is received by the Town Clerk by the requisite number of voters in which case the resolution shall only become
149 effective upon being certified by the Board of Elections as adopted following a duly held election.

150 FURTHER RESOLVED that pursuant to General Municipal Law 6-c, this resolution is subject to permissive referendum
151 conducted in accordance with Article 7 of the N.Y. Town Law; and be it

152 FURTHER RESOLVED that the Town Clerk will post public notice of the permissive referendum in accordance with law
153 and provide a copy of such notice to the Town Supervisor.

154 **Section 7a APPROVAL OF MINUTES**

155 **RESOLUTION # _____ of 2021: APPROVAL OF MINUTES ++++++**

156 RESOLVED, that the Ulysses Town Board approve the meeting minutes from 11/9/21 and the Special Town Board
157 meeting held 11/16/21 as presented.

158