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JANUARY 4TH, 2017 ORGANIZATIONAL TOWN BOARD MEETING

***Resolution 2017-1: Dates of Meetings**

BE IT RESOLVED, the Regular Monthly Board meetings of the Ulysses Town Board will be held on the second Tuesday of each month at 7:00 p.m. at the Ulysses Town Hall at 10 Elm Street, Trumansburg, NY. A second monthly meeting will be held on the 4th Tuesday of each month at 7:00 p.m.

Moved: Ms. Zahler Seconded: Mr. Goldman

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman aye

Vote: 5-0
 Date Adopted: 1/4/17

***Resolution 2017-2: Media**

BE IT RESOLVED the designated news media is advised of the foregoing schedule and meeting notices will be posted, in accordance with the Open Meetings Law, on the Town Clerk’s bulletin board and the Town Website.

FURTHER RESOLVED the Ithaca Journal, a newspaper regularly published and having general circulation in the Town, is hereby designated as the official newspaper of Town of Ulysses.

Moved: Ms. Zahler Seconded: Mr. Goldman

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

***Resolution 2017-3: Minutes**

BE IT RESOLVED, Draft minutes of the Town Board meetings will be produced by the Town Clerk within 14 days of the date of the meeting and sent to Town Board members for approval.

FURTHER RESOLVED in accordance with the Open Meetings Law, draft meeting minutes, clearly labeled with the date and "DRAFT, not yet approved" will be available to the public through the Town Clerk's Office, but not posted on the web site until approved by the Town Board.

Moved: Ms. Zahler Seconded: Mr. Goldman

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

***Resolution 2017-4: Mileage**

BE IT RESOLVED mileage at a rate of \$0.535 cents per mile, based on the IRS standard mileage rate, shall be paid to Town Officials and employees for use of their personal vehicles for Town Business and that such mileage shall be reported on the form provided by the Town Clerk.

Moved: Ms. Zahler Seconded: Mr. Goldman

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

***Resolution 2017-5: Petty Cash**

BE IT RESOLVED that the Town Clerk and the Court Clerk's petty cash funds are each \$300 for 2017.

Moved: Ms.Zahler Seconded: Mr. Goldman

Ms. Thomas aye

Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

***Resolution 2017-6: Crime Coverage**

BE IT RESOLVED that the following crime coverage through NYMIR for Town officials, appointees and employees is hereby approved:

Money inside premises \$100,000 (\$1,000 deductible)
Money outside premises \$100,000 (\$1,000 deductible)
Forgery and alteration \$100,000 (\$1,000 deductible)
Employee Theft - Per Loss \$50,000 (\$2,500 deductible)

Excess Coverage:
Deputy Supervisor \$650,000
Supervisor \$650,000
Tax Collector/Town Clerk \$650,000
Deputy Town Clerk \$650,000
Bookkeeper \$650,000
Includes Faithful Performance

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

***Resolution 2017-7: Financial Report**

BE IT RESOLVED that an annual financial report be presented to the Town Clerk within 30 days of the end of the fiscal year as required by Town Law Section 29(10). In lieu of the financial report, the Supervisor is hereby authorized to submit to the Town Clerk, within 60 days after the close of the fiscal year, a copy of the annual update document (AUD) to the State Comptroller, and that the Town Clerk shall cause a summary thereof to be published in accordance with the law (Town Law Section 29(10-a)). If the state comptroller approves a 60 day extension of the AUD, the Supervisor's time for filing a copy of the AUD with the Town Clerk is also extended.

Moved: Mr. Goldman Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

***Resolution 2017-8: Financial Reconciliations**

BE IT RESOLVED the Town follow the 2013 recommendation of auditor Insero and Company to have the Supervisor or Bookkeeper review the reconciliation of the Town Clerk’s bank statements and the Town Clerk’s office review the reconciliation of the Supervisor’s bank statements in order to safeguard the town’s finances at least quarterly. The results shall be reported at least month following the end of the calendar quarter to the town board.

Moved: Ms. Zahler Seconded: Mr. Hertzler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

***Resolution 2017-9: Financial Institutions**

BE IT RESOLVED the Tompkins Trust Company is designated as depository in which the Supervisor, Town Clerk, Justices, and other employees by virtue of their offices, shall deposit all monies coming into their hands and,

FURTHER RESOLVED the Town investments can be made at other banks and institutions as outlined in the Towns investment policy. The Town investment policy shall be reviewed and approved by the Town Board during the year and revised as necessary.

Moved: Ms. Zahler Seconded: Mr. Hertzler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

***Resolution 2017-10: Financial Audit**

BE IT RESOLVED that the Town Board of Ulysses will contract with Insero and Company to perform an audit of the 2016 financials.

Moved: Ms. Zahler Seconded: Mr. Hertzler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye

Mr. Goldman aye

Vote: 5-0

Date Adopted: 1/4/17

***Resolution 2017-11: Procurement Policy**

BE IT RESOLVED that the Town Procurement policy as adopted on November 17, 2010 is the ruling document for purchases.

Moved: Ms. Zahler

Seconded: Mr. Hertzler

Ms. Thomas aye

Ms. Zahler aye

Mr. Hertzler aye

Mr. Boggs aye

Mr. Goldman aye

Vote: 5-0

Date Adopted: 1/4/17

***Resolution 2017-12: Establishment of Pay Periods and Salaries**

BE IT RESOLVED the Town Board hereby establishes the following payroll periods:

Bi-weekly:

Town Supervisor, Highway Superintendent, Town Clerk, Justices, Deputy Town Clerk, Deputy Highway Superintendent, Deputy Supervisor, Highway Department Staff, Bookkeeper, Code Enforcement Officer, Zoning Officer, Planning and Zoning Staff, Court Clerk, Temporary student and other employees, part-time Clerical, Administrative, and Support staff, Water Department staff

Monthly: Councilpersons

Annually: Historian, Planning Board, Board of Zoning Appeals

Moved: Mr. Hertzler

Seconded: Mr. Boggs

Ms. Thomas aye

Ms. Zahler aye

Mr. Hertzler aye

Mr. Boggs aye

Mr. Goldman aye

Vote: 5-0

Date Adopted: 1/4/17

***Resolution 2017-13: Pay Rates**

BE IT RESOLVED that the Town Board hereby establishes the following pay rates for employees and elected officials in 2016. If necessary to appoint a new employee or replace an elected official during the year of 2016, the Town Board will establish a salary commensurate with the experience and availability of funds:

<i>Position</i>	<i>2017 Budgeted Appropriation</i>	<i>Hourly rate if applicable</i>
Town Board		

Supervisor	17,530	-
Budget Officer	16,213	-
Second Deputy Supervisor		20.91
Bookkeeper		22.00
Councilperson	4,456	-
Clerk		
Town Clerk	52,018	-
Deputy Town Clerk		18.00
Court		
Town Justice	17,270	-
Court Clerk	42,107	-
Planning, Zoning, Building		
Enforcement Officer for Building Code	24,960	-
Deputy Enforcement Officer		20.00
Zoning Officer	29,229	-
Planner	29,229	-
Planning and Zoning Clerk		16.65
Planning and BZA Chairs	225	-
Planning and BZA Members	125	-
Highway		
Highway Superintendent	57,120	-
Deputy Highway Superintendent	-	21.38
Highway Machine Equipment Operator	-	18.50 – 20.90
Water		
MEO/Water/Sewer Maintenance Worker		21.38
Distribution Operator Assistant		TBD upon hire
History		
Historian	1,500	-
Other		
Project Assistant		9.70

Moved: Mr. Hertzler

Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0

Date Adopted: 1/4/17

***Resolution 2017-14: Time Records**

BE IT RESOLVED all hourly employees shall turn in a Town of Ulysses time card by the end of the last day of the pay period. Salaried employees, and elected officials wishing to participate in the town’s benefits programs according to the Personnel Policy shall report time used for vacation, sick time, holiday or other time off on a Town of Ulysses time card to maintain accurate records of benefit time used. No pay will be issued without a time card that has been signed by the employee and employee’s supervisor and submitted to the Bookkeeper. If the employee is submitting electronically to the Bookkeeper, the Department Head / Employee Supervisor must give electronic approval as part of the time card submission. Salaried and hourly employees (non-elected) should

use this time card to submit sick, vacation, holiday and personal time off. It is the responsibility of the employee's supervisor to assure the time card is accurate.

FURTHER RESOLVED that to maintain accountability of all employees who work for the town, and to clarify supervisory roles, the following listing specifies employee supervisors. Each employee supervisor is responsible for approving time cards (if required), vacation, personal, sick days and compensation time used by each employee. Time off for each employee must be reported to Bookkeeper who will maintain records. Elected officials must have the Town Supervisor or other Town Board member sign their time card.

Employee	Employee Supervisor
Deputy Supervisor	Town Supervisor
Bookkeeper	Town Supervisor
Deputy Town Clerk	Town Clerk
Court Clerk	Town Justices
Enforcement Officer for Building Code	Town Supervisor
Deputy Enforcement Officer	Enforcement Officer
Zoning Officer/Planner	Town Supervisor
Planning and Zoning Clerk	Zoning Officer/Planner
Deputy Highway Superintendent	Highway Superintendent
Highway Machine Equip. Operators	Highway Superintendent
Highway Laborer	Highway Superintendent
Water Dist. & Maintenance Operator	Highway Superintendent
Water District Laborer	Water Dist. and Maintenance Operator
Town Clerk	Town Supervisor or Town Board
Highway Superintendent	Town Supervisor or Town Board
Town Supervisor	Town Board

Moved: Ms. Zahler Seconded: Mr. Boggs

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman aye

Vote: 5-0
 Date Adopted: 1/4/17

***Resolution 2017-15: Town Board Member Liaisons**

BE IT RESOLVED that the Town Board makes the following liaison appointments and requests that each appointee report to the Town Board at least annually:

	2016	2017
A. Highway Department	Mr. Boggs	Mr. Boggs
B. Personnel	Ms. Thomas	Ms. Thomas
C. Planning Board and BZA	Mr. Goldman, Ms. Zahler (alternate)	Mr. Goldman, Ms. Zahler (alternate)
D. Fire Department	Mr. Hertzler	Mr. Hertzler
E. Town Court	Ms. Thomas	Ms. Thomas

F. Trumansburg Ulysses Youth Commission	Ms. Zahler	Ms. Zahler
G. Village EMS & EMS Billing Oversight Committee	Mr. Boggs, Ms. Zahler	Mr. Boggs, Ms. Zahler
H. Joint Sidewalk Committee	Ms. Thomas, Ms. Wright	Ms. Thomas, Ms. Wright
I. Zoning Update Committee	Ms. Zahler, Ms. Thomas	Ms. Thomas, Mr. Boggs
J. Agricultural Committee	Ms. Thomas	Ms. Zahler
K. Town Hall Maintenance	Mr. Boggs	Mr. Boggs
L. Sustainability Committee	<i>Vacant</i>	Mr. Hertzler, Mr. Boggs (alternate)
M. Trumansburg Village Board of Trustees	Ms. Zahler	Ms. Zahler

Moved: Mr. Goldman Seconded: Mr. Boggs

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman aye

Vote: 5-0

Date Adopted: 1/4/17

***Resolution 2017-16: Town Board Appointments**

BE IT RESOLVED that the Town Board makes the following appointments and request that each appointee report to the Town Board at least annually:

	2016	2017
TCCOG Emergency Management	Ms. Wright	Ms. Wright
Health Consortium Board	Mr. Hertzler, Ms. Zahler (alternate)	Mr. Goldman, Ms. Zahler (alternate)
Planning Board Chairperson	David Blake	David Blake
Board of Zoning Appeals Chairperson	George Tselekis	George Tselekis
Clerk for Planning Board & Board of Zoning Appeals	Louis DiPietro	Louis DiPietro
Board of Assessment Review	C. Thompson, David Means	C. Thompson, David Means
Tompkins County Environmental Management Council	Mr. Hertzler	Mr. Hertzler
Tompkins County Water Resources Council (WRC)	Bill George & Darby Kiley	Darby Kiley
Tompkins County Stormwater Coalition	Darby Kiley	Darby Kiley
Stormwater Officer	Darby Kiley	Darby Kiley
Trumansburg Ulysses Youth Commission Reps	Sharon Bilotta, Heidi Dawes	Sharon Bilotta, Elizabeth Meg Williams
Recreation Partnership representative	Durand VanDoren Alternate:	Durand VanDoren, Ms. Zahler (alternate)

Tompkins County Youth Services Board	(vacant)	
Ithaca/Tompkins County Transportation Council Planning Committee	Darby Kiley	Darby Kiley
Tompkins County Council of Governments	Ms. Thomas & Ms. Zahler (alternate)	Ms. Thomas & Ms. Zahler (alternate)
Tompkins County Area Development	Mr. Goldman	N/A
Fair Board liaison	Mr. Hertzler	Mr. Hertzler
Historian	John Wertis	John Wertis
Tompkins County Animal Control	Ms. Thomas	Ms. Thomas, Ms. Parlato (alt)
Cayuga Lake Water Shed Intermu. Org.	Mr. Boggs, Darby Kiley	Mr. Boggs, Darby Kiley
Chamber of Commerce	Ms. Zahler/ Mr. Goldman (alternate)	Ms. Zahler/ Mr. Goldman (alternate)

Moved: Mr. Goldman Seconded: Mr. Boggs

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman aye

Vote: 5-0

Date Adopted: 1/4/17

***Resolution 2017-17: Planning Board and Board of Zoning Appeals**

BE IT RESOLVED that the Town Board has appointed the following Planning Board and Board of Zoning Appeals with staggered annual appointments. Members whose terms expire in 2016 may be either replaced or reappointed. The following members being reappointed for 2017:

ZONING BOARD OF APPEALS (5 year terms)				
<i>Name/phone/email</i>	<i>Address</i>	<i>Date Appointed</i>	<i>Date of Oath</i>	<i>Term Expiration</i>
GEORGE TSELEKIS, Chair Phone: 272-1808 GTSELEK1@twcny.rr.com	1575 Trumansburg Road Ithaca, NY 14850	1/3/2013	2/16/2013	12/31/2017
ROBERT HOWARTH Phone: 387-3318 howarth@cornell.edu	4124 Reynolds road Trumansburg NY 14886	1/7/2015	2/18/2015	12/31/2019
STEPHEN MORREALE Phone: 387-3816 Sjm11@cornell.edu	5360 Pine Ridge Road Trumansburg NY 14886	12/9/2014	1/28/2015	12/31/2020
DAVID MEANS Phone: 387-5011 popmeans@yahoo.com	26 Prospect St. Trumansburg NY 14886	1/4/17	1/12/2017	12/31/2021
ANDREW HILLMAN Phone: 351-7085 andrew.hillman@davey.com	3315 Swamp College Road Trumansburg NY 14886	1/28/2015	2/6/2015	12/31/2018

CHERYL THOMPSON (alternate) Phone: 387-4123 cherylthompsonarchitect@gmail.com	3112 Perry City Road Trumansburg NY 14886	1/4/17	1/17/17	12/21/2017
PLANNING BOARD (5 year term)				
JOHN WERTIS Phone : 387- 4331 BWWFarmtoday@aol.com	8144 Searsburg Rd. Trumansburg, NY 14886	12/9/2014	1/8/2015	12/31/2019
DAVID TYLER Phone : 387-3484 datyler123@gmail.com	5396 Rice Rd., Trumansburg NY 14886	1/12/2016	2/3/2016	12/31/2020
SARA WORDEN Phone : 379-2866 sara.e.worden@gmail.com	6273 Curry Rd., Trumansburg NY 14886 379-2866	2/23/2016	1/19/2017	12/31/2017
DAVID BLAKE, Chair Phone : 387-5428 Davidblake73@gmail.com	2057 Trumansburg Rd Trumansburg NY 14886	1/4/17	1/4/2017	12/31/2021
REBECCA SCHNEIDER Phone : (607)387-3816 rls11@cornell.edu	5630 Pine Ridge Rd Trumansburg, NY 14886	9/1/2015	9/1/2015	12/31/2018
BEN LEWALTER (alternate) 351-0484 lewalterdesign@gmail.com	5360 Rice Rd., Trumansburg NY 14886	1/4/17	1/30/17	12/31/17
LOUIS DIPIETRO (Clerk) Phone: (716)307-2096 Dipietro.louis@gmail.com	88 W. Main St. Trumansburg NY 14886	1/4/17	1/27/17	12/31/17
Darby Kiley, Environmental Planner/Zoning Officer Ulysses.planner@gmail.com		N/A	N/A	N/A

Moved: Ms. Zahler Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0

Date Adopted: 1/4/17

***Resolution 2017-18: Attorney**

BE IT RESOLVED that the Attorney for the Town be Mariette Geldenhuis, Esq. and that she and her associates be consulted in accordance with the Retainer Agreement with the Town of Ulysses signed April 20, 2009 and

Further Resolved that the 2017 Addendum to Retainer Agreement which sets hourly fees for billing at \$210 (Attorney) and \$135 (Paralegals) is adopted. All other provisions for the 2009 Retainer Agreement shall remain in full force and effect subject to revision.

Further Resolved that the Town Board authorizes the Town Supervisor to sign the Addendum to the Retainer Agreement for 2017 and ancillary retainers with attorneys who are subcontracting with Mariette Geldenhuis

Moved: Mr. Goldman Seconded: Mr. Hertzler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

***Resolution 2017-19: Information Tech Services**

BE IT RESOLVED that the Town Board authorizes the Town Supervisor to sign the Information Technologies 2017 contract with Jeff Burns at the rate of \$45/hour and Pushlar Consulting for \$80/hour.

Moved: Mr. Goldman Seconded: Mr. Hertzler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

***Resolution 2017-20: Cleaning (TABLED)**

BE IT RESOLVED that the Town of Ulysses enter into a cleaning contract between the Town of Ulysses and _____ for the purpose of cleaning the town hall on a weekly basis for a period from January 1st through December 31st in the amount of \$_____ per month.

TABLED

***Resolution 2017-21: Maintenance**

BE IT RESOLVED that the Town Board authorizes the Town Supervisor to sign the Town Hall maintenance contract with Mainstay Builders, LLC at a rate of \$42.50/hour for carpentry and \$65/hour for mechanicals as specified in the 2017 contract.

Moved: Mr. Goldman Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

***Resolution 2017-22: Policies**

BE IT RESOLVED that the Town of Ulysses has adopted policies for a Code of Ethics, Personnel and Benefits, Procurement, Claims, Meeting Rules and Procedures, Investment, Alcohol and Controlled Substance Testing, Planning Board and Zoning Board Attendance and Training, and Emergency Preparedness. The Town Clerk shall provide to each newly elected official and to any other elected or appointed official or employee these policies, and any other planning documents or local laws upon request and these documents shall be also be maintained on the internal part of the town website. Each employee and elected or appointed official shall sign the Code of Ethics form within a month of taking office to document that they have reviewed and understand the policy.

Moved: Mr. Goldman Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

***Resolution 2017-23: Americans With Disabilities Act (ADA)**

BE IT RESOLVED any individual having any special needs and wishing to attend a meeting advise the Town Clerk of the special requirements at least one week prior to the meeting.

Moved: Mr. Goldman Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

***Resolution 2017-24: Records Management Officer**

BE IT RESOLVED that the Town of Ulysses appoints the Town Clerk, Carissa Parlato as Records Management Officer with the backup Records Management Officer of Sarah Koski.

Moved: Mr. Goldman Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

***Resolution 2017-25: Gifts**

BE IT RESOLVED that in accordance with the New York State Constitutional prohibition against gifts by municipalities as described in Article III, Section 1, the Town of Ulysses will not give donations, or other gifts of recognition for service (retirement, annual appreciation, or otherwise) to any organizations, volunteers, or other individuals in the employment of the Town or otherwise providing service to the Town or the community. The Town may, however, hold recognition events and provide refreshments.

Moved: Mr. Goldman Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

***Resolution 2017-26: Approval of the Medicare Plan**

WHEREAS the Town of Ulysses Personnel Policy states that Medicare eligible employees and retirees may be entitled to a Medicare Supplemental plan
AND WHEREAS the Town Board will determine that plan on an annual basis
THEREFORE BE IT RESOLVED that the Town Board names Excellus Medicare Blue PPO Small Group Option 2 (PPO) as the plan for the 2017 year.

Moved: Mr. Goldman Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

***Resolution 2017-27: Highway- Shared Service Agreements**

WHEREAS, Highway Law #142-d allows co-operative agreements for highway services and sharing of labor, equipment and supplies; and

WHEREAS, General Municipal Law Article 5-G allows and encourages municipal co-operations, by joint or contract basis, performance of powers and duties among themselves; and

WHEREAS, it is deemed beneficial to the Town of Ulysses to allow for shared highway agreements of equipment and services with other nearby municipal highway departments;

NOW THEREFORE BE IT RESOLVED that the Ulysses Town Board authorizes the Town Supervisor pursuant to Highway Law #283 to enter into agreements for shared services and equipment with other municipalities and authorize, within existing budget constraints, the Town’s Highway Superintendent pursuant to Highway Law #284 to take such action to implement said agreements consistent with Town highway needs and availability, and maintain sufficient liability coverage to protect the town in such joint efforts.

Moved: Mr. Goldman

Seconded: Mr. Boggs

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman aye

Vote: 5-0

Date Adopted: 1/4/17

***Resolution 2017-28: Payment of Contracts**

WHEREAS the Town Board has budgeted funds for services, therefore be it RESOLVED, that the Town Board authorizes the Town Supervisor to sign contracts and make payments in 2017 for the following services

Entity	Estimated Contract Amount for 2017	Contract not to Exceed Amount for 2017
American Legion (Assistance for Veterans)	\$475	\$500
BAS software annual agreement for water billing and clerk program	\$485	Up to \$525
Cemetery Mowing	\$2,700	\$3,500
Community Science Institute	\$5,832	\$6000
Cooperative Extension (Youth Programming)	\$45,491	\$48,000
Engineering - MRB	See rate schedule	Not to exceed rate schedule.
Foodnet	\$2,250	\$2,500
Gadabout	\$2,000	\$2,500
General Code	\$1195	\$2000
Insero	\$5500	\$6000
Landscaping	By the hour	\$3500
Lifelong	\$1000	\$1000
Ulysses Historical Society	\$700	\$750
Stormwater Coalition	\$900	\$1000
Trumansburg Senior Citizens	\$850	\$850
Tompkins County Recreation Partnership	\$7,124	\$8,000
Tompkins County Animal Control	\$18,134	\$19,000
Trumansburg Conservatory of Fine Arts	\$1,500	\$1,500
Town Hall – Mainstay - Plumbing, electric and heating		(See Resolution # 2017-21)
Tompkins County Soil & Water	\$50/hr	\$52/hr
Utilities – electric and gas contract		No contract
Ulysses Philomathic Library	\$16,000	\$16,000
Williamson Law – Accounting Software	\$998	\$1,200
Williamson Law Book- Tax Glance software program	\$125	Up to \$200
Village of Trumansburg Police Contract	\$0	\$0
Winterfest	\$1,000	\$1,000

Moved: Mr. Goldman

Seconded: Mr. Boggs

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman aye

Vote: 5-0

Date Adopted: 1/4/17

***Resolution 2017-29: Approval of 2017 Fee Schedule**

RESOLVED that the Town Board approves the following fees for 2017:

PLANNING & ZONING:

ZONING:		reference
Development District	\$250 + costs	Res. 2007-36
Re-zoning	\$250 + costs	Res. 2007-36
BOARD OF ZONING APPEALS:		reference
Variance	\$150. (includes legal ad)	LL 2 of 2015
PLANNING BOARD:		
Subdivison- Simple	\$50.00	Res. 2007-36
Subdivison- Minor (3 lots)	\$150.00	Res. 2007-36
Subdivison- Major (4 or more lots)	\$300.00	Res. 2007-36
Site Plan Review- Residential	\$100 + costs	LL 2 of 2015
Site Plan Review- Commercial	\$200. + costs	LL 2 of 2015
Site Plan requiring Special Permit	\$250.00	LL 2 of 2015
OTHER PLANNING & ZONING:		reference
SWPPP Review 3	\$100+ engineering and Soil & Water Conservation Service Fees	Res. 2007-36
Copies of Comprehensive Plan, Zoning Local Law, Farmland Protection Plan, etc.	\$25/copy	LL 2 of 2015
SWPPP Review 3	\$100+ engineering and Soil & Water Conservation Service Fees	Res. 2007-36

BUILDING/CODE:

OPERATING PERMITS		fee	reference
Operating Permit		\$75.00	LL 2 of 2015
Fireworks display		\$150.00	Res. 8/18/10
Special Event Operating Permit		\$50.00	LL 1 of 2010
BUILDING PERMITS		fee	reference
1 & 2 Family Residences, includes finished basements		\$.30/sq ft	Res. 2016-74
Multiple dwelling/Multi-residential		\$225 + \$3/K	Res. 2007-36
Commercial bldgs., bridges, tanks, and towers		\$425 + \$4/K	Res. 2007-36
Alterations, renovations, additions, pools		\$75 + 3/K	LL 2 of 2015
Accessory Building- separate from a main building		\$55 + \$3/K	Res. 2007-36
Accessory Building – attached to 1& 2 family residences		\$0.15/sq. ft.	Res. 2016-74
Building Permit Renewal		Half existing building	Res. 2016-64

	permit fee.	
Solar, wind or alt. energy permit- RESIDENTIAL	\$75.00	LL 3 of 2015
Solar, wind or alt. energy permit- COMMERCIAL	\$75 + 3/K	LL 3 of 2015
Sign permit	\$50.00	LL 2 of 2015
Woodstove or heating unit	\$50.00	LL 2 of 2015
Demolition	\$2/K (\$65 min)	Res. 2007-36

CLERK:

DOG FEES:		reference
Dog license/renewal (spayed/neutered)	\$13.50	Res. 12/14/10 (LL3 of 2010)
Dog license/renewal (not spayed/neutered)	\$20.50	Res. 12/14/10 (LL3 of 2010)
New dog tag	\$3.00	Res. 12/14/10 (LL3 of 2010)
Purebred license (5-20 purebred dogs)	\$100.00	Res. 12/14/10 (LL3 of 2010)
Purebred license (21 or more purebred dogs)	\$200.00	Res. 12/14/10 (LL3 of 2010)
Dog impoundment fee	\$30.00	Res. 12/14/10 (LL3 of 2010)
Dog enumeration fee	\$5.00	Res. 12/14/10 (LL3 of 2010)
OTHER FEES:		reference
Certified Copy of Marriage Certificate	\$10.00	set by NYS
Marriage license	\$40.00	LL1 of 1980
Games of Chance license	\$50.00	set by NYS
Hunting Licenses	<i>(varies by license)</i>	set by NYS
Handicap Parking	<i>no fee</i>	set by NYS
Returned check fee	\$20.00	The maximum allowed by NYS

WATER:

PERMITS:		reference
Plumbing permit (up to 5 inspections)	\$240.00	LL 2 of 2015
New contractor registration	\$15.00	Res. 9/15/03
TAPS:		
3/4" Main tap (Standard household tap)	\$183.00	LL 2 of 2015
>3/4" main tap	current cost + 2 hrs. labor	LL 2 of 2015
METERS:		
Meter: 3/4" local (Std. household)	\$108. + 1 hr. labor	LL 2 of 2015
Meter: pit type	\$128. + 1 hr. labor	LL 2 of 2015
Meter: pit type >3/4"	current cost + 2 hrs. labor	LL 2 of 2015
Frosted meter replacement	cost of meter + 1 hr. labor	LL 2 of 2015
BACKFLOW/CROSS CONNECTION:		reference
Annual backflow admin fee	\$32/first device; \$16/additional	Based on contract with Bolton Point
Backflow application review	\$80.00	Res. 9/15/03
Backflow certification inspection	\$72.00	Based on contract with Bolton Point
Backflow Inspection	\$72.00	Res. 2007-36
WATER SALES:		reference
Water sales	\$6.55/1000 gallons	Based on Town of Ithaca's 2016 water price
Bulk water sales from facility	\$6.55/1000 gallons	Based on Town of Ithaca's 2016 water price

Moved: Mr. Boggs

Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0

Date Adopted: 1/4/17

***Resolution 2017-30: Mandatory Justice Schooling**

RESOLVED, that the Justices be authorized to attend training schools during the year and will be reimbursed for approved expenses.

Moved: Mr. Goldman

Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0

Date Adopted: 1/4/17

***Resolution 2017-31: Vehicle Benefit**

RESOLVED, that because the Highway Superintendent and Water District Operator are on call 24 hours a day, seven days a week, the Ulysses Town Board authorizes the use of town vehicles for travel to and from work, provided they are not used for more than incidental personal use. Mileage should be submitted to the Town Clerk annually.

Moved: Mr. Goldman

Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0

Date Adopted: 1/4/17

***Resolution 2017-32: Distribution Of Minutes**

RESOLVED that a certified version of the Organizational Meeting minutes be distributed to all employees and elected officials upon completion.

Moved: Mr. Goldman

Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye

Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

***Resolution 2017-33 Appointment Of Don Ellis to SCAC**

BE IT RESOLVED that the Town Board appoints Don Ellis to the Sustainability and Conservation Council.

Moved: Ms. Zahler Seconded: Ms. Thomas

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/4/17

JANUARY 10TH, 2017 TOWN BOARD MEETING

***Resolution 2017-34: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for January 10, 2017 with the addition of an Executive Session to discuss matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person.

Moved: Ms. Zahler Seconded: Mr. Goldman

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/10/17

***Resolution 2017-35: Authorizing Submission Of Preliminary Application To The United States Department Of Agriculture: Rural Development For Potential Project Funding For Water District #3**

WHEREAS, MRB Group, as authorized by the Town, has completed a Preliminary Engineering Study on disinfection by-products in the water distribution system for Water District #3 (WD #3), providing a recommended water improvement project that generally includes the separation of the water storage tank inlet and outlet and the installation of a Trihalomethane (THM) removal system; and

WHEREAS, the Preliminary Engineering Report and the recommended water improvement project has been reviewed and approved by the Tompkins County Health Department; and

WHEREAS, the Town has been pursuing funding options for the water improvement project, including submission of the project to the New York State Environmental Facilities Corporation for potential funding; and

WHEREAS, the Town authorized the completion of an income survey to identify the Median Household Income (MHI) specifically for WD #3; and

WHEREAS, the Town has authorized the completion of the Environmental Review of the water improvement project.

NOW THEREFORE BE IT

RESOLVED, that the Town Board approves the submission of a Preliminary Funding Application to Rural Development for the water improvement project; and further

RESOLVED that the Town Board does hereby authorizes the Supervisor to execute such further documents as may be necessary, desirable, and/or appropriate to effectuate the purpose and intent of the foregoing resolution, and further

RESOLVED that the Town Clerk will provide a certified copy of this resolution to the Town Supervisor to include with the application package.

Moved: Mr. Goldman Seconded: Ms. Zahler

Ms. Thomas	aye	
Ms. Zahler	aye	
Mr. Hertzler	aye	
Mr. Boggs		nay
Mr. Goldman	aye	

Vote: 4-1
Date Adopted: 1/10/17

***Resolution 2017-36: Meeting Date Changes**

BE IT RESOLVED that the Ulysses Town Board changes the date of the Town Board meeting on February 14 to Tuesday February 7.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0
Date Adopted: 1/10/17

***Resolution 2017-37: Entering Into Membership In The New York State Municipal Workers' Compensation Alliance Plan**

WHEREAS there has been proposed a "NEW YORK STATE MUNICIPAL WORKERS' COMPENSATION ALLIANCE PLAN DOCUMENT" pursuant to Section 50 3-a of the Workers' Compensation Law (hereinafter "the Plan"); and

WHEREAS the Town of Ulysses is eligible for membership in the Plan; and

WHEREAS the Town of Ulysses has made an independent investigation of the Plan and reviewed the Plan document, and has concluded that it would be in the interests of the Town of Ulysses to participate therein; now, therefore, be it

RESOLVED that the Town of Ulysses enter into membership in the Plan pursuant to Section 50 Subdivision 3-a of the Workers' Compensation Law; and be it further

RESOLVED, that the Town Supervisor is hereby authorized and instructed to execute the Plan's charter document on behalf of the Town of Ulysses; and be it further

RESOLVED, that the custody of all joint Plan moneys by the Plan Administrator under the Plan be and the same hereby is approved; and be it further

RESOLVED, that the Town Clerk provide the signed charter document as well as a certified copy of this resolution to the following:

Susan Comerford
Wright Insurance
333 Earle Ovington Blvd., Suite 505
Uniondale, N.Y. 11553-3624

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0

Date Adopted: 1/10/17

***Resolution 2017-38: Electing To Become Self Insured For Workers' Compensation**

RESOLVED, that the Town of Ulysses hereby elects, pursuant to Subdivision 3-a of Section 50 of the Workers' Compensation Law, to become a self-insurer as to Workers' Compensation claims against this Municipality; and be it further

RESOLVED, that pursuant to Section 50 Subdivision 3-a of said Workers' Compensation Law, notice of such election shall be filed forthwith with the Chairman of the Workers' Compensation Board, Self-Insurance Section; and be it further

RESOLVED, that this election shall become effective immediately; and be it further

RESOLVED, that the Town Clerk provide a certified copy of this resolution to the following:

Susan Comerford
Wright Insurance
333 Earle Ovington Blvd., Suite 505
Uniondale, N.Y. 11553-3624

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0
Date Adopted: 1/10/17

***Resolution 2017-39: Approval Of Minutes: 12/13/16**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 12/13.

Moved: Mr. Goldman Seconded: Ms. Zahler

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0
Date Adopted: 1/10/17

***Resolution 2017-40: Approval Of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims #682-695 in the amount of \$8087.89; claims #696-723, in the amount of \$38,972.77; and claims #1-24 in the amount of \$47,562.53.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0
Date Adopted: 1/10/17

JANUARY 24TH, 2017 TOWN BOARD MEETING

***Resolution 2017-41: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for January 24, 2017 with the addition of a discussion of a tree grant and an executive session to discuss the acquisition of real property.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0

Date Adopted: 1/10/17

***Resolution 2017-42: Solar Law Revisions**

WHEREAS the Ulysses Conservation and Sustainability Advisory Committee submitted recommendations for changes to the Town of Ulysses Solar Local Law including recommendations for design standards for glare, and **WHEREAS** the Planning Board has worked on three separate large-scale solar installations in the past year and also may have recommendations for changes to the Ulysses Solar Local Law,

Therefore be it

RESOLVED that the Ulysses Town Board recommends referring the comments about the Ulysses Solar Local Law from the Ulysses Conservation and Sustainability Advisory Committee (CSAC) to the Ulysses Planning Board for their review and

RESOLVED the Ulysses Town Board requests the Ulysses Planning Board deliberate on the recommendations from the CSAC in combination with their own knowledge of the functionality of the Ulysses Solar Local Law to recommend edits to Ulysses Town Board.

Moved: Ms. Thomas Seconded: Mr. Goldman

Mr. Hertzler asked questions regarding the glare calculations.

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0

Date Adopted: 1/24/17

***Resolution 2017-43: Establishing Lead Agency For Solar Project**

RESOLVED that the Ulysses Town Board has no objection to the Ulysses Planning Board's request to establish itself as Lead Agency under the State Environmental Quality Review Act for reviewing the 2 megawatt community solar project proposed by Renovus Energy, Inc. located at 1574 Trumansburg Road.

Moved: Ms. Thomas Seconded: Ms. Zahler

Mr. Hertzler questioned the location of the farm on a major route and whether glare would be an issue.

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler nay
Mr. Boggs aye
Mr. Goldman aye

Vote: 4-1
Date Adopted: 1/24/17

***Resolution 2017-44: Authorizing The 2017 Work Plan For The Town Board**

RESOLVED that the Ulysses Town Board has set general priorities for their work for the year 2017 according to their Work Plan finalized on 1/24/2017, acknowledging that other topics may emerge throughout the year that may take precedent.

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/24/17

***Resolution 2017-45: Appointment And Salary Of Water District Operator Assistant**

RESOLVED that the Ulysses Town Board appoints Dustin VanDerzee to the position of Water District Operator Assistant at the pay rate of \$15.09.

Moved: Ms. Thomas Seconded: Mr. Hertzler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 1/24/17

***Resolution 2017-46: Re-Appointment Of Continuing Member To The Agriculture Committee**

RESOLVED that the Ulysses Town Board reappoints John Gates to the Agriculture Committee with a term ending 12/31/2019, and

RESOLVED the Ulysses Town Clerk’s office will contact the returning member to take the oath of office and sign the ethics pledge.

Moved: Ms. Zahler Seconded: Mr. Boggs

Ms. Thomas aye

Ms. Zahler aye
Mr. Hertzler Mr. aye
Boggs aye
Mr. Goldman aye

Vote: 5-0

Date Adopted: 1/24/17

***Resolution 2017-46: Authorizing CSAC To Submit A Grant**

Resolved that the Ulysses Town Board authorizes members of the Conservation and Sustainability Advisory Committee to prepare a grant application for the Town to submit to the NYS DEC Urban & Community Forestry Grants program for a tree inventory in parts of the Town of Ulysses.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0

Date Adopted: 1/24/17

***Resolution 2017-47: Approval Of Minutes: 1/4**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 1/4/17.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0

Date Adopted: 1/24/17

***Resolution 2017-47: Approval Of Minutes: 1/10**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 1/10/17. Moved: Ms. Thomas
Seconded: Mr. Goldman

Ms. Zahler noted that the State of the Village meeting was reported as being on 2/4 but is actually on 2/11.

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0

Date Adopted: 1/24/17

***Resolution 2017-48: Approval Of Budget Modifications**

BE IT RESOLVED that the Ulysses Town Board approve the following budget modifications to the 2016 budget:

A1220.4	Supervisor CE	Increase	\$1,483.93
<i>Increase in payroll processing expenses and accounting software.</i>			
A1010.4	Town Board CE	Decrease	\$1,483.93
<i>Approximately \$400 left after this modification.</i>			

A1220.11	Bookkeeper PS	Increase	\$2,013.44
A1220.12	Deputy Supervisor PS	Decrease	\$2,013.44

A1410.11	Deputy Town Clerk PS	Increase	\$272.00
<i>Slightly more hours than projected.</i>			
A1410.4	Town Clerk CE	Decrease	\$272.00

A5010.1	Highway Superintendent PS	Increase	\$5,505.79
<i>Due to change in Highway Superintendent in the beginning of 2016.</i>			
A-915	Unappropriated Fund Balance	Decrease	\$5,505.79
<i>Estimated over \$300,000 fund balance remaining</i>			

A5132.4	Highway Barn CE	Increase	\$857.91
A5132.2	Highway Barn EQ	Decrease	\$857.91
<i>Approximately \$150 remaining post modification.</i>			

B8010.4	Zoning CE	Increase	\$103.66
B8020.1	Zoning Clerk PS	Decrease	\$103.66

B1440.4	Engineering CE	Increase	\$464.00
<i>Map plan and report for water district 5</i>			
B1990.4	Contingency account	Decrease	\$464.00
B9060.8	Health Insurance	Increase	\$7,089.12
<i>This was due to the change in health benefits provided to a particular employee in the B fund. This extra expense was accounted for during the budgeting season.</i>			
B1990.4	Contingency account	Decrease	\$7,089.12
<i>\$2,446.88 left in contingency post modification</i>			

130.2	Machinery EQ	Increase	\$57,187.80
<i>This is a known over expenditure and was accounted for during the budgeting season with our end of year estimates.</i>			

DA-915	Assigned Unappropriated Fund Balance	Decrease	\$57,187.80
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This plan (developed during the budget season) allows us to preserve the equipment reserve for future use.

DA9055.8	Disability Insurance	Increase	\$17.32
DA9060.8	Health Insurance	Decrease	\$17.32

SW3-8330.4	Water Purification Contractual	Increase	\$7,096.36
<i>Additional costs due to TTHM remediation work in water district: engineering work required for funding opportunities. Preliminary engineering report and environmental report for NEPA.</i>			
SW3-915	Assigned Unappropriated Fund Balance	Decrease	\$7,096.36
<i>Funds available.</i>			

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman aye

Vote: 5-0
 Date Adopted: 1/24/17

FEBRUARY 7th, 2017 TOWN BOARD MEETING

***Resolution 2017-49: Approval of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for February 7, 2017 with moving Approval of Claims to the beginning, adding the Unique Natural Area topic up and discussing an audit of the books.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas aye
 Ms. Zahler absent
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman aye

Vote: 4-0
 Date Adopted: 2/7/17

***Resolution 2017-50: Approval of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims #25-87 in the amount of \$642,955.81.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas aye
 Ms. Zahler absent
 Mr. Hertzler aye

Mr. Boggs aye
Mr. Goldman aye

Vote: 4-0
Date Adopted: 2/7/17

***Resolution 2017-51: Contract For Landscape Architects For Town Hall Sidewalk Repairs**

WHEREAS the sidewalk in front of town hall is indistinguishable from the road and parking in that area making it a danger to pedestrians, and

WHEREAS due to the prevalence of asphalt on both sides of Elm Street which include 3 parking lots, stormwater has no ground in which to percolate, adding to the sedimentation and salinization of Cayuga Lake; and

WHEREAS the only tree within the right of way is now dead, but before dying caused the asphalt in the area of what is considered the sidewalk to heave and crack causing a danger to pedestrians; and

WHEREAS municipalities are required to keep their sidewalks in a state which is safe for pedestrians; and

WHEREAS the town has both capital reserves and building reserves to pay for sidewalk and stormwater improvements in front of town hall, and

WHEREAS the Mayor of the Village of Trumansburg is in favor of this repair, and

WHEREAS the town staff investigated grant funding for this project; and

WHEREAS funding options are available for landscaping, and volunteers are willing to build benches, but there are no state or county funding opportunities for the actual sidewalk or curbing, and

WHEREAS this project is expected to benefit from the cost savings of pairing its construction with the large project beginning in May 2017 of replacing sidewalks throughout the town and village, and

WHEREAS the Town Supervisor has consulted with three volunteer landscape architects for design ideas, but the actual construction documents are very involved and require more work than they can do on a volunteer basis.

Therefore be it

RESOLVED that the Ulysses Town Board authorizes the Town Supervisor to sign the contract dated February 1, 2017 from Trowbridge, Wolff, and Michaels to provide a rendering of the project, cost estimates, construction documents, construction specifications, and stamped drawings which are required for the contractor to complete this work, and

RESOLVED that the Town clerk will forward the signed contract to Trowbridge, Wolff, and Michaels.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler absent
Mr. Hertzler abstain

Mr. Boggs aye
Mr. Goldman aye

Vote: 3-1
Date Adopted: 2/7/17

***Resolution 2017-52: Support Of The Exploration Of Community Choice Aggregation**

WHEREAS, the Town of Ulysses is interested in promoting energy efficiency and local renewable energy generation, and also in reducing energy costs for its residents; and

WHEREAS the NY State Public Service Commission, in April 2016, authorized the development of Community Choice Aggregation programs, that allows participating local governments to work together through a shared purchasing agreement to procure natural gas and/or electric energy supply on behalf of their residents and small businesses; and

WHEREAS, Community Choice Aggregation is a means to provide lower, more stable and predictable energy costs, while also promoting energy efficiency, local renewable energy development and local job growth; and

WHEREAS, residents and small businesses that are not interested in participating in CCA energy procurement are able to opt out; and

WHEREAS, the Tompkins County Council of Governments (TCCOG) works to identify shared services and procurement opportunities to provide better service and lower costs to our residents; and

WHEREAS, TCCOG has established a CCA Advisory Committee made up of elected/appointed officials plus community members to explore CCA and advise interested municipalities on CCA administrative and procurement models, and to search for and recommend a program administrator, and

WHEREAS, participation in the TCCOG CCA Committee does not obligate the Town of Ulysses to participating in CCA, (which requires passage of a local law), but rather indicates the Town of Ulysses' interest in exploring the option of CCA,

Therefore be it

RESOLVED, that Town of Ulysses selects Elizabeth Thomas to serve on the TCCOG CCA Advisory Committee.

Moved: Mr. Goldman Seconded: Mr. Hertzler

Ms. Thomas aye
Ms. Zahler absent
Mr. Hertzler aye
Mr. Boggs nay
Mr. Goldman aye

Vote: 3-1
Date Adopted: 2/7/17

***Resolution 2017-53: Appointment Of New Member To The Agriculture Committee**

RESOLVED that the Ulysses Town Board appoints Mark Ochs to the Agriculture Committee with a term ending 12/31/2019, and

RESOLVED the Ulysses Town Clerk's office will contact the new member to take the oath of office and sign the ethics pledge.

Moved: Mr. Hertzler Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	absent
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 4-0
Date Adopted: 2/7/17

***Resolution 2017-54: UNA**

WHEREAS Tompkins County has designated numerous Unique Natural Areas throughout the county based on either threatened flora, fauna, viewsheds or their impact on water quality; and

WHEREAS Tompkins County has no land use authority to protect the UNAs it has designated that authority resides with the town as part of its right to Home Rule; and

WHEREAS parcel number 27.-4-6 at 1284 Taughannock Boulevard is within UNA-62, the Maplewood Glen and Lake Slopes UNA protected for its valuable tree species, some rare or scarce plants, its scenic and aesthetic value along Route 89, and some examples of old growth forest; and

WHEREAS Tompkins County states in the UNA description that the biggest threat to this UNA is from logging and residential development; and

WHEREAS if this land is sold, it will likely be developed for residential use; and

WHEREAS this parcel has steep slopes leading into tributaries to Cayuga lake and protecting UNAs along the lake helps preserve the long-term water quality of the lake; and

WHEREAS the newly opened Black Diamond Trail borders this land and will provide a good buffer for the trail and recreational opportunities for residents; and

WHEREAS this parcel has been foreclosed and Tompkins County has been paying taxes owed, including taxes to the Town of Ulysses.

THEREFORE, BE IT

RESOLVED that the Town of Ulysses is interested in negotiating with Tompkins County to acquire parcel 27.-4-6 at 1284 Taughannock Boulevard.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	absent

Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 4-0

Date Adopted: 2/7/17

***Resolution 2017-55: Authorizing Use Of Funds From The Town Of Ulysses Reserve For Repairs (Sw3-230) To Pay For The Town Of Ulysses Share Of An Aerator Installed In The Town Of Ithaca Water Tank Per Resolution 2016-90**

WHEREAS, the Town Board of the Town of Ulysses passed a resolution to pay half, or up to \$57,500, to the Town of Ithaca upon completion of the installation of an aerator in Ithaca's "Trumansburg" tank for the purposes of reducing chlorination by-products in the water it supplies to the Town of Ulysses; and

WHEREAS, the Town Board of the Town of Ulysses by resolution adopted on February 11, 2003 established the reserve fund for the purpose of funding water district expenses; and

WHEREAS, the Town Board adopted the 2017 budget for the Town on October 25, 2016 and the budget calls for the appropriation of \$57,500 from the Water District 3 Repairs Reserve Fund for the purposes outlined in resolution 2016-90; and

WHEREAS, pursuant to General Municipal Law §6-c, an expenditure from the Repairs Reserve Fund requires authorization by the Town Board, and such authorization is subject to a permissive referendum; and

WHEREAS, the above-referenced purchase falls within the purposes for which the Capital Equipment Reserve Fund was established;

NOW, THEREFORE, BE IT

RESOLVED that the Town Board authorizes the following expenditures from the Town of Ulysses Repair Reserve Fund SW3-230 for the purchase of an aerator for the Town of Ithaca's "Trumansburg" Tank; and be it further

RESOLVED that, pursuant to General Municipal Law §6-c, this resolution is subject to a permissive referendum

RESOLVED that the Town Clerk will submit the required notice of resolution to the required media outlets by February 10, 2017.

Moved: Mr. Hertzler Seconded: Ms. Thomas

Ms. Thomas aye
Ms. Zahler absent
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 4-0

Date Adopted: 2/7/17

***Resolution 2017-56: Approval Of Minutes: 1/24**

BE IT RESOLVED that the Ulysses Town Board approve the minutes as edited by Ms. Thomas.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	absent
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 4-0

Date Adopted: 2/7/17

FEBRUARY 28th, 2017 TOWN BOARD MEETING

***Resolution 2017-57: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for February 28, 2017 with the change of removing the PILOT discussion from the agenda.

Moved: Ms. Thomas Seconded: Mr. Hertzler

Ms. Thomas	aye
Ms. Zahler	absent
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 4-0

Date Adopted: 2/28/17

***Resolution 2017-58: Authorizing The Town Supervisor To Accept Grant Funds From The New York State Office Of Parks, Recreation And Historic Preservation**

BE IT RESOLVED that the Ulysses Town Board hereby directs and authorizes Town Supervisor Elizabeth Thomas to accept funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, in an amount not to exceed \$57,205, and enter into and execute a project agreement with the State for such financial assistance to the Town of Ulysses for the acquisition of the Salo Drive Preserve property and, if appropriate, a conservation easement/ preservation/public access covenant to the deed of the assisted property.

Moved: Mr. Goldman Seconded: Mr. Hertzler

Ms. Thomas	aye
Ms. Zahler	absent
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 4-0
Date Adopted: 2/28/17

***Resolution 2017-59: Establishing Civil Penalties For Violation Of Zoning Laws As Authorized In 212-4 Of The Town Of Ulysses Code**

WHEREAS, the Town Board of the Town of Ulysses (“the Town Board”) on December 17, 2013 adopted the Zoning Law of the Town of Ulysses by Local Law no. 3 of 2013, and amended certain provisions thereof by adoption of Local Law no. 2 of 2015; and

WHEREAS, the Zoning Law is set forth in Chapter 212 of the Code of the Town of Ulysses (“the Code”); and

WHEREAS, §212-4 of the Code addresses enforcement of the Zoning Law and penalties for offenses, and §212-4 E provides as follows:

“Civil penalties. In addition to those penalties prescribed by state law, any person who violates any provision of this chapter shall be liable for a civil penalty in an amount determined by resolution of the Town Board for each day or part thereof during which such violation continues. The civil penalties provided by this subsection shall be recoverable in an action instituted in the name of this Town.”

NOW, THEREFORE, pursuant to the provisions of §212-4 E of the Code, be it

RESOLVED that the amount of the civil penalties for violation of the Zoning Law shall be no less than \$100 per day and no greater than \$250 per day for each day or part thereof during which the violation continues.

Moved: Mr. Hertzler Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	absent
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 4-0
Date Adopted: 2/28/17

***Resolution 2017-60: Approval Of Minutes: 2/7**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 2/7.

Moved: Mr. Goldman Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	absent
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 4-0
Date Adopted: 2/28/17

MARCH 22nd, 2017 TOWN BOARD MEETING

*Resolution 2017-61: Approval Of Meeting Agenda

BE IT RESOLVED that the Ulysses Town Board approve the agenda for March 22, 2017 with the additions of items 6f, 6g, a meeting date discussion and executive session for acquisition of property.

Moved: Ms. Thomas Seconded: Mr. Hertzler

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	absent
Mr. Goldman	aye

Vote: 4-0
Date Adopted: 3/22/17

*Resolution 2017-62: Engaging A Financial Advisor For Repairs To Water District 3

WHEREAS the Town of Ulysses requested proposals for municipal financial consulting services from four firms specializing in municipal financing to assist with funding needed to assure Water District 3 water quality meets EPA standards for chlorination by-products; and

WHEREAS the RFP was mailed on January 12, 2017; and

WHEREAS two proposals were received,

Therefore, Be It

RESOLVED that based on price and recommendations, the Town of Ulysses Town Board authorizes the Town Supervisor to enter into a contract with Municipal Solutions, Inc. for the purposes of assisting with municipal funding needs for Water District 3 remediation of chlorination by-products as required by the Tompkins County Department of Health and the United States Environmental Protection Agency, and further

RESOLVED that the Town Clerk will provide the Municipal Solutions and the Ulysses Town Supervisor with a certified copy of this resolution.

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	absent
Mr. Goldman	aye

Vote: 4-0
Date Adopted: 3/22/17

*Resolution 2017-63: Support Of Tompkins County Resolution To Maintain A Safe, Inclusive

Government And Ensure Protection, Order, Conduct, Safety, Health, And Well-Being Of All Persons In Tompkins County

RESOLVED that the Town of Ulysses supports attached the Tompkins County resolution 2017-21 to maintain a safe, inclusive government and ensure protection, order, conduct, safety, health, and well-being of all persons in Tompkins County, and further

RESOLVED a certified copy of this resolution accompanied by the Tompkins County resolution be sent by the Ulysses Town Clerk to Congressman Tom Reed, Senator Charles Schumer, Senator Kirsten Gillibrand, Majority and Minority Leaders of the Senate and House of Representatives, United States Secretary of Health and Human Services, President Donald Trump, and New York State Governor Andrew Cuomo, Chair of the Tompkins County Legislature, Mike Lane and to the Tompkins County Council of Governments.

Moved: Ms. Thomas

Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	absent
Mr. Goldman	aye

Vote: 4-0

Date Adopted: 3/22/17

***Resolution 2017-64: Recognition Of Leadership By Local Governments In Shared Services Initiatives And The Loss Of State Aid Over The Past Three Decades**

WHEREAS, in an effort to reduce property taxes Governor Cuomo has proposed a local government efficiency program that would require county and local governments to devise a shared services plan to be placed on the ballot in November, and

WHEREAS State of New York currently maintains a property tax cap as an incentive to local governments to share services and reduce budgets, and

WHEREAS, unfunded mandates from the State of New York comprise a large component of local budgets over which local municipalities have no ability to reduce, and

WHEREAS, the New York State legislature since 1989 has annually exempted itself from providing municipalities with the full amount of state aid as prescribed by law, and

WHEREAS, New York State Comptroller, Tom DiNapoli in his 2016 Report on Local Governments states that, Sales tax revenue growth outside of New York City has been slowing for the last few years. In addition, State revenue sharing aid for municipalities has remained flat and the State's tax cap and tax freeze initiatives have continued to put pressure on governments to contain growth in property tax levies, and

WHEREAS, the Town of Ulysses, a municipality located in Tompkins County, NY, has worked cooperatively with other municipalities in cost reduction and shared services initiatives through programs such as the Greater Tompkins County Municipal Health Insurance Consortium, the Joint Youth Commission, the Recreation Partnership, and Tompkins County Animal Control. And

WHEREAS large impediments exist for consolidating services such as police, fire, and highway departments, and

WHEREAS the Town of Ulysses continues to explore shared services in areas of administration, courts, human resources and municipal consolidation with neighboring municipalities;

THEREFORE BE IT

RESOLVED, that the Town of Ulysses condemns Governor Andrew Cuomo's characterization that high property taxes in the State of New York are indicative of a failure on the part of local government; AND FURTHER

RESOLVED, that we call on the New York State Legislature to fully restore state aid to municipalities as required by law and to fully repay unpaid aid for which it has exempted itself since 1989; and further **RESOLVED**, that while the Town of Ulysses affirms the importance of, and will continue to be a leader in, developing shared services and engaging in cost reduction measures, we condemn the Governor's proposed initiative as a further infringement on local government and home rule; and further **RESOLVED**, that copies of this resolution shall be sent to Governor Andrew Cuomo; Senator James Seward; Assemblyperson Barbara Lifton; Tompkins County Administrator Joe Mareane; Tompkins County Legislature Chair Mike Lane; Legislator Jim Dennis; and to the Clerk for the Tompkins County Council of Governments to distribute.

Moved: Ms. Thomas

Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	absent
Mr. Goldman	aye

Vote: 4-0

Date Adopted: 3/22/17

***Resolution 2017-65: Support For Maintaining The Affordable Care Act**

WHEREAS, the Town of Ulysses stands firmly committed to affordable and inclusive access to excellent health care for all of the County's residents, and

WHEREAS, the Affordable Care Act (ACA) has both provided expanded access to and improved health care for many of Ulysses residents in Tompkins County, and

WHEREAS, Governor Cuomo estimates that repeal of the ACA would put the health insurance and health care of almost 8,000 of Tompkins County's residents at risk, and

WHEREAS, many features of the ACA-such as prohibiting lifetime benefit caps, prohibiting gender discrimination, provision of care regardless of pre-existing conditions, and provision of benefits to children up to age 26 on their parents' policies-benefit all Americans, including those whose insurance is not purchased on the exchanges, and

WHEREAS, Governor Cuomo estimates that repeal of the ACA would cut Federal reimbursement for Tompkins County's Medicaid expenditures by over one million dollars, and

WHEREAS, repeal of the ACA would significantly increase the property tax burdens of Town of Ulysses and other Tompkins County residents, and

WHEREAS, repeal of the ACA would prevent Medicaid recipients from accessing health care from Planned Parenthood, leaving thousands of women and men without access to basic primary care, and

WHEREAS, repeal of the ACA would take away preventive services from Medicare recipients and reinstate the prescription drug "doughnut hole", therefore costing seniors thousands more each year, and

WHEREAS, according to the nonpartisan Congressional Budget Office, the ACA has helped reduce the country's deficit and extended the future solvency of Medicare, and repeal of the ACA would reverse those positive fiscal trends, now therefore be it

RESOLVED, that the Town of Ulysses stands with Tompkins County to call on its representatives in Washington, Congressman Tom Reed, Senator Charles Schumer, and Senator Kirsten Gillibrand, to vote against any repeal of the Affordable Care Act unless and until it is replaced by another nationwide alternative with protections for the public commensurate with the goals of the ACA, or a single-payer health insurance program that is adopted only following an extensive public review and comment period,

RESOLVED, further, That the Ulysses Clerk send copies of this resolution to Congressman Tom Reed, Senator Charles Schumer, Senator Kirsten Gillibrand, Majority and Minority Leaders of the Senate and House of Representatives, United States Secretary of Health and Human Services, President Donald Trump, and New York State Governor Andrew Cuomo, Chair of the Tompkins County Legislature, Mike Lane.

SEQR ACTION: TYPE II-20

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	absent
Mr. Goldman	aye

Vote: 4-0

Date Adopted: 3/22/17

[*Resolution 2017-66: Declaring April 7, 2017 As A Day To Recognize The Bicentennial Of Tompkins County](#)

BE IT RESOLVED that the Town of Ulysses recognizes the bicentennial of Tompkins County on April 7, 2017, and declares it as a Toast to Tompkins Day.

RESOLVED that the Town Clerk will notify the Town Historian of this resolution.

Ms. Zahler thanked Mr. Wertis for his work on this.

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	absent
Mr. Goldman	aye

Vote: 4-0

Date Adopted: 3/22/17

[*Resolution 2017-67: Appointing Member Of The Sustainability And Conservation Advisory Committee](#)

BE IT RESOLVED that the Town Board of the Town of Ulysses appoints David Diaz to the Sustainability and Conservation Advisory Committee for an annually renewed term ending on 12/31/2017, and further

RESOLVED that the Town Clerk will notify the new member and copy both the Chair of the Sustainability and Conservation Advisory Committee and the Town Supervisor.

Moved: Ms. Thomas Seconded: Mr. Hertzler

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	absent
Mr. Goldman	aye

Vote: 4-0

Date Adopted: 3/22/17

***Resolution 2017-68: Appointing Member To County Youth Board**

WHEREAS, the Tompkins County Youth Services Board needs a representative from the Town of Ulysses; and

WHEREAS Peter Angie resides in the Town of Ulysses and is eligible, interested, and qualified to serve on the County Youth Services Board; now therefore be it

RESOLVED that the Town of Ulysses appoint Pete Angie as the Town's representative to the Tompkins County Youth Services Board for a term ending December 31, 2018, effective upon receipt on his application and approval by the Tompkins County Legislature; and further

RESOLVED that the Clerk send a copy of the completed County Application along with a certified resolution re: appointment to the Director of the Tompkins County Youth Services Department, 320 W. State St, Ithaca, NY 14850.

Moved: Ms. Zahler Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	absent
Mr. Goldman	aye

Vote: 4-0

Date Adopted: 3/22/17

***Resolution 2017-69: Approval Of Minutes: 2/28/17**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 2/28.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	abstain
Mr. Hertzler	aye
Mr. Boggs	absent
Mr. Goldman	aye

Vote: 4-0

Date Adopted: 3/22/17

MARCH 28th, 2017 REGULAR TOWN BOARD MEETING

***Resolution 2017-70: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for March 28, 2017 with the addition of adding a new resolution to set a public information session on the proposed acquisition of Exxon-Mobil properties in Old Business section B, plus an executive session to discuss the acquisition of property; move up the TTHM (total trihalomethanes) remediation discussion to the beginning of the meeting.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 3/28/17

***Resolution 2017-71: Discussion and Possible Decision on WD3 TTHM Remediation**

WHEREAS since August 2012, the Town of Ulysses Water District 3 water system has been identified with chlorination by-products known as Total Trihalomethanes (TTHMs) which have been exceeding the US Department of Environmental Protection’s (EPA)Maximum Contaminant Level (MCL) of 80 ug/l for TTHM’s; and

WHEREAS this exceedance is a violation of the Subpart 5-1.52 of the NYS Sanitary Code (NYSSC), and

WHEREAS on June 27, 2014 the Tompkins County Health Department (TCHD) ordered the Town of Ulysses to resolve the TTHM exceedance in accordance with TCHD Resolution Order #13.1.20 requiring the TTHM levels in Water District 3 to be maintained below the annual average maximum contaminant level (MCL) of 80ug/l for the sake of the public health of residents in Water District 3; and

WHEREAS, MRB Group, as authorized by the Town, completed the Preliminary Engineering Report in July 2016 of the disinfection by-products in the water distribution system for Water District #3 (WD #3), providing a recommended water improvement project that includes the separation of the water storage tank inlet and outlet and the installation of a Trihalomethane (THM) removal system which would assure all parts of WD#3 would remain under the 80ug/l threshold; and

WHEREAS, the Preliminary Engineering Report and the recommended water improvement project has been reviewed and approved by the Tompkins County Health Department; and

WHEREAS, the Town has been pursuing funding options for the water improvement project, including submission of the project to the New York State Environmental Facilities Corporation and the United States Department of Agriculture’s Rural Development Program; and

WHEREAS, the income survey authorized by the town identified the Median Household Income (MHI) for WD #3 should qualify the water district for grant and loan funding through USDA Rural Development; and

WHEREAS, the Environmental Review of the water improvement project has been completed; and

WHEREAS the USDA Rural Development grant is anticipated to pay for approximately 75% of the estimated cost of \$944,000 if granted.

NOW THEREFORE BE IT

RESOLVED, that if the USDA Rural Development grant is offered to the Town of Ulysses along with a loan component to pay for chlorination by-product remediation, the Town Board authorizes the Town Supervisor to execute the required documents to accept the grant funds and begin implementation of the remediation efforts including a dedicated inlet and outlet along with a TTHM removal system as proposed in the July 2016

preliminary engineering report, as stated in the Rural Development application, and as required by the Tompkins County Health Department; and

FURTHER RESOLVED that if the grant is not funded, the Town of Ulysses will review how to meet the requirements of the Tompkins County Health Department at a public meeting before proceeding to implement remediation measures.

Mr. Boggs suggests that they look at running a line up Iradell Road to create a new district.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0

Date Adopted: 3/28/17

***Resolution 2017-72: Setting a Public Information Session on Proposed Acquisition Exxon-Mobil Property**

WHEREAS, the Ulysses Town Board has been engaged in discussions with Exxon Mobil regarding the acquisition of properties in Jacksonville since 2013 and has been engaged in negotiations for the purchase of three (3) properties since June 2016; and

WHEREAS, the Ulysses Town Board has concluded its negotiations and is considering the acquisition of Town of Ulysses Tax Parcels #25.-4-26, #25.-4-27 and #25.-4-21 from Exxon Mobil; and

WHEREAS, the Town of Ulysses is not required to hold a public hearing regarding the proposed acquisition of these properties but wishes to make sure the public is fully informed about the Town's interests and intentions related to the potential acquisition of these properties; now therefore be it

RESOLVED, the Town of Ulysses set a Public Information Session on the proposed acquisition of properties from Exxon Mobil for Tuesday, April 11, 2017 at 6:30 PM at the Ulysses Town Hall to share and discuss all relevant information related to the proposed purchase of these tax parcels with members of the community prior to taking action on the draft resolution authorizing purchase of property from Exxon Mobil Oil Corporation.

Moved: Ms. Zahler Seconded: Ms. Thomas

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0

Date Adopted: 3/28/17

***Resolution 2017-73: Rescind and Replace Resolution 2017-72**

Ms. Zahler moved that the Town Board rescind and replace the last resolution and change the date of the Public Information Meeting to Tuesday, April 18 at 7pm at the Ulysses Town Hall.

Moved: Ms. Zahler Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0
Date Adopted: 3/28/17

***Resolution 2017-74: Implementing a Dog Enumeration**

Ms. Zahler moved that Town Clerk implement a dog enumeration project as described.

Moved: Ms. Zahler Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0
Date Adopted: 3/28/17

***Resolution 2017-75: Benchmarking of Energy Use in Municipal Buildings**

WHEREAS, buildings are the single largest user of energy in the State of New York; the poorest performing buildings typically use several times the energy of the highest performing buildings—for the exact same building use; and

WHEREAS, collecting, reporting, and sharing building energy data on a regular basis allows municipal officials and the public to understand the energy performance of municipal buildings relative to similar buildings nationwide, and equipped with this information the Town of Ulysses is able to make smarter, more cost-effective operational and capital investment decisions, reward efficiency, and drive widespread, continuous improvement; and

WHEREAS, the Town of Ulysses Town Board desires to use Building Energy Benchmarking, a process of measuring a building’s energy use, tracking that use over time, and comparing performance to similar buildings, to promote the public health, safety, and welfare by making available good, actionable information on municipal building energy use to help identify opportunities to cut costs and reduce pollution in the Town of Ulysses; and

WHEREAS, as such the Town of Ulysses Town Board desires to establish procedure or guideline for Town of Ulysses staff to conduct such Building Energy Benchmarking; and

NOW THEREFORE, IT IS HEREBY RESOLVED AND DETERMINED, that the following specific policies and procedures are hereby adopted and imposed as active and affirmative financial internal control procedures of the Town of Ulysses:

Building Energy Benchmarking POLICY/procedures:

§1. DEFINITIONS

- (1) "Benchmarking Information" shall mean information generated by Portfolio Manager, as herein defined including descriptive information about the physical building and its operational characteristics.
- (2) "Building Energy Benchmarking" shall mean the process of measuring a building's Energy use, tracking that use over time, and comparing performance to similar buildings.
- (3) "Commissioner" shall mean the head of the Department.
- (4) "Covered Municipal Building" shall mean a building or facility that is owned or occupied by the Town of Ulysses that is 1,000 square feet or larger in size.
- (5) "Department" shall mean Town of Ulysses Supervisor's Office.
- (6) "Energy" shall mean electricity, natural gas, steam, hot or chilled water, fuel oil, or other product for use in a building, or renewable on-site electricity generation, for purposes of providing heating, cooling, lighting, water heating, or for powering or fueling other end-uses in the building and related facilities, as reflected in Utility bills or other documentation of actual Energy use.
- (7) "Energy Performance Score" shall mean the numeric rating generated by Portfolio Manager that compares the Energy usage of the building to that of similar buildings.
- (8) "Energy Use Intensity (EUI)" shall mean the kBtUs (1,000 British Thermal Units) used per square foot of gross floor area.
- (9) "Gross Floor Area" shall mean the total number of enclosed square feet measured between the exterior surfaces of the fixed walls within any structure used or intended for supporting or sheltering any use or occupancy.
- (11) "Portfolio Manager" shall mean ENERGY STAR Portfolio Manager, the internet-based tool developed and maintained by the United States Environmental Protection Agency to track and assess the relative Energy performance of buildings nationwide, or successor.
- (12) "Utility" shall mean an entity that distributes and sells Energy to Covered Municipal Buildings.
- (13) "Weather Normalized Site EUI" shall mean the amount of Energy that would have been used by a property under 30-year average temperatures, accounting for the difference between average temperatures and yearly fluctuations.

§2. APPLICABILITY

- (1) This policy is applicable to all Covered Municipal Buildings as defined in Section 1 of this policy.
- (2) The Commissioner may exempt a particular Covered Municipal Building from the benchmarking requirement if the Commissioner determines that it has characteristics that make benchmarking impractical.

§3. BENCHMARKING REQUIRED FOR COVERED MUNICIPAL BUILDINGS

- (1) No later than May 1 every year, the Commissioner or his or her designee from the Department shall enter into Portfolio Manager the total Energy consumed by each Covered Municipal Building, along with all other descriptive information required by Portfolio Manager for the previous calendar year.
- (2) For new Covered Municipal Buildings that have not accumulated 12 months of Energy use data by the first applicable date following occupancy for inputting Energy use into Portfolio Manager, the Commissioner or his or her designee from the Department shall begin inputting data in the following year.

§4. DISCLOSURE AND PUBLICATION OF BENCHMARKING INFORMATION

- (1) The Department shall make available to the public on the internet Benchmarking Information for the previous calendar year:
 - (a) no later than September 1 each year for Covered Municipal Buildings; and
- (2) The Department shall make available to the public on the internet and update at least annually, the following Benchmarking Information:

- (a) Summary statistics on Energy consumption for Covered Municipal Buildings derived from aggregation of Benchmarking Information; and
- (b) For each Covered Municipal Building individually:
 - (i) The status of compliance with the requirements of this Policy; and
 - (ii) The building address, primary use type, and gross floor area; and
 - (iii) Annual summary statistics, including site EUI, Weather Normalized Source EUI, annual GHG emissions, and an Energy Performance Score where available; and
 - (iv) A comparison of the annual summary statistics (as required by Section 4(2)(b)(iii) of this Policy) across calendar years for all years since annual reporting under this Policy has been required for said building.

§5. MAINTENANCE OF RECORDS

The Department shall maintain records as necessary for carrying out the purposes of this Policy, including but not limited to Energy bills and other documents received from tenants and/or Utilities. Such records shall be preserved by the Department for a period of three (3) years.

§6. ENFORCEMENT AND ADMINISTRATION

- (1) The Commissioner or his or her designee from the Department shall be the Chief Enforcement Officer of this Policy.
- (2) The Chief Enforcement Officer of this Policy may promulgate regulations necessary for the administration of the requirements of this Policy.
- (3) Within thirty days after each anniversary date of the effective date of this Policy, the Chief Enforcement Officer shall submit a report to the Town of Ulysses including but not limited to summary statistics on Energy consumption for Covered Municipal Buildings derived from aggregation of Benchmarking Information, a list of all Covered Municipal Buildings identifying each Covered Municipal Building that the Commissioner determined to be exempt from the benchmarking requirement and the reason for the exemption, and the status of compliance with the requirements of this Policy.

FURTHER RESOLVED, The Town of Ulysses Town Board, in regular session duly convened, does hereby authorize and direct the Town Supervisor or Town Clerk of the Town of Ulysses to execute such other and additional documents as may be required for the resolutions herein.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0
Date Adopted: 3/28/17

***Resolution 2017-76: Approval of Minutes: 3/22**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 3/22.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	abstain
Mr. Goldman	aye

Vote: 4-0
Date Adopted: 3/28/17

APRIL 11th, 2017 REGULAR TOWN BOARD MEETING

***Resolution 2017-77: Approval of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for April 11, 2017 with the addition of an update from Trumansburg Community Recreation and a resolution on dog enumeration.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 4/11/17

***Resolution 2017-78: Cancelling Town Board Meeting of 4/25/17**

RESOLVED that the Ulysses Town Board cancels the Town Board meeting scheduled for April 25, 2017.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 4/11/17

***Resolution 2017-79-: Adoption of The New York State Unified Solar Permit**

WHEREAS the New York State Energy Research and Development Authority ("NYSERDA"), together with the New York Power Authority ("NYPA") and City University of New York ("CUNY"), developed a New York State Unified Solar Permit that reduces the cost for solar projects by streamlining municipal permitting processes; and

WHEREAS the Town of Ulysses wants to promote the streamlining of the application process for small-scale photovoltaic system installations by adopting the New York State Unified Solar Permit application form and implementing the new procedures; and

RESOLVED that the Town of Ulysses adopts the New York State Unified Solar Permit and the document titled "Understanding Solar PV Permitting and Inspecting in New York State," and

RESOLVED that the fee for solar installations is set by resolution of the Town Board.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye

Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 4/11/17

***Resolution 2017-80: Setting Pay for Bookkeeper**

RESOLVED that the Town of Ulysses Town Board sets the pay for the newly hired Bookkeeper at \$22/hour.
Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 4/11/17

***Resolution 2017-81: Establishing a Dog Enumeration Fee**

RESOLVED that the Town Board of the Town of Ulysses establish a fee of \$10 for dogs found to be unlicensed during any dog enumeration period, as authorized by Chapter 66, Section 6(G)(6) of the Code of the Town of Ulysses.
Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 4/11/17

***Resolution 2017-82: Approval of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims #148-199 in the amount of \$51,580.61.
Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 4/11/17

***Resolution 2017-83: Approval of Minutes: 3/28/17**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 3/28.

Moved: Mr. Goldman Seconded: Mr. Hertzler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 4/11/17

MAY 9th, 2017 REGULAR TOWN BOARD MEETING

***Resolution 2017-87: Approval of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for May 9, 2017 with the addition of payment of claims.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye

Vote: 4-0
Date Adopted: 5/9/17

***Resolution 2017-88: Consideration of Purchase of Unique Natural Area**

WHEREAS the Tompkins County Legislature has withheld tax parcel #27.-4-6 from foreclosure since 2012 in order to study options for the parcel’s protection and
WHEREAS the parcel is a vacant 4.2 acre parcel located to the west of Taughannock Blvd., bordering a section of the Black Diamond Trail, and
WHEREAS the parcel is located within the Lakeshore Natural Features Focus Area, and is located in the Maplewood Glen and Lake Slopes Unique Natural Area (UNA-062), and
WHEREAS preserving UNAs is in accordance with the Town of Ulysses Comprehensive Plan and the Tompkins County’s purpose of designating Unique Natural Areas, and
WHEREAS a total of \$10,853 of delinquent taxes and foreclosure fees are owed on the parcel, and
WHEREAS the Tompkins County Government Operations Committee and the Tompkins County Legislature voted in favor of selling the parcel to the Town of Ulysses for the amount of \$5,427 to be paid over 2 years, THEREFORE BE IT RESOLVED that the Ulysses Town Board authorizes the Town Supervisor to proceed to work with Tompkins County to develop a purchase agreement for tax parcel #27.-4-6 from the county for \$5,427 to be preserved as a Unique Natural Area.
FURTHER RESOLVED that the agreement will be reviewed by the Town Board.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas aye

Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye

Vote: 4-0
Date Adopted: 5/9/17

***Resolution 2017-89: Personnel Policy – Health Savings Account Guidance**

RESOLVED that the Town of Ulysses Town Board amends section 706 of the Personnel Policy last amended on November 22, 2016 to the following:

Health Savings Accounts (added 11/22/16)

The IRS allows employers, and eligible employees, to contribute to HSAs. The Town will contribute to a health savings account (HSA) for each employee who is eligible and signed up for health insurance through the town. Annually, the town board will contribute the full amount of the in-network deductible, provided that the deductible does not exceed 44% of the in-network, out-of-pocket maximum. Employees or Elected Officials may contribute pre-tax dollars to their HSA in addition to funds the town has contributed up to the combined allowable limit as determined by the IRS. Funds belong to the employee or elected official, subject to IRS regulations.

Newly hired employees are entitled to a prorated portion of the HSA funds based on their date of hire. The rate contributed would be proportional to the number of months left in the year the employee was hired. For example, if the HSA contribution from the town is \$2000 annually and the new employee begins work on October 1 (3/4 of the way through the year), the amount the town would contribute to the employee’s HSA would be 1/4 of \$2000, or a total of \$500.

Moved: Mr. Boggs Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye

Vote: 4-0
Date Adopted: 5/9/17

***Resolution 2017-90: Approval of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims #200-246 in the amount of \$184,291.19.

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye

Vote: 4-0
Date Adopted: 5/9/17

***Resolution 2017-91: Approval of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for May 23, 2017.

Moved: Ms. Thomas Seconded: Mr. Hertzler

Ms. Thomas	aye
Ms. Zahler	absent
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 4-0
Date Adopted: 5/23/17

***Resolution 2017-92: Acceptance of Rural Development Grant**

RESOLVED That the Town Board of the Town of Ulysses accepts the USDA Rural Development funding package for Water District 3 dated May 9, 2017 for \$977,000, of which \$477,000 are grant funds and \$500,000 are loans at a 2% interest rate.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	nay
Mr. Goldman	aye

Vote: 4-1
Date Adopted: 5/23/17

***Resolution 2017-93: Engagement of Bond Counsel**

RESOLVED That the Town Board of the Town of Ulysses engage Orrick, Herrington & Sutcliffe as bond counsel and that Municipal Solutions contact them regarding a bond resolution for the Water District 3 project.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	nay
Mr. Goldman	aye

Vote: 4-1
Date Adopted: 5/23/17

***Resolution 2017-94: Financial Audit Contract**

BE IT RESOLVED that the Ulysses Town Board authorizes the Town Supervisor to contract with Inero Certified Public Accountants to audit the finances of the Supervisor's accounts as outlined in the contract dated 5/9/2017, and also

RESOLVED Inero will add to the contract an audit of the accounts of the Ulysses Courts for an amount not to exceed \$1500.

Moved: Mr. Goldman Seconded: Mr. Hertzler

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0
Date Adopted: 5/23/17

***Resolution 2017-95: Resolution Authorizing (1) An Application To Request Amicus Curiae Status In The Matter Of Riverkeeper, Inc.; Cortland-Onondaga Federation Of Kettle Lake Associations, Inc.; Sierra Club; Theodore Gordon Flyfishers, Inc.; And Waterkeeper Alliance, Inc., V. Basil Seggos, In His Capacity as Commissioner of the New York State Department of Environmental Conservation, And New York State Department of Environmental Conservation; and (2) Entering Into A Retainer Agreement For This Purpose With Legal Counsel**

WHEREAS, the Town Board of the Town of Ulysses (hereafter "Town Board") is concerned about the impacts on its community of the recently adopted Clean Water Act General Permit for CAFOs; and

WHEREAS, EarthJustice has filed a petition challenging the aforementioned General Permit;

NOW, THEREFORE, BE IT RESOLVED that the Town Board will seek amicus curiae status in the matter of Riverkeeper, Inc. et al. v. Basil Seggos and New York Department of Conservation, Index No. 902103-17 and seek consent of the court to submit an amicus curiae brief; and be it further

RESOLVED that the Town Board will retain the Columbia Environmental Law Clinic to provide legal services to the Town in connection with the preparation and submission of the amicus curiae brief; and be it further

RESOLVED that the Supervisor or a Deputy Supervisor is hereby authorized to sign the retainer letter with the Columbia Environmental Law Clinic for such legal representation and services.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye

Mr. Goldman aye

Vote: 5-0

Date Adopted: 5/23/17

***Resolution 2017-96: Approval of Minutes: 4/11**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 4/11/17 as edited by Ms. Zahler.

Moved: Ms. Zahler Seconded: Mr. Hertzler

Ms. Thomas aye

Ms. Zahler aye

Mr. Hertzler aye

Mr. Boggs aye

Mr. Goldman aye

Vote: 5-0

Date Adopted: 5/23/17

***Resolution 2017-97: Approval of Minutes: 4/18**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 4/18/17 as edited by Ms. Zahler.

Moved: Ms. Zahler Seconded: Mr. Goldman

Ms. Thomas aye

Ms. Zahler aye

Mr. Hertzler aye

Mr. Boggs aye

Mr. Goldman aye

Vote: 5-0

Date Adopted: 5/23/17

***Resolution 2017-98: Approval of Minutes: 5/9**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 5/9/17 as edited by Ms. Zahler.

Moved: Ms. Zahler Seconded: Ms. Thomas

Ms. Thomas aye

Ms. Zahler aye

Mr. Hertzler aye

Mr. Boggs aye

Mr. Goldman aye

Vote: 5-0

Date Adopted: 5/23/17

MAY 30rd, 2017 SPECIAL TOWN BOARD MEETING

*Resolution 2017-99: Order to Call a Public Hearing on the Question of the Increase and Improvement of the Facilities of the Town Of Ulysses Water District No. 3

WHEREAS, the Town Board of the Town of Ulysses, Tompkins County, New York, has caused to be prepared a map, plan and report, also known as the engineering report, including an estimate of cost, pursuant to Section 202-b of the Town Law, relating to the increase and improvement of the facilities of Water District No. 3, in the Town of Ulysses, Tompkins County, New York (“Water District No. 3”), being the incorporation of a Total Trihalomethanes Removal System in the existing ground storage tank located at the intersection of Van Dorn Corners Road and Iradell Road, together with construction of a dedicated inlet pipe to said tank, and additional tank modifications, installation of remote water meters and meter reading system and original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$977,000; and

WHEREAS, said capital project has been determined to be a Type I Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, it has been determined will not result in any significant adverse environmental effects; and

WHEREAS, it is now desired to call a public hearing on the question of the increase and improvement of the facilities of said Water District No. 3, in the matter described above, and to hear all persons interested in the subject thereof, concerning the same, in accordance with the provisions of Section 202 b of the Town Law; NOW, THEREFORE, IT IS HEREBY

ORDERED, by the Town Board of the Town of Ulysses, Tompkins County, New York, as follows:

Section 1. A public hearing will be held in the Town Hall, in Trumansburg, New York, in said Town, on June 13, 2017 at 6:30 P.M., Prevailing Time, on the question of the increase and improvement of the facilities of the Town of Ulysses Water District No. 3, in the Town of Ulysses, Tompkins County, New York, in the manner described in the preambles hereof, and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as is required or authorized by law.

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of the Notice of Public Hearing hereinafter provided to be published once in the official newspaper, and also to cause a copy thereof to be posted on the sign board of the Town, such publication and posting to be made not less than ten, nor more than twenty, days before the date designated for the hearing.

Section 3. The notice of public hearing shall be in substantially the form attached hereto as Exhibit A and hereby made a part hereof.

Section 4. This Order shall take effect immediately.

Moved: Ms. Thomas

Seconded: Mr. Boggs

The question of the adoption of the foregoing order was duly put to a vote on roll call, which resulted as follows:

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Boggs	aye

Vote: 3-0

Date Adopted: 5/30/17

JUNE 13th, 2017 REGULAR TOWN BOARD MEETING

***Resolution 2017-100: Approval of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for June 13, 2017.

Moved: Ms. Hertzler Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0

Date Adopted: 6/13/17

***Resolution 2017-101: Requesting the Preparation of a Draft Environmental Impact Statement for the Proposed Cargill Mine Shaft #4 Construction Project**

WHEREAS, The Town Board of Ulysses recognizes the economic, social, recreational, and ecological importance of Cayuga Lake and its watershed to the State and to the local community; and
WHEREAS, it has come to the attention of the Town Board that an application has been submitted by Cargill, Inc. to the New York Department of Environmental Conservation (DEC) for permission to construct a new mine shaft adjacent to Cayuga Lake (ID#0-9999-00075/00001 -- Cargill Mine Shaft #4); and
WHEREAS, the mine is partially located within the Town of Ulysses and therefore the Town is an interested party in the environmental review of this project; and
WHEREAS, credible concerns have been expressed with substantial supporting scientific documentation provided to the NYSDEC demonstrating the potential for significant impacts to Cayuga Lake and/or the local environment from this proposal, including but not limited to:
impairment of the viewshed from Town of Ulysses lakeshore locations including Taughannock State Park, increase in local greenhouse gas emissions, subsurface water storage, in a portion of the mine located in the Town of Ulysses, that could lead to the collapse of portions of the mine and to surface subsidence, and subsurface intersection of the mine shaft with an aquifer which could cause mine flooding and the subsequent salinization of Cayuga Lake in a manner analogous to the 1994 Retsof Mine disaster in Livingston County; and
WHEREAS, NYSDEC, prior to any public announcement of the environmental review of the proposed project, nevertheless issued a “negative declaration” denying that there is any potential for significant environmental impacts from this construction project; now, therefore be it
RESOLVED, that the Town Board of the Town of Ulysses respectfully requests that the NYSDEC: rescind its negative declaration of June 30, 2016 for Cargill, Inc.’s Mine Shaft #4 construction project, require a full and transparent disclosure of all information (including seismic studies) critical to an analysis of the above potential risks to the environment and the future health of Cayuga Lake, and require submission of a Draft Environmental Impact Statement for the proposed project prior to the issuance of a permit, thereby encouraging a full public discussion of these important concerns; and it is further
RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to Governor Andrew Cuomo, NYSDEC Commissioner Basil Seggos, Senators Patricia Helming and Thomas O’Mara, Senate Leader John Flanagan, Senate Minority Leader Andrea Stewart-Cousins, Assemblywoman Barbara Lifton, Assembly Speaker Carl Heastie, Assembly Minority leader Brian Kolb, Village of Trumansburg Martin Petrovic, and Tompkins County Legislature Chair Michael Lane and the Town Clerk will notify or cc the Town Supervisor and provide a certified copy when complete.

Moved: Ms. Zahler Seconded: Mr. Goldman

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs abstain
Mr. Goldman aye

Vote: 4-0
Date Adopted: 6/13/17

***Resolution 2017-102: Referral of Development District 8 Rezoning to the Planning Board**

WHEREAS, Development District Number 8: Moore’s Outboard Sales and Services, located at 3052 Dubois Rd, Tax Parcel Number 32.-2-8.22, was created in 1991; and

WHEREAS, the current owners would like to revise the development district language to reflect their current and future uses of the property; and

WHEREAS, the Town of Ulysses Zoning Law §212-20 outlines the procedure for rezoning requests, which starts with the Town Board review of the proposal and if the Town Board decides “that the request for rezoning merits further consideration, the Board shall direct the applicant to proceed with a sketch plan conference, and then shall refer the proposal to the Planning Board for further review and recommendations.”

THEREFORE BE IT RESOLVED that the Town of Ulysses Town Board directs the applicant to proceed with a sketch plan conference as outlined in the zoning law §212-20 A (2) and refers the proposal to the Planning Board for review and recommendations.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 6/13/17

***Resolution 2017-103: Resolution of Support for the Water Infrastructure Improvement Act (WIIA) Grant Application from the Town of Ulysses for the Benefit of Water District #3**

WHEREAS, the Ulysses Town Board of Tompkins County, supports the submission of a New York State Water Infrastructure Improvement Act (WIIA) grant application, on behalf of Water District #3 in the Town for a drinking water project; and

WHEREAS, the New York State Environmental Facilities Corporation (EFC) administers grants to assist municipalities in funding water treatment and distribution infrastructure projects for protecting or improving water quality and/or protecting public health; and

WHEREAS, an Engineering Report, prepared by MRB Group made recommendations to improve the water quality in Water District #3 which has been cited for violating a public health regulation pertaining to Total

Trihalomethanes (TTHM) exceeding the New York State Department of Health (NYSDOH) Maximum Contaminant Level (MCL) over the last several years; and

WHEREAS, the Engineering Report recommended the construction of a dedicated inlet watermain pipe to the existing Water District #3 ground storage tank to separate the inlet/outlet pipes, incorporation of a TTHM Removal System in the ground storage tank for water quality treatment, incidental modifications to the ground storage tank, incidental valving modifications to the water distribution system, and new remote meter reading equipment and meters; and

WHEREAS, the proposed project will benefit the users in Water District #3 by making the recommended improvements required to comply with the NYSDOH public health regulations pertaining to water quality by making improvements in the distribution system to treat water moving through the system for high TTHMs which pose a public health risk; and

WHEREAS, the proposed project expenditures are anticipated to be funded by a loan and potential grant from United State Department of Agriculture, Rural Development project funding per the Preliminary Eligibility Determination/Funding Estimate received by the Town subsequent to the Town submitting a funding application to Rural Development; and

NOW, THEREFORE BE IT RESOLVED, the Ulysses Town Board authorizes Supervisor Elizabeth Thomas to submit such grant application on behalf the Town and authorizes the Supervisor to execute necessary documents relative to and as required for the application; and

THEREFORE, BE IT FURTHER RESOLVED that the Ulysses Town Board of Tompkins County recognizes and fully supports the submission of the WIIA grant application on behalf of Water District #3 of the Town, for a drinking water project.

Moved: Ms. Thomas

Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	nay
Mr. Goldman	aye

Vote: 4-1

Date Adopted: 6/13/17

***Resolution 2017-104: Public Interest Order-Wd3 Improvements**

WHEREAS, the Town Board of the Town of Ulysses, Tompkins County, New York, has duly caused to be prepared a prepared a map, plan and report, including an estimate of cost, pursuant to Section 202-b of the Town Law, relating to the increase and improvement of the facilities of Water District No. 3, in the Town of Ulysses, Tompkins County, New York (“Water District No. 3”), being the incorporation of a Total Trihalomethanes (TTHM) Removal System in the existing ground storage tank located at the intersection of Van Dorn Corners Road and Iradell Road, together with construction of a dedicated inlet pipe to said tank, and additional tank modifications, installation of remote water meters and meter reading system and original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$977,000 and

WHEREAS, at a meeting of said Town Board duly called and held on May 30, 2017, an Order was duly adopted by it and entered in the minutes specifying the said Town Board would meet to consider the increase and improvement of facilities of Water District No. 3 in said Town at a maximum estimated cost of \$977,000, and to hear all persons interested in the subject thereof concerning the same at the Town Hall, in Trumansburg, New York, in said Town, on June 13, 2017, at 6:30 P.M., Prevailing Time; and

WHEREAS, said Order setting the public hearing duly certified by the Town Clerk was duly published and posted as required by law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all persons desiring to be heard were duly heard; **NOW, THEREFORE, BE IT**

ORDERED, by the Town Board of the Town of Ulysses, Tompkins County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to make the increase and improvement of the facilities of Water District No. 3, in the Town of Ulysses, Tompkins County, New York, consisting the incorporation of a Total Trihalomethanes Removal System in the existing ground storage tank located at the intersection of Van Dorn Corners Road and Iradell Road, together with construction of a dedicated inlet pipe to said tank, and additional tank modifications, installation of remote water meters and meter reading system and original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$977,000

Section 2. This Order shall take effect immediately.

The question of the adoption of the foregoing Order was duly put to a vote on roll, which resulted as follows:

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	nay
Mr. Goldman	aye

Vote: 4-1

Date Adopted: 6/13/17

***Resolution 2017-105: Bond Resolution Dated June 13, 2017.**

A Resolution Authorizing the Issuance of \$977,000 Bonds Of The Town Of Ulysses, Tompkins County, New York, To Pay The Cost Of The Increase And Improvement Of The Facilities Of Water District No. 3, In The Town Of Ulysses, Tompkins County, New York

WHEREAS, pursuant to the provisions heretofore duly had and taken in accordance with the provisions of Section 202 b of the Town Law, and more particularly an Order dated the date hereof, said Town Board has determined it to be in the public interest to improve the facilities of Water District No. 3, ("Water District No. 3") in the Town of Ulysses, Tompkins County, New York, at a maximum estimated cost of \$977,000; and

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type I Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which it has been determined will not have any significant adverse effects on the environment; and

WHEREAS, it is now desired to authorize such capital project and it's financing; **NOW, THEREFORE, BE IT RESOLVED**, by the Town Board of the Town of Ulysses, Tompkins County, New York, as follows:

Section 1. The increase and improvement of Water District No. 3, in the Town of Ulysses, Tompkins County, New York, being the incorporation of a Total Trihalomethanes Removal System in the existing ground storage tank located at the intersection of Van Dorn Corners Road and Iradell Road, together with construction of a dedicated inlet pipe to said tank, and additional tank modifications, installation of remote water meters and meter reading system and original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$977,000.

Section 2. It is hereby determined that the plan for the financing of said class of objects or purposes is by the issuance of \$977,000 bonds of said Town hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law; PROVIDED, HOWEVER, that to the extent that any grants-in-aid are received for such class of objects or purposes, the amount of bonds to be issued pursuant to this resolution shall be reduced dollar for dollar.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is forty years pursuant to subdivision 1 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Town of Ulysses, Tompkins County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from monies raised from said Water District No. 3 in the manner provided by law, there shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of said Town, including, but not limited to, the power to sell said bonds to the New York State Environmental Facilities Corporation; provided, however, that in the exercise of these delegated powers, the Supervisor shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 7. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 8. The Supervisor is hereby further authorized, at her sole discretion, to execute a project finance and/or loan agreement, and any other agreements with the New York State Department of Health and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the class of objects or purposes described in Section 1 hereof, or a portion thereof, by a bond, and/or note issue of said Town in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 9. The power to issue and sell notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the Supervisor. Such notes shall be of such terms, form and contents as may be prescribed by said Supervisor consistent with the provisions of the Local Finance Law.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 12. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Moved: Ms. Thomas Seconded: Mr. Hertzler

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	nay
Mr. Goldman	aye

Vote: 4-1

Date Adopted: 6/13/17

[*Resolution 2017-106: Scheduling A Public Hearing On Proposed Acquisition Of Unique Natural Area Property At 1284 Taughannock Boulevard](#)

WHEREAS, the Town Board seeks to purchase an approximately 4.2 acre vacant parcel of land located to the west of Taughannock Boulevard which borders a section of the Black Diamond Trail, known as Town of Ulysses tax parcel number 27.-4-6 (“the Property”) from the County of Tompkins (“the County”); and

WHEREAS, a total of \$10,583 of delinquent taxes and foreclosure fees are owed on the parcel; and

WHEREAS, the Tompkins County Legislature adopted Resolution No. 2017-71 on April 18, 2017, which authorizes the County to execute an agreement with the Town to purchase the Property for \$5,427, spread out over a two-year period, and authorizes the County Administrator or his designee to execute other agreements necessary for the county to implement this transfer to the Town; and

WHEREAS, the Property is located within the lakeshore Natural Features Focus Area and in the Maplewood Glen and Lake Slopes Unique Natural Areas (“UNA’s”); and

WHEREAS, preservation of UNA’s is in accordance with the Town’s Comprehensive Plan and the County’s purpose of designating UNA’s; and

WHEREAS, the Town’s proposed use of the Property is to preserve it as open space and provide an outdoor recreation area for members of the public; and

WHEREAS, §247(3) of the General Municipal Law provides that the acquisition of interests or rights in real property for the preservation of open spaces is a public purpose for which public funds may be expended and that such acquisition requires a public hearing subject to due notice;

NOW, THEREFORE, BE IT

RESOLVED that a public hearing shall be held at the Town Board meeting on July 11, 2017 at 7:15 p.m. in the Town Hall, 10 Elm Street, Trumansburg, New York 14886, to give members of the public the opportunity to comment on the proposed acquisition of the Property from the County for a purchase price of \$5,427, spread over two years, plus the costs of acquisition; and be it further

RESOLVED that the Town Clerk shall cause notice of such public hearing to be published and posted at least five days before the date thereof in the newspaper of record, on the Clerk’s bulletin board and on the town email distribution list.

Ms. Geldenhuys shared that the county had been trying to sell this property to the state. When a title search was done, the title was not clear. Ms. Geldenhuys has ordered a survey and abstract. She recommends title insurance.

Moved: Mr. Boggs

Seconded: Ms. Zahler

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0

Date Adopted: 6/13/17

[*Resolution 2017-107: Authorizing Execution Of Contract With The New York State Office Of Parks, Recreation And Historic Preservation For Acquisition Of Property On Salo Drive](#)

WHEREAS, the Town Board by Resolution 2016-117 authorized the Town Supervisor and Town Staff to apply to the New York State Office of Parks, Recreation and Historic Preservation (“the State”) for a grant to acquire approximately 32 acres of land on Salo Drive along Trumansburg Creek from Habitat for Humanity; and

WHEREAS, the State approved the application for funding in the amount of \$57,205, subject to execution by the Town and the State of New York Master Contract for Grants, with the attachments thereto containing the Program Specific Terms and Conditions (“the Contract”);

NOW, THEREFORE, BE IT

RESOLVED that the Town Board hereby authorizes the Town Supervisor to execute the Contract with NYS Office of Parks, Recreation and Historic Preservation for a grant to acquire this property on behalf of the Town.

Moved: Ms. Thomas

Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0

Date Adopted: 6/13/17

***Resolution 2017-108: Scheduling A Public Hearing On Proposed Acquisition Of Property On Salo Drive And Authorizing Execution Of A Contract For Sale And Purchase Contingent On Town Board Approval**

WHEREAS, the Town Board seeks to purchase 3 vacant parcels of land on Salo Drive along Trumansburg Creek, known as Village of Trumansburg tax parcel number 7.-6-1.1 and Town of Ulysses tax parcel numbers 11.-2-8.2 and 11.-2-11, consisting of approximately 32 acres (“the Property”) from Habitat for Humanity (“Habitat”); and

WHEREAS, the Town’s proposed use of the Property is to provide an outdoor recreation area for residents of the Village of Trumansburg and Town of Ulysses; and

WHEREAS, the Property contains wetlands and vernal pools, and is a buffer to Trumansburg Creek, and buffering Trumansburg Creek from development will help to preserve water quality from contaminants and sedimentation in Trumansburg Creek and Cayuga Lake; and

WHEREAS, the Town obtained an appraisal of the Property from Carol DiSanto, a certified real estate appraiser, which determined that the market value of the Property was \$74,000 as of June 21, 2016; and

WHEREAS, pursuant to a proposed Contract for Sale and Purchase of Real Property, the Town proposes to purchase the Property from Habitat for a purchase price of \$50,000; and

WHEREAS, the Town applied for a grant from the New York State Office of Parks, Recreation and Historic Preservation in the amount of \$57,205, to reimburse the Town for the purchase price and costs of acquisition; and

WHEREAS, §247(3) of the General Municipal Law provides that the acquisition of interests or rights in real property for the preservation of open spaces is a public purpose for which public funds may be expended and that such acquisition requires a public hearing subject to due notice;

NOW, THEREFORE, BE IT

RESOLVED that a public hearing shall be held at the Town Board meeting on July 11, 2017 at 7:00 p.m. in the Town Hall, 10 Elm Street, Trumansburg, New York 14886, to give members of the public the opportunity to comment on the proposed acquisition of the Property from Habitat for a purchase price of \$50,000, with anticipated acquisition costs of \$7,205; and be it further

RESOLVED that the Town Clerk shall cause notice of such public hearing to be published and posted at least five days before the date thereof in the newspaper of record, on the Clerk’s bulletin board and on the town email list.

Moved: Mr. Boggs

Seconded: Ms. Zahler

Ms. Thomas	aye
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Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 6/13/17

***Resolution 2017-109: Approval Of Request To Market The “Old Church” In Jacksonville**

WHEREAS, The Town of Ulysses has entered into a contract to purchase three properties for sale in Jacksonville from the current owner, Exxon Mobil. The Town seeks to sell an 1827 historic church in need of substantial repair located at 5020 Jacksonville Rd (“the Church Parcel”) together with an adjacent parcel (5036 Jacksonville Rd) (“the Adjacent Parcel”) which could be used for a septic system and/or parking for the Church Parcel, or other allowable accessory use and

WHEREAS, The Town intends to take steps to offer the properties for sale to qualified buyers willing and able to preserve the historic façade and re-purpose this unique structure for any uses permitted by zoning for these parcels, including, but not limited to: residential, home business, or retail uses. The deed to the Church Parcel will include an historic preservation restrictive covenant and

WHEREAS, The Town wishes to retain the services of a New York State licensed real estate salesperson or broker (collectively referred to as “realtor”) with experience in marketing historic buildings and therefore be it

RESOLVED that the Ulysses Town Board approve and distribute the attached Request for Qualifications to identify NYS certified realtors interested in marketing the Old Church.

Moved: Ms. Zahler Seconded: Mr. Goldman

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 6/13/17

***Resolution 2017-110: Appointment Of Ulysses’ Environmental Planner As The Town’s Climate Smart Communities Coordinator**

WHEREAS, the Ulysses Town Board passed a resolution (No. 2016-154) to participate in the New York State Department of Environmental Conservation’s “Climate Smart Communities” Initiative on September 13, 2016; and

WHEREAS, the Environmental Planner, with assistance from Cornell Cooperative Extension and others, is currently pursuing Climate Smart Communities certification for the Town of Ulysses; and

WHEREAS, achieving Climate Smart Communities certification would help to make the Town eligible for funding through the New York State Energy Research and Development Authority’s (NYSERDA) Clean Energy

Communities program, make other state funding applications more attractive, and would provide good public relations opportunities for the Town; and

WHEREAS, to become a Certified Climate Smart Community, one of the actions the Town of Ulysses must take is to appoint a Climate Smart Communities Coordinator; and

WHEREAS, the job duties of the Environmental Planner align with the goals of the Climate Smart Communities program, and would therefore remain the same, now, therefore, be it

RESOLVED, that the Environmental Planner of the Town of Ulysses is hereby appointed as the Town’s Climate Smart Communities Coordinator for the New York State Department of Conservation’s Climate Smart Communities Initiative.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 6/13/17

***Resolution 2017-111: Following The County’s Proclamation**

WHEREAS the Town of Ulysses Town Board believes in the civil rights and preservation of dignity for all residents of the Town of Ulysses and beyond, regardless of their race, nationality, ethnicity, income, sex, sexual orientation, abilities, age, political belief, language or religion; and

WHEREAS the LGBTQ community has endured a history of discrimination; and

WHEREAS on June 6, 2017, Tompkins County Legislative Chair, Michael Lane proclaimed June as LGBTQ+ Pride Month.

THEREFORE BE IT RESOLVED that the Town Board of Ulysses endorses the proclamation of June 2017 being LGBTQ+ Pride Month made by the Tompkins County Chair Michael Lane.

Moved: Ms. Zahler Seconded: Mr. Goldman

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs abstain
Mr. Goldman aye

Vote: 4-0
Date Adopted: 6/13/17

***Resolution 2017-112: Approval Of Minutes: 5/23, 5/30/17**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 5/23/17 and 5/30/17.

Moved: Mr. Goldman Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler abstain
Mr. Boggs aye
Mr. Goldman aye

Vote: 4-0

Date Adopted: 6/13/17

***Resolution 2017-113: Approval Of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims #248-297 in the amount of \$82,968.23.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0

Date Adopted: 6/13/17

JUNE 27th, 2017 REGULAR TOWN BOARD MEETING

***Resolution 2017-114: Approval of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for June 27, 2017 with the addition of endorsement/proclamation policy and water hookup fine; deletion of budget modification; and addition of an executive session related to the employment of a particular person.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0

Date Adopted: 6/27/17

***Resolution 2017-115: Authorizing The Town Supervisor To Send A Letter Of Support To Tompkins County Industrial Development Agency To Enter Into A Payment In Lieu Of Taxes (PILOT) Agreement With Renovus**

RESOLVED That the Town Board of the Town of Ulysses authorizes the Town Supervisor to sign and send a letter of support for the Tompkins County Industrial Development Agency to enter into a PILOT (payment in

lieu of taxes) agreement for the Renovus 2 MW community solar project proposed at 1574 Trumansburg Road.

Moved: Mr. Hertzler Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 6/27/17

***Resolution 2017-116: Policy On Endorsements**

WHEREAS, the Ulysses Town Board occasionally receives requests from a variety of organizations requesting the Town’s endorsement of their positions on issues affecting the quality of life of Town residents, and

WHEREAS, the Town Board wishes to create criteria that includes and excludes requests from consideration by the Town Board, now therefore be it

RESOLVED that the Ulysses Town Board will consider requests from other governments, non-profits organizations, and petitions from residents of the Town that promote or support:
Stewardship of the Town’s environment and natural resources;
Health and well-being of Town residents;
Rights, inclusion, and dignity of all Town residents and those historically excluded or discriminated against;
Arts, culture, and history;
Goals included in the Comprehensive Plan; and/or
Recognition or appreciation of achievements or contributions to the Town

Moved: Ms. Zahler Seconded: Mr. Hertzler

Ms. Thomas nay
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs nay
Mr. Goldman aye

Vote: 3-2
Date Adopted: 6/27/17

***Resolution 2017-117: Adopting A Waste Management Policy For Permitted Events**

RESOLVED, that as part taking the Climate Smart Community pledge, the Town of Ulysses adopts the attached Waste Management Policy for government-hosted and permitted events.

TOWN OF ULYSSES
WASTE MANAGEMENT POLICY FOR GOVERNMENT HOSTED

AND PERMITTED EVENTS

WHEREAS, the Town of Ulysses hosts events and provides permits for special events as defined in Town Code, Chapter 142; and

WHEREAS, waste produced at these events could be diverted from landfills to be recycled and/or composted to minimize the negative environmental impacts of these events; and

WHEREAS, the Town of Ulysses is dedicated to promoting environmentally sustainable practices, as demonstrated by the pursuit of certification by the New York State Department of Environmental Conservation’s Climate Smart Communities program,

RESOLVED, that the Town of Ulysses does hereby adopt the following waste management policy for government hosted and permitted special events.

The number of receptacles to collect recyclable waste must be equal to the number of receptacles to collect non-recyclable waste at a 1:1 ratio and must be placed next to each other in areas throughout the event venue.

Receptacles designated for collecting recyclable waste must be clearly labeled as a recycling collection receptacle and display a list of recyclable materials accepted. All recyclable materials can be collected in the same bin.

The types of waste that must be recycled at these events include all aluminum and metal cans, glass, plastic bottles and jars, and all mixed paper and cardboard.

There must be at least one clearly labeled composting station at the event venue. Signage at other trash collection areas should indicate the location of the composting station.

The host organization must recycle all recyclable waste produced during setup and clean-up.

The host organization must communicate these policies regarding recycling with all vendors, organizers, and service providers participating in the event.

The host organization must provide documentation that all recyclable waste from the event is destined to a recycling facility and not a landfill.

To demonstrate compliance with this policy, the host organization must:

Submit documentation indicating how recyclables will be collected and brought to a recycling facility to the zoning officer at the Town of Ulysses.

Submit documentation demonstrating that the host organization has shared the event’s waste management policy with vendors, organizers, and service providers participating in the event to the zoning officer at the Town of Ulysses.

Failure to comply with this policy will result in failure to obtain a permit or permission to host the event at any time in the next two years.

A list of trash hauling companies in Tompkins County is available on the following webpage:

<https://recycletompkins.org/Trash/Licensed-Haulers>.

A list of composting drop-off sites in Tompkins County is available on the following webpage:

<https://recycletompkins.org/site/view/1000030>.

For more information on the Tompkins County Recycling and Solid Waste Center, visit the following webpage:

<https://recycletompkins.org/site/view/1000012>.

Moved: Ms. Thomas

Seconded: Mr. Goldman

Ms. Thomas aye

Ms. Zahler aye

Mr. Hertzler aye

Mr. Boggs aye

Mr. Goldman aye

Vote: 5-0

Date Adopted: 6/27/17

***Resolution 2017-118: Water Hook Up Late Fees**

RESOLVED that the Town of Ulysses set the penalty for new water hook up fees not paid within 30 days at 5% of the total bill, and also,

RESOLVED that the Town Clerk will revise any documents listing the penalties and e-mail a new version to the Code Officer, Zoning Officer, Bookkeeper; and post to the website.

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 6/27/17

***Resolution 2017-119: Approval Of Minutes: 6/13 PH, 6/13 TB**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 6/13 PH and TB, as amended.

Moved: Ms. Zahler Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 6/27/17

***Resolution 2017-120: Approval Of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims #298-308 in the amount of \$31,947.17.

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 6/27/17

***Resolution 2017-121: Amending Pay Rate for Bookkeeper**

RESOLVED that the Ulysses Town Board set the pay for the Ulysses Bookkeeper to a pro-rated, annual, exempt salary of \$49,920.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0

Date Adopted: 6/27/17

JULY 11th, 2017 REGULAR TOWN BOARD MEETING

***Resolution 2017-122: SEQR (State Environmental Quality Review) Determination For 1284 Taughannock Boulevard Land Acquisition**

WHEREAS, this is consideration of the land acquisition of approximately 4.2 acres located at 1284 Taughannock Blvd, Tax Parcel Number 27.-4-6; and

WHEREAS, this is an Unlisted Action for which the Town of Ulysses Town Board is acting in this uncoordinated environmental review with respect to a land acquisition; and

WHEREAS, the Town Board, on July 11, 2017, has reviewed and accepted as adequate a Short Environmental Assessment Form Parts 1, 2 and 3 prepared by Town staff;

NOW THEREFORE BE IT RESOLVED:

That the Town of Ulysses Town Board hereby makes a negative determination of environmental significance for the reasons set forth in the Environmental Assessment Form Parts 2 and 3 referenced above, in accordance with the New York State Environmental Quality Review Act for the above referenced action as proposed, and, therefore, an Environmental Impact Statement will not be required.

Moved: Mr. Boggs Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0

Date Adopted: 7/11/17

***Amended Resolution 2017-123: Resolution Approving Acquisition Of Property At 1284**

Taughannock Boulevard And Authorizing Execution Of A Contract For Sale And Purchase

WHEREAS, the Town Board seeks to purchase an approximately 4.2 acre vacant parcel of land located to the west of Taughannock Boulevard which borders a section of the Black Diamond Trail, known as Town of Ulysses tax parcel number 27.-4-6 (“the Property”) from the County of Tompkins (“the County”); and

WHEREAS, a total of \$10,853 of delinquent taxes and foreclosure fees are owed on the parcel; and

WHEREAS, the Tompkins County Legislature adopted Resolution No. 2017-71 on April 18, 2017, which authorizes the County to execute an agreement with the Town to purchase the Property for \$5,427, spread out over a two-year period, and authorizes the County Administrator or his designee to execute other agreements necessary for the county to implement this transfer to the Town; and

WHEREAS, the Property is located within the lakeshore Natural Features Focus Area and in the Maplewood Glen and Lake Slopes Unique Natural Areas (“UNA’s”); and

WHEREAS, preservation of UNA’s is in accordance with the Town’s Comprehensive Plan and the County’s purpose of designating UNA’s; and

WHEREAS, the conveyance will be subject to the following restrictive covenants (“the Restrictive Covenants”): There shall be no buildings or structures erected on said parcel, no timber harvest, and to protect views from the Black Diamond Trail, the natural vegetated buffer from 100’ of the western boundary of the property shall be maintained; and

WHEREAS, the Town’s proposed use of the Property is to preserve it as open space and provide an outdoor recreation area for members of the public; and

WHEREAS, §247(3) of the General Municipal Law provides that the acquisition of interests or rights in real property for the preservation of open spaces is a public purpose for which public funds may be expended and that such acquisition requires a public hearing subject to due notice;

WHEREAS, the Town’s acquisition of land for public parks and playgrounds is not subject to a permissive referendum pursuant to Town Law §220(3) if the purchase is funded with surplus funds; and

WHEREAS, a public hearing on the proposed acquisition of the Property was held on July 11, 2017 at 7:15 p.m. at the Town Hall of the Town of Ulysses, 10 Elm Street, Trumansburg, NY 14886, and notice of such public hearing was duly given by posting at the Town Hall and publication in The Ithaca Journal on June 23, 2017; and

WHEREAS, the Town Board on July 11, 2017 issued a negative declaration under Article 8 of the Environmental Conservation Law and Regulations adopted pursuant thereto by the Department of Environmental Conservation of the State (collectively, “SEQR”) with respect to the acquisition of the Property;

NOW, THEREFORE, BE IT

RESOLVED that the Town Board approves the acquisition of the Property from the County for a purchase price of \$5,427, spread out over a two-year period; and be it further

RESOLVED that the Town Supervisor is authorized to execute a Contract for Sale and Purchase of Real Property on behalf of the Town to purchase the Property from County for a purchase price of \$5,427, spread out over a

two-year period, subject to the Restrictive Covenants, and to execute all documents necessary to complete the conveyance of the Property to the Town pursuant to such Contract; and be it further

RESOLVED that such purchase price shall be paid from surplus funds.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0
Date Adopted: 7/11/17

***Resolution 2017-124: Resolution Approving Acquisition Of Property On Salo Drive And Authorizing Execution Of A Contract For Sale And Purchase**

WHEREAS, the Town Board seeks to purchase 3 vacant parcels of land on Salo Drive along Trumansburg Creek, known as Village of Trumansburg tax parcel number 7.-6-1.1 and Town of Ulysses tax parcel numbers 11.-2-8.2 and 11.-2-11, consisting of approximately 32 acres (“the Property”) from Habitat for Humanity (“Habitat”); and

WHEREAS, the Town’s proposed use of the Property is to provide an outdoor recreation area for residents of the Village of Trumansburg and Town of Ulysses; and

WHEREAS, the Property contains wetlands and vernal pools, and is a buffer to Trumansburg Creek, and buffering Trumansburg Creek from development will help to preserve water quality from contaminants and sedimentation in Trumansburg Creek and Cayuga Lake; and

WHEREAS, the Town obtained an appraisal of the Property from Carol DiSanto, a certified real estate appraiser, which determined that the market value of the Property was \$74,000 as of June 21, 2016; and

WHEREAS, pursuant to a proposed Contract for Sale and Purchase of Real Property, the Town proposes to purchase the Property from Habitat for a purchase price of \$50,000; and

WHEREAS, the Town grant application in the amount of \$57,205 from the New York State Office of Parks, Recreation and Historic Preservation to reimburse the Town for the purchase price and costs of acquisition was approved; and

WHEREAS, §247(3) of the General Municipal Law provides that the acquisition of interests or rights in real property for the preservation of open spaces is a public purpose for which public funds may be expended and that such acquisition requires a public hearing subject to due notice; and

WHEREAS, the Town’s acquisition of land for public parks and playgrounds is not subject to a permissive referendum pursuant to Town Law §220(3) if the purchase is funded with surplus funds; and

WHEREAS, a public hearing on the proposed acquisition of the Property was held on July 11, 2017 at 7:00 p.m. at the Town Hall of the Town of Ulysses, 10 Elm Street, Trumansburg, NY 14886, and notice of such public hearing was duly given by posting at the Town Hall and publication in The Ithaca Journal on June 23, 2017; and

WHEREAS, the Town Board on July 12, 2016 issued a negative declaration under Article 8 of the Environmental Conservation Law and Regulations adopted pursuant thereto by the Department of Environmental Conservation of the State (collectively, "SEQR") with respect to the acquisition of the Property;

NOW, THEREFORE, BE IT

RESOLVED that the Town Board approves the acquisition of the Property from Habitat for a purchase price of \$50,000, plus anticipated acquisition costs of \$7,205; and be it further

RESOLVED that the Town Supervisor is authorized to execute a Contract for Sale and Purchase of Real Property on behalf of the Town to purchase the Property from Habitat for a purchase price of \$50,000, and to execute all documents necessary to complete the conveyance of the Property to the Town pursuant to such Contract; and be it further

RESOLVED that such purchase price shall be paid from surplus funds; and be it further

RESOLVED that the Town will be reimbursed for the purchase price from grant funds from the New York State Office of Parks, Recreation and Historic Preservation.

Moved: Ms. Thomas Seconded: Mr. Goldman

A roll-call vote was called by the Town Clerk.

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0

Date Adopted: 7/11/17

***Resolution 2017-125: Amendment To Resolution Approving Acquisition Of Property At 1284 Taughanock Boulevard And Authorizing Execution Of A Contract For Sale And Purchase**

Resolved that the Ulysses town Board amend the Resolution Approving Acquisition of Property by taking out "closing costs" from the final sentence.

Moved: Ms. Zahler Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0

Date Adopted: 7/11/17

***Resolution 2017-126: Approval Of Minutes: 6/27/17**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 6/27/17 as edited by Ms. Thomas.

Moved: Ms. Zahler Seconded: Mr. Goldman

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman aye

Vote: 5-0
 Date Adopted: 7/11/17

***Resolution 2017-127: Approval Of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims #305 and 308-360 in the amount of \$126,693.81.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman aye

Vote: 5-0
 Date Adopted: 7/11/17

***Resolution 2017-128: Approval Of Budget Modifications**

BE IT RESOLVED that the Ulysses Town Board approve the following budget modifications:

A FUND BUDGET MODIFICATIONS

A1320.4	Auditor CE	INCREASE	\$3,500.00
			<i>To cover additional expenditures for Feb 2017 help with AUD & Court Audit</i>
A236	Assigned Funds – Audit	DECREASE	\$3,500.00
			<i>A236 total balance will be reduced to \$36,098.61 (Audit portion to \$5,262.00)</i>

A1940.4	Purchase of Land/ROW	INCREASE	\$50,000.00
			<i>To cover purchase of Salo Dr- funds must come from fund balance</i>
A917	Unassigned Fund Balance	DECREASE	\$50,000.00
			<i>Approximately \$220,000 remaining in A fund Unassigned Fund Balance</i>

A1940.4	Purchase of Land/ROW	INCREASE	\$2713.50
			<i>To cover half of purchase of UNA property (1284 Taughannock Blvd.) funds must come from fund balance</i>
A917	Unassigned Fund Balance	DECREASE	\$2713.50
			<i>Approximately \$220,000 remaining in A fund Unassigned Fund Balance</i>

B FUND BUDGET MODIFICATIONS

B8021.41	Planner CE Grant Expenses	INCREASE	\$9,500.00
<i>To cover grant expenditures for consultant not included in budget</i>			
B1990.4	B Fund Contingency	DECREASE	\$9,500.00
<i>B fund contingency account balance will be reduced to \$500.00</i>			

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman aye

Vote: 5-0
 Date Adopted: 7/11/17

***Resolution 2017-129: Designating A Realtor To Market Town-Owned Properties In Jacksonville**

WHEREAS the Town of Ulysses expects to close on the purchase of the building at 5020 Jacksonville Road and the parcel directly to the north, both currently owned by Exxon-Mobil, in the near future; and

WHEREAS one of the purposes of town ownership is to preserve the historic character of the old church on the property; and

WHEREAS, the Town intends to consolidate the two parcels to provide room for a septic system and offer the property for sale, subject to a deed restriction to preserve the exterior of the historic old church; and

WHEREAS the Town Board of the Town of Ulysses approved a request for qualifications (RFQ) to find a realtor to market the property on behalf of the Town; and

WHEREAS proposals received were evaluated based on the RFQ criteria,

Therefore be it

RESOLVED that the Town Board of the Town of Ulysses selects Margaret Hobbie of Realty USA to market the property once the Town acquires the property; and be it further

RESOLVED that the Town Supervisor is authorized to enter into a listing agreement with Margaret Hobbie of Realty USA to market the property contingent upon town approval of a sales contract.

Moved: Ms. Zahler Seconded: Ms. Thomas

Ms. Zahler clarified that this is only for the old church and adjoining parcel.

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye

Mr. Goldman aye

Vote: 5-0

Date Adopted: 7/11/17

EXECUTIVE SESSION

Mr. Goldman made a motion to go into Executive Session at 9:52pm for the purpose of collective bargaining. This was seconded by Ms. Zahler and passed unanimously.

Mr. Goldman made a motion to end Executive Session at 10:20pm, seconded by Mr. Boggs and passed unanimously.

***Resolution 2017-130: Authorizing The Town Supervisor To Sign A Letter Of Engagement With Coughlin & Gerhart LLP**

Resolved that the Town Supervisor be authorized to sign a letter of engagement with Coughlin & Gerhart LLP to retain the legal services of Paul Sweeney to advise the Town Board on collective bargaining.

Moved: Ms. Zahler Seconded: Mr. Goldman

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0

Date Adopted: 7/11/17

JULY 25th, 2017 REGULAR TOWN BOARD MEETING

***Resolution 2017-131: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for July 25, 2017 with the additions of an update from the library, an executive session for the purpose of labor negotiations, general contractor proposal for the old church in Jacksonville; and the removal of the real estate property tax discussion.

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0

Date Adopted: 7/25/17

***Resolution 2017-132: Letter Of Support For Trumansburg Community Recreation**

RESOLVED that the Ulysses Town Board authorizes the Town Supervisor to send a letter of support to Assemblywoman Lifton in support of the Trumansburg Community Recreation request for funding to show general support for the mission of Trumansburg Community Recreation; and further

RESOLVED that the Ulysses Town Board will need to understand the town's fiscal role before giving any final approval of a grant application for Trumansburg Community Recreation.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0

Date Adopted: 7/25/17

***Resolution 2017-133: Issuing A Request For Contractor Bids For The Old Church In Jacksonville**

WHEREAS, the Town of Ulysses now owns the Old Church in Jacksonville, and,

WHEREAS, the Old Church is in need of minor repairs and cleaning to be prepared for re-sale, now therefore, be it

RESOLVED, that the Clerk is authorized to issue the attached Request for Bids from contractors to clean and repair the Old Church and further

RESOLVED, that all bids are due by 4:00PM August 8, 2017.

Moved: Ms. Zahler Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0

Date Adopted: 7/25/17

***Resolution 2017-134: Accepting The Contract For Animal Control**

WHEREAS the Tompkins County Animal Control coalition provides a shared service for residents of the municipalities in the coalition to provide professional animal control services; and

WHEREAS the proposed 3-year contract is at no increase in costs from the past 3 years,

RESOLVED that the Town Board of Ulysses authorizes the Town Supervisor to sign the contract for Tompkins County Animal Control provided by the Tompkins County SPCA for 3 years beginning January 1, 2018 and ending December 31, 2020.

Moved: Mr. Goldman Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye

Mr. Boggs aye
 Mr. Goldman aye

Vote: 5-0
 Date Adopted: 7/25/17

***Resolution 2017-135: Setting Pay For Second Deputy Clerk**

RESOLVED that the Ulysses Town Board establishes the position of Second Deputy Town Clerk and understands that the Town Clerk has appointed Michele Mitrani as Second Deputy. The pay rate for the Second Deputy Town Clerk in 2017 is \$16/hour. Funding for this position will come from line Town Clerk CE A1410.4 in the budget.

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman aye

Vote: 5-0
 Date Adopted: 7/25/17

***Resolution 2017-136: Approval Of Minutes: 7/11 Public Hearings And Town Board Meeting**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of the 7/11 Public Hearings for Salo Drive and 1284 Taughannock Boulevard; and the town board meeting, as edited.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman aye

Vote: 5-0
 Date Adopted: 7/25/17

***Resolution 2017-137: Budget Modifications**

BE IT RESOLVED that the Ulysses Town Board approve the following budget modifications.

A FUND BUDGET MODIFICATIONS

A1220.11	Bookkeeper PS	INCREASE	\$10,998.85
<i>To move remaining balance in Deputy Supervisor PS to Bookkeeper PS</i>			
A1220.12	Deputy Supervisor PS	DECREASE	\$10,998.85
<i>To move remaining balance in Deputy Supervisor PS to Bookkeeper PS</i>			

A1220.11	Bookkeeper PS	INCREASE	\$6,000.00
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<i>To cover estimated remaining budget need through year end</i>			
A1990.4	A Fund Contingency	DECREASE	\$6,000.00
<i>Approximately \$9,000 remaining in A Fund Contingency</i>			
A5010.1	Highway Superintendent PS	INCREASE	\$7,634.70
<i>To cover pay out made in March 2017 of vacation time earned as non-elected employee prior to becoming an elected official.</i>			
A233	Employee Benefit and Accrued Liability RESERVE	DECREASE	\$7,634.70
<i>Approximately \$12,935.00 remaining in A233- Employee Benefit and Accrued Liability RESERVE. Reserve to pay for accrued benefit "due an employee on termination of the employee's service"</i>			
A1410.12 (NEW)	Second Deputy Town Clerk PS	INCREASE	\$450.00
<i>To transfer budget to cover new Second Deputy Town Clerk payroll</i>			
A1410.4	Town Clerk CE	DECREASE	\$450.00
<i>To transfer budget to cover new Second Deputy Town Clerk payroll</i>			
A9030.8	Social Security	INCREASE	\$1,200.00
<i>To cover employer portion of payroll taxes for additional payroll for A1220.11, A5010.1 & A1410.12</i>			
A1990.4	A Fund Contingency	DECREASE	\$1,200.00
<i>Approximately \$7,800.00 remaining in A Fund Contingency</i>			
A9060.81	HSA Employer Contribution	INCREASE	\$1,406.25
<i>To cover prorated employer contribution to new employee's HSA</i>			
A1940.4	Purchase of Land/ROW	DECREASE	\$1,406.25
<i>Excess budget available due to restriction requiring land purchase to come from unassigned fund balance</i>			

Moved: Ms. Thomas

Seconded: Ms. Zahler

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman aye

Vote: 5-0

Date Adopted: 7/25/17

AUGUST 8th, 2017 REGULAR TOWN BOARD MEETING

*Resolution 2017-138: Approval Of Meeting Agenda

BE IT RESOLVED that the Ulysses Town Board approve the agenda for August 8, 2017 with the additions of: an executive session to discuss collective bargaining, discussions for the sidewalk project and contractor bids for old church.

Moved: Ms. Thomas

Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler absent
Mr. Boggs aye
Mr. Goldman aye

Vote: 4-0

Date Adopted: 8/8/17

***Resolution 2017-139: Sign Host Site Agreement For Electric Vehicle Charging Station**

WHEREAS, the Town of Ulysses was contacted by Energetics Incorporated to be a host site for an electric vehicle charging station with support provided by the New York State Energy Research and Development Authority (NYSERDA); and

WHEREAS, in May 2017, the Town Supervisor signed a Notice of Interest to participate in the NYSERDA initiative; and

WHEREAS, the contract installer visited Town Hall on July 6, 2017 to evaluate the installation; and

WHEREAS a final package from NYSERDA and Energetics Incorporated was received under NYSERDA Agreement 87421; and

WHEREAS, the NYSERDA project called “Animating the EV Market in NYS” includes the cost of the electric vehicle charging station and a portion of the installation costs, and the Town is responsible for excavation, a portion of the electrical work, and materials, which would not exceed \$4,563 and would likely be less due to high estimates;

WHEREAS the total cost of the project is \$17,011 with discounts and installer cost share of \$4448, and NYSERDA funding of \$8,000; and

WHEREAS the Town’s cost share would be offset by \$2,500 in NYSERDA funds received from adopting the unified solar permit.
Therefore be it

RESOLVED, that the Town Board authorizes the Town Supervisor to sign the “Approval for Installation Design Packages,” a community letter of support, and the Electric Vehicle Station Host Site Agreement with Energetics Incorporated.

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler absent
Mr. Boggs aye
Mr. Goldman aye

Vote: 4-0

Date Adopted: 8/8/17

***Resolution 2017-140: Authorizing Supervisor To Authorize Trumansburg Mayor To**

Approve Changes To Sidewalk Project

RESOLVED that the Town Board authorizes the Ulysses Town Supervisor to review and recommend scope of work change orders associated with the Town's portion of the joint Trumansburg/Ulysses Safe Routes to School and Daily Needs Sidewalk Project as long as the changes do not result in a net increase in the town's portion of the project budget as established under the contract agreement,

AND FURTHER RESOLVED that the Supervisor request that the Village of Trumansburg Mayor, as official project sponsor, authorize scope of work change orders.

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler absent
Mr. Boggs aye
Mr. Goldman aye

Vote: 4-0
Date Adopted: 8/8/17

*Resolution 2017-141: Authorizing Deputy Supervisor To Engage Contractors For Old Church

WHEREAS, the Town Board has authorized the cleaning and basic repairs of the Old Church and **WHEREAS**, no bids have been received as of August 8, 2017 have not been sufficient to select a contractor, now therefore be it

RESOLVED, that the Ulysses Town Board authorize Nancy Zahler to seek at least two bids for cleaning and repairs and to select and contract with the contractor(s) that offer the best service for the lowest price.

Moved: Ms. Zahler Seconded: Ms. Thomas

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler absent
Mr. Boggs aye
Mr. Goldman aye

Vote: 4-0
Date Adopted: 8/8/17

*Resolution 2017-142: Introducing The Proposed Local Law To Amend Chapter 80 Of The Code Of The Town Of Ulysses

WHEREAS, the Town Board wishes to consider a proposed Local Law to amend Chapter 80 of the Code of the Town of Ulysses ("the Code"), which provides for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code, the New York State Energy Conservation Construction Code, and all chapters of the Town of Ulysses Code and all laws, ordinances, rules and regulations of any agency having jurisdiction over the subject matter of said Chapter; and

WHEREAS, Municipal Home Rule Law §20(4) requires that a proposed local law be introduced by a Town Board member at a Town Board meeting;

NOW, THEREFORE, BE IT

RESOLVED that the proposed Local Law to amend Chapter 80 of the Code of the Town of Ulysses is hereby introduced to the Town Board for its review and consideration.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	absent
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 4-0
Date Adopted: 8/8/17

***Resolution 2017-143: Scheduling A Public Hearing On The Proposed Amendment Of Chapter 80 Of The Code Of The Town Of Ulysses**

WHEREAS, a proposed Local Law to amend Chapter 80 of the Code of the Town of Ulysses (“the Code”), which provides for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code, the New York State Energy Conservation Construction Code, and all chapters of the Town of Ulysses Code and all laws, ordinances, rules and regulations of any agency having jurisdiction over the subject matter of said Chapter was introduced at a Town Board meeting held on August 8, 2017 by a member of the Town Board; and

WHEREAS, Municipal Home Rule Law §20(5) requires a public hearing before a local law is adopted by the Town Board, which public hearing must be held upon at least five days' notice;

NOW, THEREFORE, BE IT

RESOLVED that the Town Board shall hold a public hearing on Sept. 12, 2017 at 6:30pm at the Town Hall, 10 Elm Street, Trumansburg, NY 14886 on the proposed local law to amend Chapter 80 of the Code of the Town of Ulysses; and be it further

RESOLVED that the Town Clerk shall cause notice of such public hearing to be published and posted at least five days before the date thereof.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	absent
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 4-0
Date Adopted: 8/8/17

***Resolution 2017-144: Authorizing Submission Of Application To The Justice Assistance Program**

WHEREAS the State of New York offers assistance to local municipal courts through the Justice Court Assistance Program (JCAP), and

WHEREAS the court justices are applying to update the surveillance camera system and several other items for the spaces used by the court, and

WHEREAS JCAP grants have no requirement for a local match,

Therefore, be it

RESOLVED that the Ulysses Town Board gives approval for Justice Mark Dresser to submit an application for grant funding to NYS JCAP.

Moved: Ms. Thomas

Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	absent
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 4-0

Date Adopted: 8/8/17

***Resolution 2017-145: Override Of The Tax Levy Limit Established In General Municipal Law §3- C**

BE IT RESOLVED that the Town Board of the Town of Ulysses will hold a Public Hearing on the proposed Local Law # __ of 2017 to override the NYS tax levy limit as allowed by General Municipal Law §3- C. The Public Hearing will be on September 12, 2017 at 6:45 pm at the Ulysses Town Hall at 10 Elm St. Trumansburg, NY, and further

RESOLVED the Ulysses Town Clerk will ensure the proper notice of the Public Hearing in the newspaper, on the Clerk's bulletin board, the website and the town listserv.

Moved: Ms. Thomas

Seconded: Ms. Zahler

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	absent
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 4-0

Date Adopted: 8/8/17

***Resolution 2017-146: Setting Pay Rate For Temporary Highway Employee**

RESOLVED that the Town Board of the Town of Ulysses sets the pay rate for temporary Highway Department employee, Richard Baker, at \$21.45/hour, the same rate he is paid at his employment with the County Highway Department, effective May 1, 2017.

Moved: Ms. Zahler

Seconded: Mr. Boggs

Ms. Thomas	aye
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Ms. Zahler aye
Mr. Hertzler absent
Mr. Boggs aye
Mr. Goldman aye

Vote: 4-0

Date Adopted: 8/8/17

***Resolution 2017-147: Amending The Rules And Procedures For Town Board Meetings**

BE IT RESOLVED that the Town Board of the Town of Ulysses amends the Rules and Procedures for Town Board meetings as presented and amended, and further

RESOLVED that the Town Clerk distribute these amended rules and procedures to all staff and elected officials for their policy notebooks.

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler absent
Mr. Boggs aye
Mr. Goldman aye

Vote: 4-0

Date Adopted: 8/8/17

***Resolution 2017-148: Cancelling Second Meeting In August**

RESOLVED that the Town Board of the Town of Ulysses cancels the August 22 meeting of the Town Board.

Moved: Ms. Thomas Seconded: Mr. Goldman

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler absent
Mr. Boggs aye
Mr. Goldman aye

Vote: 4-0

Date Adopted: 8/8/17

***Resolution 2017-149: Approval Of Minutes: 7/25/17**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 7/25/17.

Moved: Mr. Goldman Seconded: Ms. Thomas

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler absent
Mr. Boggs aye
Mr. Goldman aye

Vote: 4-0

Date Adopted: 8/8/17

***Resolution 2017-150: Approval Of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims # 361-403 in the amount of \$54,259.07.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	absent
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 4-0

Date Adopted: 8/8/17

AUGUST 22nd, 2017 SPECIAL TOWN BOARD MEETING

***Resolution 2017-151: Authorizing Expenditure Of Funds For Old Church Repair**

RESOLVED the Ulysses Town Board authorizes up to \$15,000 from the A fund for repairs of the old Jacksonville church for the purposes of

- Cleaning out debris from interior
- Removing asbestos interior tile
- Patching the roof and repairing the framing to stop leaks
- Installing foundation screening
- Signage

Moved: Mr. Goldman Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	absent
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 4-0

Date Adopted: 8/22/17

***Motion To Rescind Previous Resolution**

The board decided to add Ms. Zahler’s name to the resolution.

Mr. Goldman made a motion to rescind the previous resolution, seconded by Mr. Boggs and passed unanimously.

***Resolution 2017-151: Authorizing Expenditure Of Funds For Old Church Repair**

RESOLVED the Ulysses town board authorizes Deputy Supervisor, Nancy Zahler to spend up to \$15,000 from the A fund for repairs of the old Jacksonville church as per town procurement policies for the purposes of:

- Cleaning out debris from interior
- Removing asbestos interior tile
- Patching the roof and repairing the framing to stop leaks

- Installing foundation screening
- Signage

Moved: Ms. Zahler Seconded: Ms. Thomas

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	absent
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 4-0
Date Adopted: 8/22/17

SEPTEMBER 12nd, 2017 REGULAR TOWN BOARD MEETING

***Resolution 2017-152: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for Sept 12, 2017 with the additions of: trying to find dates for the budget meeting, surplus truck resolution, declaring the Jacksonville church surplus.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	absent

Vote: 4-0
Date Adopted: 9/12/17

***Resolution 2017-153: Recognizing The Chair Of The Board Of Zoning Appeals For His Years Of Service**

WHEREAS, George Tselekis served as a member and the Chair of the Town of Ulysses Board of Zoning Appeals for almost 30 years – from his first appointment in February 1988 until his resignation in August 2017; and **WHEREAS**, George served on a number of valuable zoning amendment committees including the Lakeshore Committee and the current Zoning Update Steering Committee; and **WHEREAS**, George’s review and decision making was fair and level-headed, always giving thoughtful consideration to the matters before the board with a professional approach.

NOW THEREFFORE BE IT RESOLVED

That the Town Board of the Town of Ulysses extends its heartfelt gratitude and appreciation to George Tselekis for his many years of service.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye

Mr. Goldman absent

Vote: 4-0

Date Adopted: 9/12/17

***Resolution 2017-154: Appointing A Board Of Zoning Appeals Member To Fill Out The Remaining Term On The Board Of Zoning Appeals**

WHEREAS, George Tselekis resigned from the Board of Zoning Appeals as of August 30, 2017; and
WHEREAS, Cheryl Thompson has been an alternate on the Board of Zoning Appeals since December 2014;
NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Ulysses hereby appoints Cheryl Thompson to fill remaining term, vacated by George Tselekis, that expires on December 31, 2017.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman absent

Vote: 4-0

Date Adopted: 9/12/17

***Resolution 2017-155: Objecting To The DEC Permitting Cargill Mine Expansion Without Proper Environmental Review**

WHEREAS the first Cayuga Salt Mine shaft was drilled in 1915 and Cargill, Inc. (“Cargill”) was permitted mining reserves that extend into the Town of Ulysses; and
WHEREAS, the Town of Ulysses recognizes the economic, social, recreational, and ecological importance of Cayuga Lake and its watershed to the State and to the local community; and
WHEREAS Ulysses Water Districts 3 and 4 obtain drinking water from Cayuga Lake via the Southern Cayuga Lake Intermunicipal Water Commission, as do many lake shore residents; and
WHEREAS New York has established the State Environmental Quality Review (SEQR) process to systematically consider environmental factors early in the planning stages of actions and projects that are directly undertaken, funded or approved by local, regional and state agencies; and
WHEREAS environmental review early in the planning stages allows a project to be vetted, and modified as needed, to avoid adverse impacts on the environment; and
WHEREAS Cargill’s proposed shaft construction, the mining of the one-mile connecting tunnel, and expanded salt mining have potential adverse impacts that have not been properly reviewed as a whole and vetted under SEQR in contrast to the Hampton Corners Salt Mine in Livingston County which is carrying out its second Draft Environmental Impact Statement; and
WHEREAS SEQR discourages the “segmentation” of projects, meaning that the environmental review of a single action or project should not be divided into various activities or stages as though they were independent, unrelated activities, resulting in a less complete environmental review than would be required for the single action or project; and
WHEREAS NYSDEC has nevertheless issued Cargill a permit to construct Shaft #4 which is proposed to be connected to Cargill’s ongoing salt mining operations under Cayuga Lake, with such permit issuance being

based on an improperly “segmented” environmental review which treats shaft construction and ongoing salt mining as independent, unrelated activities; and

WHEREAS both the shaft construction and the ongoing salt mining have potential adverse impacts that have not been properly reviewed and vetted under SEQR; and

WHEREAS adverse impacts include impacts on local water resources, including groundwater and the waters of Cayuga Lake and various ways in which substantial quantities of salt would be incidentally brought into contact with such local water resources, not only during current mining operations but also during the post-operational period after the mine is closed and abandoned; and

WHEREAS “the abandonment of dry salt mines raises a difficult problem, as post-abandonment mine flooding is, in most cases, highly probable, with possible severe consequences at ground level;” and

WHEREAS “the majority of salt mines succumb to collapse and flooding” and “flooding, whether intentional or inadvertent, is ...‘game over’ for successful containment or control of the salinity associated with the brine that will inevitably be squeezed out of the mine;” and

WHEREAS some of the adverse impacts involve gradual sagging or other loss of mechanical integrity of rock layers above the mine; and

WHEREAS the “carbonate beam supporting the overlying rocks in the area north of the present mine under the Cayuga Lake has been eroded out or greatly thinned,” resulting in “a geological condition with more risk than the Retsof mine was in, before it collapsed;” and

WHEREAS subsidence is an ongoing process that also tends to open up groundwater flow pathways in bedrock above a mine; and

WHEREAS the 1994 collapse and flooding of the Retsof salt mine in Livingston County and subsequent salinization of an adjacent fresh water aquifer provide an example of various adverse impacts and some of the factors implicated in salt-mine collapse; and

WHEREAS these and other potential adverse impacts on the environment should be subject to full and proper environmental review under SEQR; and

WHEREAS since 1975, and despite several applications for mine expansion by Cargill, the NYSDEC has never requested a full environmental impact study of the mining risks; and

WHEREAS the NYSDEC reviewed the Cargill Shaft 4 project and concluded that the action meets their standards, and on 16 August 2017 issued an applicable permit without full environmental review of the project in its entirety; now therefore, be it

RESOLVED that the Town of Ulysses joins with other municipalities and Cayuga Lake stakeholders in a soon-to-be-filed Article 78 proceeding to require environmental review under SEQR pertaining to all Cargill’s proposed projects including Cargill’s Shaft 4 project and all proposed construction and expansion of the Cargill Mine; and be it further

RESOLVED that a copy of this resolution be forwarded by the Town Clerk to Governor Andrew Cuomo, NYSDEC Commissioner Basil Seggos, State Senators Patricia Helming and Thomas O’Mara, Senate Leader John Flanagan, Senate Minority Leader Andrea Stewart-Cousins, Assemblywoman Barbara Lifton, Assembly Speaker Carl Heastie, Assembly Minority leader Brian Kolb, Chair of the Assembly’s Standing Committee on Environmental Conservation Steve Englebright, Village of Trumansburg Mayor Martin Petrovic, and Tompkins County Legislature Chair Michael Lane.

Moved: Mr. Hertzler Seconded: Ms. Thomas

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	nay
Mr. Goldman	absent

Vote: 3-1

Date Adopted: 9/12/17

***Resolution 2017-156: Establishing A Capital Improvement Reserve Fund For The General Part-Town Fund (B Fund- General Part-Town)**

WHEREAS the Town Board intends to clarify the establishment of all its reserves according to NYS General Municipal Law (GML), and

WHEREAS each reserve will be reestablished indicating the kind of reserve according to GML Article 2 §6-c

NOW, THEREFORE, BE IT

RESOLVED that pursuant to GML Article 2 §6-c, as amended, there is hereby established a capital improvement reserve fund in the General Part-Town Fund (B Fund) to be known as the “General Part-Town Capital Improvement Reserve Fund” (hereinafter in this resolution “Reserve Fund”). The purpose of this Reserve Fund is to accumulate moneys to finance the cost of capital improvements within the Town but outside the Village and will be classified as a “capital improvement reserve” fund per Office of the State Comptroller guidelines.

The chief fiscal officer of the Town is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by §10 of the General Municipal Law. The chief fiscal officer of the Town may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The chief fiscal officer shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Town Board a detailed report of the operation and condition of the Reserve Fund.

Except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the capital improvements outside the village of Trumansburg. No expenditure shall be made from this Reserve Fund without the approval of this governing board and such additional actions or proceedings as may be required by §6-c of the GML and any other law.

Expenditures from this Reserve Fund shall be subject to permissive referendum pursuant to §6-c of the GML.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	abstain
Mr. Boggs	aye
Mr. Goldman	absent

Vote: 3-0

Date Adopted: 9/12/17

***Resolution 2017-157: Authorizing Transfer Of Unexpended Balance From One Capital Improvement Reserve To Another In The B Fund (General Part-Town).**

WHEREAS the Town Board intends to clarify the establishment of all its reserves according to NYS General Municipal Law (GML), and

WHEREAS each reserve will be reestablished indicating the kind of reserve according to GML Article 2 §6-c, and

WHEREAS, the Town Board established a capital reserve fund by resolution adopted on February 11, 2003 for capital projects; and

WHEREAS, this capital reserve fund has been known by fund balance account code of B878 and asset account code B232; and

WHEREAS, the balance in Capital Reserve Fund B878 ("Fund B878") as of September 6, 2017 was \$70,680.52; and

WHEREAS, the Town Board wishes to transfer the funds from Fund B878 to a newly created capital improvement reserve fund (a "type" fund) for the purpose of capital improvements outside the Village of Trumansburg; and

WHEREAS transfers of funds from Fund B878 are subject to permissive referendum pursuant to GML §6-c(9)(b),

NOW, THEREFORE, BE IT

RESOLVED that the full balance in the amount of \$70,680.52 be transferred from Fund B878 to the newly created General Part-Town Fund Capital Improvement Reserve Fund; and further

RESOLVED that this resolution is subject to permissive referendum pursuant to GML §6-c(9)(b); and be it further

RESOLVED that the Town Clerk will post and publish notice of the permissive referendum in accordance to law and provide a copy of such notice to the Town Supervisor.

Moved: Ms. Thomas

Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	abstain
Mr. Boggs	aye
Mr. Goldman	absent

Vote: 3-0

Date Adopted: 9/12/17

***Resolution 2017-158: Establishing A Capital Improvement Reserve Fund For The General Part-Town Fund (A Fund- General Town-Wide)**

WHEREAS the Town Board intends to clarify the establishment of all its reserves according to NYS General Municipal Law (GML), and

WHEREAS each reserve will be reestablished indicating the kind of reserve according to GML Article 2 §6-c,

NOW, THEREFORE, BE IT

RESOLVED that pursuant to GML Article 2 §6-c, as amended, there is hereby established a capital improvement reserve fund in the General Fund (A Fund) to be known as the “General Fund Capital Improvement Reserve Fund” (hereinafter “Reserve Fund”). The purpose of this Reserve Fund is to accumulate moneys to finance the cost of capital improvements within the Town General Fund (A Fund) and will be classified as a “capital improvement reserve” fund per Office of the State Comptroller guidelines.

The chief fiscal officer of the Town is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by §10 of the General Municipal Law. The chief fiscal officer of the Town may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The chief fiscal officer shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Town Board a detailed report of the operation and condition of the Reserve Fund.

Except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the capital improvements. No expenditure shall be made from this Reserve Fund without the approval of this governing board and such additional actions or proceedings as may be required by §6-c of the GML and any other law.

Expenditures from this Capital Improvement Reserve Fund shall be subject to permissive referendum pursuant to §6-c of the GML.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	abstain
Mr. Boggs	aye
Mr. Goldman	absent

Vote: 3-0

Date Adopted: 9/12/17

***Resolution 2017-159: Authorizing Transfer Of Unexpended Balance From One Capital Improvement Reserve To Another In The A Fund (General Fund Town-Wide)**

WHEREAS the Town Board intends to clarify the establishment of all its reserves according to NYS General Municipal Law (GML), and

WHEREAS each reserve will be reestablished indicating the kind of reserve according to GML Article 2 §6-c, and

WHEREAS, the Town Board established a capital reserve fund by resolution adopted on December 11, 1984 for capital projects; and

WHEREAS, this capital reserve fund has been known by fund balance account code A878 and asset account code A234; and

WHEREAS, the balance in Capital Reserve Fund A878 (“Fund A878”) as of September 6, 2017 was \$60,749.72; and

WHEREAS, the Town Board wishes to transfer the funds from Fund A878 to a newly created capital improvement reserve fund (A “type” fund) for the purpose of capital improvements; and

WHEREAS transfers of funds from Fund B878 are subject to permissive referendum pursuant to GML §6-c(9)(b).

NOW, THEREFORE, BE IT

RESOLVED that the full balance in the amount of \$60,749.72 be transferred from Fund A878 to the newly created General Fund Capital Improvement Reserve Fund; and be it further

RESOLVED that this resolution is subject to permissive referendum pursuant to GML §6-c (9)(b); and be it further

RESOLVED that the Town Clerk will post and publish notice of the permissive referendum in accordance to law and provide a copy of such notice to the Town Supervisor.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	abstain
Mr. Boggs	aye
Mr. Goldman	absent

Vote: 3-0

Date Adopted: 9/12/17

[*Resolution 2017-160: Adopting Local Law 1 Of 2017- A Local Law To Amend Chapter 80 Of The Code Of The Town Of Ulysses \(“The Code”\), Which Provides For The Administration And Enforcement Of The New York State Uniform Fire Prevention And Building Code, The New York State Energy Conservation Construction Code And The Property Maintenance Code Of New York.](#)

WHEREAS the Town of Ulysses previously adopted Local Law #1 of 2007 and Local Law # 5 of 2014 and Local Law # 1 of 2016 to enforce provisions of the New York State Uniform Fire Prevention and Building Code; and **WHEREAS**, the Town Board seeks to clarify all the codes that are subject to enforcement by the Town, and to modify the penalties for failure to comply; and

WHEREAS the final version of this law was presented to the Ulysses Town Board on Tuesday, August 8, 2017 and introduced at a Town Board meeting on Tuesday, August 8, 2017 and

WHEREAS the public hearing date was set by resolution of the Town Board on Tuesday, August 8, 2017 to be held on Tuesday, September 12, 2017 and

WHEREAS notice of the public hearing was published in the Ithaca Journal on August 19, 2017 and posted as required by law; and

WHEREAS a public hearing was held on September 12, 2017,

NOW, THEREFORE, BE IT

RESOLVED that the Ulysses Town Board hereby adopts Local Law #1 of 2017: A Local Law to Amend Chapter 80 of the Code of the Town of Ulysses (“the Code”), which provides for the Administration and Enforcement of

the New York State Uniform Fire Prevention and Building Code, The New York State Energy Conservation Construction Code And The Property Maintenance Code Of New York.

Moved: Ms. Zahler Seconded: Mr. Hertzler

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	absent

Vote: 4-0

Date Adopted: 9/12/17

***Resolution 2017-161: To Adopt Local Law 2 Of 2017-Override Of The Tax Levy Limit Established In General Municipal Law §3- C**

WHEREAS, municipalities of the State of New York are limited in the amount of real property taxes that may be levied each year under the tax levy limit established in General Municipal Law §3-c, and

WHEREAS, subdivision 5 of General Municipal Law §3-c expressly authorizes a municipality to override the tax levy limit if the town government decides to adopt a budget with a property tax levy that exceeds the level set by the State, by the adoption of a local law approved by vote of at least sixty percent (60%) of the governing body, and

WHEREAS the final version of Local Law No. 2 of 2017 was presented to the Ulysses Town Board at a Town Board meeting on Tuesday, August 8, 2017; and

WHEREAS the Public Hearing date was set by resolution of the Ulysses Town Board on Tuesday, August 8 2017, for the Public Hearing to be on September 12, 2017 at 6:45 p.m. at the Ulysses Town Hall; and

WHEREAS, notice of a public hearing on Local Law No. 2 of 2017 was advertised as required by law in the Ithaca Journal on Saturday, August 19, 2017, and

WHEREAS, said public hearing was duly held on September 12, 2017 and all parties in attendance were permitted an opportunity to speak in favor of or in opposition to the Local Law entitled "A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3- C", or any part thereof; and

WHEREAS, the Town Board of the Town of Ulysses reviewed and discussed a proposed local law to override the tax levy limit, and

WHEREAS until the tentative budget is ready at the end of September, it is impossible to know whether the Town will be able to stay under this potential limit; and

WHEREAS by the time the town knows if it can stay within the tax levy limit, it is too late to file a local law to override the tax levy limit.

WHEREAS, in the event the Town of Ulysses annual tax levy exceeds the allowable tax levy limit due to their own decisions or cost increases outside their control, New York State has the authority to penalize the Town unless the Town has formally given itself permission to exceed the tax cap, and

WHEREAS, adopting this local law is not predictive of the final tax levy but will provide the Town of Ulysses Town Board the flexibility to exceed the Property Tax Cap if it is deemed necessary, and

THEREFORE BE IT RESOLVED that the Town of Ulysses Town Board enacts a local law to override the tax levy limit for the fiscal year 2018, as follows:

LOCAL LAW NUMBER 2 of 2017, TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3- C

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

Section 1. Legislative Intent: It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Ulysses, County of Tompkins pursuant to General Municipal Law §3-c, and to allow the Town of Ulysses, County of Tompkins to adopt a town budget for (a) town purposes, (b) fire protection districts, and (c) any other special or improvement district, and Town improvements provided pursuant to Town Law Article 12-C, governed by the Town Board for the fiscal year beginning January 1, 2018 and ending December 31, 2018 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c.

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

Section 3. Tax Levy Limit Override: The Town Board of the Town of Ulysses, County of Tompkins is hereby authorized to adopt a budget for the fiscal year 2018 that requires a real property tax levy in excess of the limit specified in General Municipal Law §3-c.

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

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

AND FURTHER RESOLVED, that the Town Clerk file this local law with the Secretary of State as required by law and notify the Town Supervisor when the local law is in effect.

Moved: Ms. Thomas

Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	absent

Vote: 4-0

Date Adopted: 9/12/17

***Resolution 2017-162: Authorizing The Town Supervisor To Contract With Nelson Streeter Construction Co. For The Improvement Of The Pedestrian Access In And Around Town Hall**

WHEREAS working through Fisher Associates, the Town of Ulysses, in conjunction with the Village of Trumansburg, properly selected Nelson & Streeter Construction Company Inc. (hereafter Nelson & Streeter) through the bid process to install sidewalks with funding from the Safe Routes to School program, and

WHEREAS the sidewalk in front of Town Hall is indistinguishable from the road pavement making the pedestrian path unclear, and

WHEREAS due to the prevalence of paving in the area, there is no place for stormwater to penetrate into the soil—a preferable stormwater management technique, and

WHEREAS beautification of Elm Street is in accordance with the Village sidewalk plan and the County Beautification plan, therefore, be it

RESOLVED that the Town Board of the Town of Ulysses authorizes the Town Supervisor to sign paperwork to contract with Nelson & Streeter Construction Company Inc. to replace the Town Hall sidewalk in accordance to the design presented to the town board at the bid price quoted by Nelson & Streeter dated 8/29/2017 for the base bid and alternate 2, at a cost not to exceed \$41,170 if the Village of Trumansburg decides not to install sidewalks from the Town Hall to Route 96 (alternate 1).

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	nay
Mr. Boggs	aye
Mr. Goldman	absent

Vote: 3-1

Date Adopted: 9/12/17

***Resolution 2017-163: Commencement Of An Action Pursuant To Article 15 Of The Real Property Actions And Proceedings Law To Clear Title To The Real Property Located At 1284 Taughannock Boulevard In The Town Of Ulysses, Tax Parcel Number 27.-4-6**

WHEREAS, the Town Board by resolution adopted on August 8, 2017 approved the purchase of an approximately 4.2 acre vacant parcel of land located to the west of Taughannock Boulevard which borders a section of the Black Diamond Trail, known as Town of Ulysses tax parcel number 27.-4-6 (“the Property”) from the County of Tompkins (“the County”); and

WHEREAS, the Property was conveyed to the Town by Quitclaim Deed dated August 23, 2017 and recorded in the Tompkins County Clerk’s Office on September 8, 2017 as Instrument Number 2017-10370; and

WHEREAS, the Property is located within the lakeshore Natural Features Focus Area and in the Maplewood Glen and Lake Slopes Unique Natural Areas (“UNA’s”), and preservation of UNA’s is in accordance with the Town’s Comprehensive Plan and the County’s purpose of designating UNA’s; and

WHEREAS, the Town’s proposed use of the Property is to preserve it as open space and provide an outdoor recreation area for members of the public, and possibly convey it to the State of New York in the future, in which case clear title to the Property will be required; and

WHEREAS, title to the Property is not clear; and

WHEREAS, Article 15 of the Real Property Actions and Proceedings Law (“RPAPL”) entitled “Action to Compel the Determination of a Claim to Real Property” provides for a court action to obtain clear title, also known as a “Quiet Title Action”; and

NOW, THEREFORE, BE IT

RESOLVED that the Town Board hereby authorizes the commencement of a Quiet Title Action pursuant to RPAPL Article 15 with regard to the Property; and be it further

RESOLVED that the Town Supervisor is hereby authorized to sign all pleadings and other necessary documents in connection with such action on behalf of the Town.

Moved: Mr. Hertzler Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	absent

Vote: 4-0

Date Adopted: 9/12/17

[*Resolution 2017-164: Approving Commencement Of Action Pursuant To Article 15 Of The Real Property Actions And Proceedings Law To Clear Title To The Real Property Located At 5020 Jacksonville Road In The Town Of Ulysses, Tax Parcel Number 25.-4-26](#)

WHEREAS, the real property located at 5020 Jacksonville Road in the Town of Ulysses, tax parcel number 25.-4-26 (hereafter “the Property”) was conveyed to the Town by Bargain and Sale Deed with Limited Covenants for Grantor’s Acts dated July 13, 2017 and recorded in the Tompkins County Clerk’s Office on July 20, 2017 as Instrument Number 2017-08149; and

WHEREAS, title to the Property is not clear; and

WHEREAS, Article 15 of the Real Property Actions and Proceedings Law (“RPAPL”) entitled “Action to Compel the Determination of a Claim to Real Property” provides for a court action to obtain clear title, also known as a “Quiet Title Action”; and

WHEREAS, the Town wishes to sell the property to a purchaser subject to restrictive covenants that require preservation of the historic exterior of the Property;

NOW, THEREFORE, BE IT

RESOLVED that the Town Board hereby authorizes the commencement of a Quiet Title Action pursuant to RPAPL Article 15 with regard to the Property; and be it further

RESOLVED that the Town Supervisor is hereby authorized to sign all pleadings and other necessary documents in connection with such action on behalf of the Town.

Moved: Ms. Zahler Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman absent

Vote: 4-0
Date Adopted: 9/12/17

***Resolution 2017-165: Approving Lease Of Office Space In Town Hall**

WHEREAS, the Town Board has the power to lease Town property, pursuant to Town Law §64(2), subject to a permissive referendum; and

WHEREAS Nelson & Streeeter Construction Company Inc. is in need of a temporary office during construction of sidewalks in the Town of Ulysses and Village of Trumansburg; and

WHEREAS, there is space available for rent in the Town Hall of the Town of Ulysses;

NOW, THEREFORE, BE IT

RESOLVED that the Town Board approves the lease of office space in town hall to Nelson & Streeeter Construction Company Inc. on a month-to-month basis, and be it further

RESOLVED that the Town Supervisor is authorized to enter into a lease agreement containing the terms set forth in this resolution, after review by the Attorney for the Town, and, be it further

RESOLVED, that this resolution is subject to a permissive referendum.

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman absent

Vote: 4-0
Date Adopted: 9/12/17

***Resolution2017-166: Declaring The Real Property Located At 5020 Jacksonville Road In The Town Of Ulysses, Tax Parcel Number 25.-4-26 As Surplus Property**

WHEREAS, the real properties located at 5020 Jacksonville Road in the Town of Ulysses, tax parcel number 25.-4-26, and 5036 Jacksonville Road 25.-4-27 (hereafter “the Property”) were conveyed to the Town by Bargain and Sale Deed with Limited Covenants for Grantor’s Acts dated July 13, 2017 and recorded in the Tompkins County Clerk’s Office on July 20, 2017 as Instrument Number 2017-08149; and

WHEREAS, the Town has the power pursuant to Town Law §64(2) to convey real property, provided that such property is not required for the Town’s own use and is not held for public use, and is therefore surplus property; and

WHEREAS, the Property is not required for the Town’s own use and is not held for public use;

NOW, THEREFORE, BE IT

RESOLVED that the Town Board hereby declares that the Property is surplus property; and be it further

RESOLVED that any disposition of the Property shall be authorized by further resolution of the Town Board, subject to a permissive referendum as required by Town Law §64(2) and other applicable provisions of law.

Moved: Ms. Zahler Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	absent

Vote: 4-0
Date Adopted: 9/12/17

***Resolution 2017-167: Declaring The Volvo Dump Truck Surplus**

BE IT RESOLVED that the Ulysses Town Board declares the following equipment belonging to the town is surplus and can be sent to auction, sold or disposed of by the Highway Superintendent:
2001 Volvo Dump Truck with Single Rear Axle, VIN #4V5J38UFX1N871579.

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	absent

Vote: 4-0
Date Adopted: 9/12/17

***Resolution 2017-168: Approval Of Minutes: 8/8/17 And 8/22/17**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 8/8/17 and 8/22/17 as edited by Ms. Zahler.

Moved: Ms. Zahler Seconded: Ms. Thomas

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye

Mr. Goldman absent

Vote: 4-0

Date Adopted: 9/12/17

***Resolution 2017-169: Budget Modifications**

BE IT RESOLVED that the Ulysses Town Board approve the following budget modifications.

A FUND BUDGET MODIFICATIONS

A7520.4	Historical Property CE	INCREASE	\$15,000.00
<i>To cover expenses related to the Jacksonville properties</i>			
A1940.4	Purchase of Land/ROW	DECREASE	\$15,000.00
<i>Excess budget available due to restriction requiring land purchase to come from unassigned fund balance</i>			
A1620.2	Town Hall	INCREASE	\$2,500.00
<i>To cover a portion of the cost of the EV charging station</i>			
A236	Assigned Funds – Energy	DECREASE	\$2,500.00
<i>A236 total balance will be reduced to \$36,098.61 (Energy portion to \$0.00)</i>			

Moved: Ms. Thomas

Seconded: Ms. Zahler

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman absent

Vote: 4-0

Date Adopted: 9/12/17

***Resolution 2017-170: Approval Of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims # 404-458 in the amount of \$127,318.92.

Moved: Ms. Thomas

Seconded: Mr. Boggs

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman absent

Vote: 4-0

Date Adopted: 9/12/17

SEPTEMBER 26th, 2017 REGULAR TOWN BOARD MEETING

***Resolution 2017-171: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for September 26, 2017 with the additions of general announcements, an update on the church and an executive session.

Moved: Mr. Hertzler Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 9/26/17

***Resolution 2017-172: Memorandum Of Understanding With The Jacksonville Community Association About The Jacksonville Park**

WHEREAS, the Town of Ulysses (Town) and the Jacksonville Community Association (JCA) share a commitment to maintaining public access to community green spaces, and

WHEREAS, the JCA needs partial support to maintain their Community Park for neighborhood and Town residents and

WHEREAS, the Town is willing to consider requests for supplies, equipment, and in-kind services to help maintain the Park, now therefore, be it

RESOLVED, that the Town Board authorize the Supervisor to enter into the Memorandum of Understanding with the JCA to clarify the roles and responsibilities of the Town and the JCA in relation to the Jacksonville Community Park.

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 9/26/17

***Resolution 2017-173: Acknowledging The Audit Of The Court Was Completed**

WHEREAS NYS requires an annual audit of the finances of the Ulysses Town Justice Courts, either by Town Board members or by an auditing firm, and

WHEREAS Insero & Co, CPAs was contracted to audit the finances of the Town Justice Courts in 2017, for the 2016 fiscal year,

THEREFORE BE IT

RESOLVED that the Town of Ulysses Board acknowledges the audit of the Justice Courts was completed by Insero & Co, CPAs and sent to the Ulysses Town Supervisor on September 7, 2017 and to the Town Board on September 21, 2017.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye

Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 9/26/17

***Resolution 2017-174: Appointing A Chair To The Board Of Zoning Appeals**

RESOLVED that the Town Board of the Town of Ulysses appoints Bob Howarth to serve as the Chair of the Board of Zoning Appeals for the remainder of 2017.

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 9/26/17

***Resolution 2017-175: Approving The Cleaning Contract For The Ulysses Town Hall**

WHEREAS, the current cleaning contract has expired, and
WHEREAS the job has been re-bid and 5 bids were received, and
WHEREAS Independence Cleaners submitted one of the lowest bids, and
WHEREAS three references were provided by the bidder, checked by the Town Clerk and found to be favorable,
NOW THEREFORE, BE IT RESOLVED that the Ulysses Town Board authorize the Town Supervisor to sign a contract with Independence Cleaners at a rate not to exceed \$480/month (or \$5760/yr) for the purpose of cleaning the town hall on a weekly basis for a period from September 30-Dec. 31, 2017.

Moved: Ms. Thomas Seconded: Ms. Zahler

Ms. Thomas aye
Ms. Zahler aye
Mr. Hertzler aye
Mr. Boggs aye
Mr. Goldman aye

Vote: 5-0
Date Adopted: 9/26/17

***Resolution 2017-176: 9/7 Fire & EMS, 9/12 Public Hearings & Town Board Meeting**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of the Town Board meetings on the 9/12 Public Hearing on Tax cap override, 9/12 Public Hearing on Code Enforcement Local Law, and 9/12 town board meeting as edited by Ms. Zahler and Mr. Boggs.

Moved: Ms. Thomas Seconded: Mr. Boggs

Ms. Thomas aye
Ms. Zahler aye

Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0

Date Adopted: 9/26/17