

# **INDEX OF 2016 RESOLUTIONS**

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## JANUARY 7<sup>TH</sup>, 2016 ORGANIZATIONAL TOWN BOARD MEETING

### \*Resolution 2016-1: 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: Mr. Hertzler                      Seconded: Mr. Goldman

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

Vote: 4-0

Date Adopted: 1/7/16

### \*Resolution 2016-2: 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: Mr. Hertzler                      Seconded: Mr. Goldman

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

Vote: 4-0

Date Adopted: 1/7/16

### \*Resolution 2016-3: 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. Thomas                      Seconded: Ms. Zahler

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

Vote: 4-0  
Date Adopted: 1/7/16

**\*Resolution 2016-4: Mileage**

BE IT RESOLVED mileage at a rate of \$0.54 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: Mr. Goldman                      Seconded: Ms. Zahler

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

Vote: 4-0  
Date Adopted: 1/7/16

**\*Resolution 2016-5: Petty Cash**

BE IT RESOLVED that the Town Clerk and the Court Clerk's petty cash funds are each \$300 for 2016.

Moved: Ms. Zahler                      Seconded: Mr. Hertzler

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

Vote: 4-0  
Date Adopted: 1/7/16

**\*Resolution 2016-6: 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  
Includes Faithful Performance

Moved: Ms. Zahler                      Seconded: Mr. Goldman

Discussion: The board discussed whether the Deputy Clerk and Court Clerk are or should be included. Ms. Thomas plans to find out.

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

Vote: 4-0  
Date Adopted: 1/7/16

**\*Resolution 2016-7: 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 time for filing the AUD is extended 60 days by the State Comptroller, the Supervisor's time for filing a copy of the AUD with the Town Clerk is extended for a like period.

Moved: Mr. Goldman                      Seconded: Ms. Zahler

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

Vote: 4-0  
Date Adopted: 1/7/16

**\*Resolution 2016-8: Financial Reconciliations**

BE IT RESOLVED the Town follow the 2013 recommendation of auditor Ciaschi, Dietershagen, Little, Mickleson and Company and 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.

Moved: Mr. Goldman                      Seconded: Mr. Hertzler

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

Vote: 4-0  
Date Adopted: 1/7/16

**\*Resolution 2016-9: 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. Goldman

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

Vote: 4-0  
Date Adopted: 1/7/16

**\*Resolution 2016-10: Financial Audit**

BE IT RESOLVED that the Town Board of Ulysses will contract with Ciaschi, Dietershagen, Little, Mickleson and Company to perform an audit of the 2015 financials. This audit is tentatively scheduled in April 2016.

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: 1/7/16

**\*Resolution 2016-11: 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. Goldman

Discussion- Mr. Hertzler inquired whether this policy was appropriate for highway purchases.

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

Vote: 4-0  
Date Adopted: 1/7/16

**\*Resolution 2016-12: 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. Goldman                    Seconded: Ms. Zahler

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

Vote: 4-0  
Date Adopted: 1/7/16

**\*Resolution 2016-13: 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:

<b>Position</b>	<b>2016 Budgeted Appropriation</b>	<b>Hourly rate if applicable</b>
<b>Town Board</b>		
Supervisor	\$17,186	-
Budget Officer	\$15,895	-
Second Deputy Supervisor	\$20,894	\$20.50
Bookkeeper	\$16,416	\$20.50
Councilperson	\$4,369 each	-
<b>Clerk</b>		
Town Clerk	\$50,998	-
Deputy Town Clerk	\$16,640	\$16
<b>Court</b>		
Town Justice	\$16,931 each	-
Court Clerk	\$41,281	-
<b>Planning, Zoning, Building</b>		
Enforcement Officer for Building Code	Up to \$32,195	\$20.00
Deputy Enforcement Officer	Up to \$15,000	\$19.18
Zoning Officer	\$28,656	-
Planner	\$28,656	-
Planning and Zoning Clerk	\$5,900	\$16.32
Planning and BZA Chairs	\$200 each	
Planning and BZA Members	\$100 each	
<b>Highway</b>		
Highway Superintendent	Up to \$62,492	-
Deputy Highway Superintendent	multiple budget lines	\$23.28
Highway Machine Equipment Operator	multiple budget lines	\$18.39 - \$20.49
Highway Laborer	multiple budget lines	\$13.70
<b>Water</b>		
Water Dist. & Maint. Operator Trainee	\$15,137	\$19.41
Water District Laborer	\$2,000	\$19.41
<b>History</b>		
Historian	\$1500	-

Moved: Mr. Goldman

Seconded: Ms. Zahler

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

Mr. Boggs                    absent  
 Mr. Goldman                aye

Vote: 4-0  
 Date Adopted: 1/7/16

**\*Resolution 2016-14: 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, 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.

<b>Employee</b>	<b>Employee Supervisor</b>
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. & Maint. Operator	Highway Superintendent
Water District Laborer	Water Dist. and Maintenance Operator

Moved: Mr. Goldman                    Seconded: Mr. Hertzler

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

Mr. Boggs                    absent  
 Mr. Goldman                aye

Vote: 4-0  
 Date Adopted: 1/7/16

**\*Resolution 2016-15: 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:

	<b>2015</b>	<b>2016</b>
Highway Department	Mr. Kerness	Mr. Boggs
Personnel	Mr. Kerness	Ms. Thomas
Planning Board and Board of Zoning Appeals	Mr. Goldman, Mr. Kerness (rotating)	Mr. Goldman, Ms. Zahler (alternate)
Fire Department	Mr. Hertzler	Mr. Hertzler
Town Court	Mr. Kerness	Ms. Thomas
Trumansburg Ulysses Youth Commission	Ms. Zahler	Ms. Zahler
Village EMS & EMS Billing Oversight Committee	Ms. Zahler, Mr. Hertzler	Mr. Boggs, Ms. Zahler
Joint Sidewalk Committee	Ms. Thomas, Ms. Wright	Ms. Thomas, Ms. Wright
Zoning Update Committee		Ms. Zahler, Ms. Thomas
Agricultural Committee	-	
Town Hall Maintenance	-	Mr. Boggs

Moved: Mr. Goldman                    Seconded: Ms. Zahler

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

Vote: 4-0  
 Date Adopted: 1/7/16

**\*Resolution 2016-16: 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:

	<b>2015</b>	<b>2016</b>
Trumansburg Village Board of Trustees	Ms. Zahler	Ms. Zahler
Health Insurance Consortium Board	Ms. Zahler	Mr. Hertzler, Ms. Zahler (alternate)
County and other Emergency Management	Ms. Wright	Ms. Wright
Planning Board Chairperson	John Wertis	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	Bill George & Darby Kiley
Tompkins County Stormwater Coalition	Darby Kiley	Darby Kiley
Stormwater Officer	Darby Kiley	Darby Kiley
Trumansburg Ulysses Youth Commission Reps	Sharon Bilotta, Andrea Murray	Sharon Bilotta, Heidi Dawes
Recreation Partnership representative	Durand VanDoren	Durand VanDoren
Tompkins County Youth Services Board	(vacant)	(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	(vacant)	Mr. Goldman
Fair Board liaison	Mr. Hertzler	Mr. Hertzler
Historian	John Wertis	John Wertis
TTHM Working Group	Ms. Zahler, Ms. Thomas	Stan Seltzer, Ann DiPetta, Diane Hillmann, Ms. Thomas, Mr. Boggs
Tompkins County Animal Control	Ms. Thomas	Ms. Thomas
Cayuga Lake Water Shed Intermu. Org.	Darby Kiley	Mr. Boggs, Darby Kiley
Chamber of Commerce	Ms. Zahler/ Mr. Goldman (alternate)	Ms. Zahler/ Mr. Goldman (alternate)

Moved: Mr. Goldman

Seconded: Ms. Zahler

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

Vote: 4-0

Date Adopted: 1/7/16

Amended 1/12/16



**\*Resolution 2016-17: 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 2015 may be either replaced or reappointed. The following members being reappointed for 2016:

<b>ZONING BOARD OF APPEALS</b>				
<b>(5 year terms)</b>				
<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 <a href="mailto:GTSELEK1@twcny.rr.com">GTSELEK1@twcny.rr.com</a>	1575 Trumansburg Road Ithaca, NY 14850	1/3/2013	2/16/2013	12/31/2017
ROBERT HOWARTH Phone: 387-3318 <a href="mailto:howarth@cornell.edu">howarth@cornell.edu</a>	4124 Reynolds road Trumansburg NY 14886	1/7/2015	2/18/2015	12/31/2019
STEPHEN MORREALE Phone: 387-3816 <a href="mailto:Sjml1@cornell.edu">Sjml1@cornell.edu</a>	5360 Pine Ridge Road Trumansburg NY 14886	12/9/2014	1/28/2015	12/31/2020
DAVID MEANS Phone: 387-5011 <a href="mailto:popmeans@yahoo.com">popmeans@yahoo.com</a>	26 Prospect St. Trumansburg NY 14886	12/9/2014	6/4/2014	12/31/2016
ANDREW HILLMAN Phone: 351-7085 <a href="mailto:andrew.hillman@davey.com">andrew.hillman@davey.com</a>	3315 Swamp College Road Trumansburg NY 14886	1/28/2015	2/6/2015	12/31/2018
CHERYL THOMPSON (alternate) Phone: 387-4123 <a href="mailto:cherylthompsonarchitect@gmail.com">cherylthompsonarchitect@gmail.com</a>	3112 Perry City Road Trumansburg NY 14886	12/9/2014	12/17/2014	12/31/2016
<b>PLANNING BOARD</b>				
<b>(5 year term)</b>				
JOHN WERTIS Phone : 387- 4331 <a href="mailto:BWWFarmtoday@aol.com">BWWFarmtoday@aol.com</a>	8144 Searsburg Rd. Trumansburg, NY 14886	12/9/2014	1/8/2015	12/31/2019
PETE ANGIE Phone : 274-5308 <a href="mailto:Peteangie5342@yahoo.com">Peteangie5342@yahoo.com</a>	3188 Swamp College Rd. Trumansburg, NY 14886	2/8/2011	2/2011	12/31/2020
DAVID DIAZ Phone : 220-3046 <a href="mailto:Dmdiaz73@hotmail.com">Dmdiaz73@hotmail.com</a>	35 Elm St., Apt. 2 Trumansburg NY 14886	12/9/2015	12/15/2014	12/31/2017
DAVID BLAKE Phone : 387-5428 <a href="mailto:Davidblake73@gmail.com">Davidblake73@gmail.com</a>	2057 Trumansburg Rd Trumansburg NY 14886	5/13/2014	5/14/2014	12/31/2016
REBECCA SCHNEIDER Phone : (607)387-3816 <a href="mailto:rls11@cornell.edu">rls11@cornell.edu</a>	5630 Pine Ridge Rd Trumansburg, NY 14886	9/1/2015	9/1/2015	12/31/2018
ALTERNATE (vacant)				12/31/2016
LOUIS DIPIETRO (Clerk) Phone: (716)307-2096 <a href="mailto:Dipietro.louis@gmail.com">Dipietro.louis@gmail.com</a>	88 W. Main St. Trumansburg NY 14886	11/12/2014	11/25/2014	12/31/2016

Darby Kiley, Environmental Planner/Zoning Officer <a href="mailto:Ulysses.planner@gmail.com">Ulysses.planner@gmail.com</a>		N/A	N/A	N/A
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Moved: Mr. Goldman                      Seconded: Mr. Hertzler

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

Vote: 4-0  
Date Adopted: 1/7/16

**\*Resolution 2016-18: Attorney**

BE IT RESOLVED that the Attorney for the Town be Mariette Goldenhuys, 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 2016 Addendum to Retainer Agreement which sets hourly fees for billing at \$200 (Attorney) and \$130, (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 2016.

Moved: Mr. Goldman                      Seconded: Ms. Zahler

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

Vote: 4-0  
Date Adopted: 1/7/16

**\*Resolution 2016-19: Information Tech Services**

BE IT RESOLVED that the Town Board authorizes the Town Supervisor to sign the Information Technologies 2016 contract with Jeff Burns at the rate of \$45/hour.

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: 1/7/16

**\*Resolution 2016-20: Cleaning**

Be it resolved that the Town of Ulysses enter into a cleaning contract between the Town of Ulysses and Radhika “Vanessa” Zavatski for the purpose of cleaning the town hall on a weekly basis for a period from January 1<sup>st</sup> through December 31<sup>st</sup> in the amount of \$440 per month.

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: 1/7/16

**\*Resolution 2016-21: 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 2016 contract.

Moved: Mr. Goldman                    Seconded: Mr. Hertzler

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

Vote: 4-0

Date Adopted: 1/7/16

**\*Resolution 2016-22: Policies - General**

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 or elected 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: Ms. Zahler

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

Vote: 4-0  
Date Adopted: 1/7/16

**\*Resolution 2016-23: 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: 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: 1/7/16

**\*Resolution 2016-24: Records Access Officer**

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

Moved: Mr. Goldman            Seconded: Ms. Zahler

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

Vote: 4-0  
Date Adopted: 1/7/16

**\*Resolution 2016-25: 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: Ms. Zahler

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

Vote: 4-0  
Date Adopted: 1/7/16

**\*Resolution 2016-26: 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 2016 year.

Moved: Ms. Thomas                      Seconded: Ms. Zahler

Discussion-

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

Vote: 4-0  
Date Adopted: 1/7/16

**\*Resolution 2016-27: 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: Ms. Zahler

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

Vote: 4-0

Date Adopted: 1/7/16

**\*Resolution 2016-28: 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 2016 for the following services

<b>Entity</b>	<b>Estimated Contract Amount for 2016</b>	<b>Contract not to Exceed Amount for 2016</b>
Tompkins County Animal Control	\$18,134	\$19,000
Gadabout	\$2,000	\$2,500
Foodnet	\$2,250	\$2,500
Trumansburg Senior Citizens	\$850	\$850
Ulysses Philomathic Library	\$14,000	\$14,000
Tompkins County Recreation Partnership	\$7,124	\$8,000
Ulysses Historical Society	\$700	\$750
Community Science Institute	\$5,832	\$6000
American Legion (Assistance for Veterans)	\$475	\$500
Cooperative Extension (Youth Programming)	\$45,491	\$46,000
Lifelong		\$1000
Trumansburg Conservatory of Fine Arts	\$1,500	\$1,500
Williamson Law – Accounting Software	\$998	\$1,200
Williamson Law Book- Tax Glance software program	\$125	Up to \$200
BAS software annual agreement for water billing and clerk program	\$485	Up to \$525
Landscaping		Up to \$2,500
Town Hall – Plumbing, electric and heating		(As needed)
Stormwater Coalition	\$900	\$1000
Winterfest	\$1,000	\$1,000
Mohawk Valley GIS		\$13,000
Cemetery Mowing	\$2,700	\$3,000

Moved: Mr. Goldman

Seconded: Ms. Zahler

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

Vote: 4-0

Date Adopted: 1/7/16

**\*Resolution 2016-29: Approval Of 2016 Fee Schedule**

RESOLVED that the Town Board approves the following fees for 2016:

**PLANNING & ZONING:**

<b>ZONING:</b>		<b>reference</b>
Development District	\$250 + costs	Res. 2007-36
Re-zoning	\$250 + costs	Res. 2007-36
<b>BOARD OF ZONING APPEALS:</b>		<b>reference</b>
Variance	\$150. (includes legal ad)	LL 2 of 2015
<b>PLANNING BOARD:</b>		<b>reference</b>
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
<b>OTHER PLANNING &amp; ZONING:</b>		<b>reference</b>
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:**

<b>OPERATING PERMITS</b>	<b>fee</b>	<b>reference</b>
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
<b>BUILDING PERMITS</b>		<b>reference</b>
1 & 2 Family Residences:	\$.30/sq ft	LL 2 of 2015
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	\$75 + 3/K	LL 2 of 2015
Accessory Building	\$55 + \$3/K	Res. 2007-36
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
Pool, in ground	\$75.00	LL 2 of 2015
Pool, above ground	\$55.00	LL 2 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:**

<b>DOG FEES:</b>		<b>reference</b>
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)
<b>OTHER FEES:</b>		<b>reference</b>
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:**

<b>PERMITS:</b>		<b>reference</b>
Plumbing permit (up to 5 inspections)	\$240.00	LL 2 of 2015
New contractor registration	\$15.00	Res. 9/15/03
<b>TAPS:</b>		
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
<b>METERS:</b>		
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
<b>BACKFLOW/CROSS CONNECTION:</b>		<b>reference</b>
Annual backflow admin fee	\$32/first device; \$16/add.	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
<b>WATER SALES:</b>		<b>reference</b>
Water sales	\$6.55/1000 gallons	Based on Town of Ithaca's water price
Bulk water sales from facility	\$6.55/1000 gallons	Based on Town of Ithaca's water price

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: 1/7/16



**\*Resolution 2016-30: 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: Ms. Zahler

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

Vote: 4-0  
Date Adopted: 1/7/16

**\*Resolution 2016-31: 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: 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: 1/7/16

**\*Resolution 2016-32: Distribution Of Minutes**

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

Moved: 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: 1/7/16

**\*Resolution 2016-33: Appointment Of Highway Superintendent**

RESOLVED that the Ulysses Town Board appoints Dave Reynolds as the Acting Highway Superintendent, effective Jan. 1, until the reorganization of the highway department is completed.

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: 1/7/16

**JANUARY 12<sup>TH</sup>, 2016 REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-34: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for January 12, 2016 with the removal of OPEN DEVELOPMENT DISTRICTS and ADMINISTRATIVE ASSISTANT FOR HIGHWAY and the addition of MEMORANDIUM OF UNDERSTANDING WITH YOUTH PROGRAM, APPOINTING PLANNING BOARD MEMBER, and EMS FIRE CONSTRUCTION PROJECT REPRESENTATIVE

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: 1/12/16

**\*Resolution 2016-34: Finish Organizational Meeting Resolutions**

BE IT RESOLVED that the Ulysses Town Board appoints David Blake as the Planning Board Chair for 2016.

Discussion: Ms. Thomas thanked John Wertis for his years of service. Mr. Blake is ready to step into the chair position.

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: 1/12/16

**\*Resolution 2016-35: Authorization Of Stormwater Contract**

RESOLVED that the Town Board of the Town of Ulysses authorizes the Town Supervisor to enter into the annual contract with the Tompkins County Soil and Water Conservation District for services related to stormwater management.

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: 1/12/16

**\*Resolution 2016-36: Pay Rate For Acting Highway Superintendent**

WHEREAS David Reynolds was appointed as the Acting Highway Superintendent on 1/7/2016 and, WHEREAS there is an increased level of duties and responsibilities for the position of Highway Superintendent over his previous position.

THEREFORE BE IT RESOLVED that the Ulysses Town Board establishes a salary of \$52,296.19 for the newly appointed Acting Highway Superintendent for the period of time he serves in this position.

Moved: Ms. Thomas.                    Seconded: Mr. Goldman

Discussion: Mr. Reynolds said that with overtime his last year's salary was \$50k, and he has made as much as \$55K with overtime. Mr. Goldman asked if he would rather be salaried or hourly. Mr. Reynolds said that he prefers salary because it is a hassle to punch in/out/ keep track of hours during busy times. Town Board members agreed the position should be salaried.

Mr. Goldman made a friendly amendment to the motion to set the pay for Acting Highway Superintendent at \$56,000. seconded Ms. Zahler

Ms. Thomas                    aye

Ms. Zahler                    aye

Mr. Hertzler                    aye

Mr. Boggs                    aye

Mr. Goldman                    aye

Vote: 5-0

Date Adopted: 1/12/16

**\*Resolution 2016-37: Pay Rate For Deputy Highway Superintendent**

WHEREAS Chris Stevenson was appointed as Deputy Highway Superintendent by the acting Highway Superintendent and,

WHEREAS there is an increased level of duties and responsibilities for the position of Deputy Highway Superintendent over his previous position.

THEREFORE BE IT RESOLVED that the Ulysses Town Board establishes an hourly rate of \$20.96 for the Deputy Highway Superintendent for the time he serves in that position.

Moved: Ms. Thomas                      Seconded: Ms. Zahler

Mr. Boggs: When is the effective date for this new rate? Mr. Reynolds: January 1<sup>st</sup>, 2016

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

Vote: 5-0

Date Adopted: 1/12/16

**\*Resolution 2016-38: Cell Phone Reimbursement For Code Enforcement And Highway Departments**

WHEREAS the Code/Fire Enforcement Officer and both the Highway Superintendent and Water District Operator are frequently out of their offices and away from their stationary phones during their regular duty hours, and

WHEREAS carrying a cell phone is an important part of efficient communications and emergency response.

THEREFORE BE IT RESOLVED that the Town of Ulysses hereby allows people who hold the positions of Code/Fire Enforcement Officer, Highway Superintendent, and Water District Operator to either Have and use a town-owned cell phone at the town's expense which will only be used only for town purposes OR

Be reimbursed for part of the cost of their personal cell phone at the rate of \$40/month.

RESOLVED that the Town Clerk will provide a copy of this resolution to each of the three people to whom this resolution refers.

Moved: Ms. Thomas                      Seconded: Mr. Zahler

Discussion: Ms. Zahler asked if there was anything already in the personnel policy about this. Ms. Thomas said that there was not a specific reimbursement plan referenced in the personnel policy. Mr. Reynolds said that he uses his cell phone for work very little but that might not be the case for other Highway workers. Mr. Boggs pointed out that if the personal phones were used for Town business, then they would be subject to FOIL. Ms. Thomas said that every employee would be made aware of that, and they could still choose to use a town cell phone.

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

Vote: 5-0  
 Date Adopted: 1/12/16

**\*Resolution 2016-39: Memorandum Of Understanding With The Youth Program**

RESOLVED that the Town Board adopt the Memorandum of Understanding with the Youth Program with the updated date on the signature line.

Moved: Ms. Thomas                      Seconded: Mr. Goldman

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

Vote: 4-1  
 Date Adopted: 1/12/16

**\*Resolution 2016-40: Budget Modifications**

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

A FUND BUDGET MODIFICATIONS

A1220.13	Budget Officer PS	Increase	\$417
<i>Incorrect proportion in accounting, end result balances</i>			

A1220.1	Supervisor PS	Decrease	\$417
<i>Incorrect proportion in accounting, end result balances</i>			

A1220.4	Supervisor CE	Increase	\$246.60
<i>Planned increase to this account line to cover costs associated with transition to new accounting system.</i>			

A1220.11	Bookkeeper PS	Decrease	\$246.60
<i>Planned decrease to this account line to cover costs associated with transition to new accounting system.</i>			

A1410.11	Deputy Town Clerk PS	Increase	\$298.06
<i>Increased cost associated with transition of new employee and unused vacation reimbursement of previous employee.</i>			

A1410.4	Town Clerk CE	Decrease	\$298.06
<i>Sufficient funds available in this line.</i>			

A1460.4	Records Management CE	Increase	\$219.57
<i>Overage due to completion of General Code contract and travel expenses for 2016</i>			

A1410.4	Town Clerk CE	Decrease	\$219.57
<i>Sufficient funds available in this line.</i>			

A5010.4	Highway Superintendent CE	Increase	\$27.98
<i>Minor overage</i>			

A5132.4	Highway Barn CE	Decrease	\$27.98
<i>Sufficient funds available in this line.</i>			

A7310.4	Youth Program CE	Increase	\$8,856.76
<i>This overage is due to the fact that an overlooked bill from 2014 was paid in 2015.</i>			

A1990.4	A Fund Contingency Account	Decrease	\$6,147.36
<i>Using the rest of contingency to offset overage</i>			
A Fund Balance		Decrease	\$2,709.40
<i>This overage was accounted for when estimating end of year fund balance for 2015</i>			

DA FUND BUDGET MODIFICATIONS

DA5130.1	Machinery PS	Increase	\$9,224.38
<i>Overage on salary lines due to labor distribution</i>			

DA5130.4	Machinery CE	Decrease	\$9,224.38
<i>Funds available in this line.</i>			

DA5148.4	Snow Removal OG CE	Increase	\$257.06

DA5148.4	Snow Removal OG PS	Decrease	\$257.06
<i>Funds available in this line.</i>			

DA9030.8	Employee Benefits Social Security	Increase	\$212.92
<i>Likely due to overtime hours not estimated in the 2015 budget creation process.</i>			

DA9040.8	Employee Benefits Workers Comp	Decrease	\$212.92
<i>Funds available in this line.</i>			

DB FUND BUDGET MODIFICATIONS

DB5110.1	Highway Maintenance PS	Increase	\$82.85
<i>Overage on this line.</i>			

DB5110.4	Highway Maintenance CE	Decrease	\$82.85
<i>Funds available in this line.</i>			

DB9030	Social Security	Increase	\$227.47
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Likely due to overtime hours not estimated in the 2015 budget creation process.

DB9040	Workers Comp	Decrease	\$93.80
<i>Funds available in this line.</i>			

SW3 FUND BUDGET MODIFICATIONS

SW3 9030.83	Social Security	Increase	\$172.25
<i>Overage on this line.</i>			

SW3 9040.83	Workers Comp	Decrease	\$172.25
<i>Funds available in this line.</i>			

SW3 8340.4	WD3 Trans/Dist CE	Increase	\$707.57
<i>Overage on this line.</i>			

SW3 8340.2	WD3 Trans/Dist EQ	Decrease	\$707.57
<i>Funds available in this line.</i>			

SW3 8340.1	WD3 Laborer PS	Increase	\$928.11
<i>Overage on this line.</i>			

SW3 8310.1	WD3 Administration PS	Decrease	\$928.11
<i>Funds available in this line.</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: 1/12/16

**\*Resolution 2016-41: Approval Of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims 470-495 (2015) to 1-41 (2016) in the amount of \$224,869.79.

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: 1/12/16

**\*Resolution 2016-42: Ems And Fire Building Representative**

BE IT RESOLVED that Michael Boggs be the Town representative the EMS and Fire Hall Building Project Committee.

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: 1/12/16

**\*Resolution 2016-43: Appointing Planning Board**

BE IT RESOLVED that the Ulysses Town Board appoint David Tyler as the alternate member of the Ulysses Town Planning Board.

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: 1/12/16

**JANUARY 26<sup>TH</sup>, REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-45: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for Jan. 26, 2016 with the addition of: approval to dispose of surplus equipment; move the highway capital plan to the next item.

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: 1/26/16

**\*Resolution 2016-46: Declaring Surplus Equipment**

BE IT RESOLVED that the Ulysses Town Board declares that the following equipment belonging to the town is surplus and can be sent to auction, sold or disposed of by the Acting Highway Superintendent:

- 1991 John Deere Loader 644E- minimum accepted sale figure: \$25,000
- 1996 Ford F350 Dump Truck-minimum accepted sale figure: \$500
- Bros. Roller (rubber tires)-minimum accepted sale figure: \$2,000
- Massey Ferguson steel drum roller-minimum accepted sale figure:\$500
- 1991 White Autocar Cab-N-Chassis-minimum accepted sale figure: \$1,500
- Karcher pressure washer-minimum accepted sale figure: \$100
- Safe-minimum accepted sale figure: not specified

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: 1/26/16

**\*Resolution 2016-47: Appointment Of Delegate To The Association Of Towns Meeting**

RESOLVED that the Ulysses Town Board approves Michelle E. Wright to be the delegate to the 2016 Association of Town’s annual meeting from February 14 to 17, 2016

RESOLVED that the Town Clerk will forward this resolution to the appropriate person at the Association of Towns, and further,

RESOLVED that the Town Board will pay the travel and meal expenses for any town officer approved to attend this meeting.

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: 1/26/16

**\*Resolution 2016-48: Reappointment Of BZA Member**

RESOLVED that the Ulysses Town Board reappoints Steve Morreale for a 5-year term on the Town of Ulysses Board of Zoning Appeals with the term ending *December 31, 2020*.

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: 1/26/16

**\*Resolution 2016-51: Approval Of Minutes 12/8, 12/14PH, 12/14, 1/7 ORG, 1/12**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 12/8, 12/14PH, 12/14, 1/7 ORG, 1/12 meeting as edited.

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: 1/26/16

**FEBRUARY 9th, REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-52: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for Feb.9, 2016 with the deletion of the resolutions to purchase a used truck and the appointment of a Planning Board member.

Moved: Ms. Thomas                      Seconded: Ms. Zahler

Ms. Thomas                      aye  
Ms. Zahler                      aye  
Mr. Hertzler                      aye  
Mr. Boggs                      aye  
Mr. Goldman                      absent (stepped away temporarily)

Vote: 4-0  
Date Adopted: 2/9/16

**\*Resolution 2016-53: Declaring Water Truck As Surplus Equipment**

BE IT RESOLVED that the Ulysses Town Board declares that the following equipment belonging to the town is surplus and can be sent to auction, sold or disposed of by the Acting Highway Superintendent: 2003 Chevrolet 1/2 ton pickup truck (minimum accepted sale figure: \$2,500).

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: 2/9/16

**\*Resolution 2016-54: Changing Meeting Dates**

BE IT RESOLVED that the Ulysses Town Board move the March 22 meeting to March 29.

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: 2/9/16

**\*Resolution 2016-55: Intermunicipal Agreement For The Village Water Transmission Line On Falls Rd.**

RESOLVED that the Ulysses Town Board authorizes the Ulysses Town Supervisor to sign the Water Line Intermunicipal Agreement between the Town of Ulysses and the Village of Trumansburg.

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: 2/9/16

**\*Resolution 2016-56: Authorization To Contract With Geologic For Esa Phase I Assessment**

WHEREAS, the Town of Ulysses is in discussion with the Exxon Mobil Oil Corporation about the status of the seven properties they own in Jacksonville and

WHEREAS, the Town wants to exercise due diligence and learn more about the environmental properties of the parcels in Jacksonville to inform future discussions regarding the health, safety, and best interests of the Town and its residents, and

WHEREAS, the Town does not have staff with the certifications needed to conduct a Phase I Assessment consistent with standards required by the Environmental Protection Agency, and

WHEREAS, the Town solicited and reviewed two proposals from qualified firms with the specific expertise to conduct Phase I Assessments, now therefore be it

RESOLVED, the Supervisor of the Town of Ulysses is hereby authorized to contract with the environmental engineering firm of GeoLogic to conduct a Phase I Assessment for a cost not to exceed \$3,000.

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

Vote: 5-0  
Date Adopted: 2/9/16

**\*Resolution 2016-57: Approval Of Minutes**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of Jan. 26, 2015.

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: 2/9/16

**\*Resolution 2016-58: Approval Of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims #45-108 in the amount of \$104,607.20.

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: 2/9/16

**FEBRUARY 23<sup>RD</sup>, 2016: REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-59: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for the February 23, 2016

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: 2/23/16

**\*Resolution 2016-60: Authorization To Sign Letter Of Intent To Purchase Highway Equipment**

RESOLVED that the Town Board of the Town of Ulysses authorizes the Town Supervisor to sign a letter of intent to purchase a 2003 Volvo VHD as recommended by Acting Ulysses Highway Superintendent Dave Reynolds for the price quoted on 2/23/16 of \$105,000 by Burr Truck & Trailer Sales, Inc.

Moved: Mr. Boggs            Seconded: Ms. Zahler

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

Vote: 4-0  
Date Adopted: 2/23/16

**\*Resolution 2016-61: Introduce Local Law Providing For The Abolition Of The Elected Position Of Town Clerk And Creation Of The Appointed Position Of Town Clerk Of The Town Of Ulysses**

BE IT RESOLVED that the Town Board of the Town of Ulysses sets a Public Information Meeting and Public Hearing on Local Law #1 of 2016 Providing for the Abolition of the Elected Position of Town Clerk and Creation of the Appointed Position of Town Clerk of the Town of Ulysses for Tuesday, March 8, 2016 at 6:30pm and further,

RESOLVED that the Town Clerk place notice of the Public Hearing and Public Information meeting in the newspaper and on the website.

PROPOSED LOCAL LAW NO. 1-2016

TOWN OF ULYSSES, NEW YORK

LOCAL LAW NO.1 OF THE YEAR 2016 A LOCAL LAW PROVIDING FOR THE ABOLITION OF THE ELECTED POSITION OF TOWN CLERK AND CREATION OF THE APPOINTED POSITION OF TOWN CLERK OF THE TOWN OF ULYSSES  
Be it enacted by the Town Board of the Town of Ulysses as follows:

SECTION 1. This local law is enacted pursuant to Municipal Home Rule Law §§10, 22 and 23. This local law shall supersede any provisions of the Town Law of the State of New York to the contrary, including, but not limited to, Town Law §20 with respect to the method of selection of the Town Clerk in the Town of Ulysses, and any other provision of the Town Law providing for or referring to the creation of the elected position of Town Clerk.

SECTION 2. The elected position of the Town Clerk in the Town of Ulysses, New York is hereby abolished, effective January 1, 2019, following the expiration of the current elective term of office of the Town Clerk on December 31, 2018. The appointed position of Town Clerk of the Town of Ulysses, New York is hereby created, effective January 1, 2019.

SECTION 3. Commencing January 1, 2019, the Town Clerk of the Town of Ulysses shall be the person appointed by the Town Board of the Town of Ulysses.

SECTION 4. The appointed Town Clerk shall have such powers and shall perform such duties as are or hereafter may be conferred or imposed by law, and such further duties as the Town Board determines, consistent with applicable law.

SECTION 5. This local law shall be subject to a mandatory referendum pursuant to the provisions of §23 of the Municipal Home Rule Law at a special election on May 24, 2016.

SECTION 6. This local law shall supersede or repeal any prior inconsistent Local Law.

SECTION 7. The provisions of this local law are severable. If any court of competent jurisdiction decides that any section, clause, sentence, part or provision of this local law is illegal, invalid, or unconstitutional, such decision shall not affect, impair, or invalidate any of the remaining sections clauses, sentences, parts, or provisions of the Local Law.

SECTION 8. This local law shall take effect upon the affirmative vote of a majority of the qualified electors voting thereon at such special election on May 24, 2016, and the filing with the Secretary of State in accordance with the applicable provisions of law.

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: 2/23/16

**[\\*Resolution 2016-62: Introduce Local Law Providing For The Abolition Of The Elected Position Of Town Highway Superintendent And Creation Of The Appointed Position Of Highway Superintendent Of The Town Of Ulysses](#)**

BE IT RESOLVED that the Town Board of the Town of Ulysses sets a Public Information Meeting and Public Hearing on Local Law #2 of 2016 Providing for the Abolition of the Elected Position of Town Highway Superintendent and Creation of the Appointed Position of Town Highway Superintendent of the Town of Ulysses for Tuesday, March 8, 2016 at 6:30pm and further,

RESOLVED that the Town Clerk place notice of the Public Hearing and Public Information meeting in the newspaper and on the website.

PROPOSED LOCAL LAW NO. 2-2016

A LOCAL LAW PROVIDING FOR THE ABOLITION OF THE ELECTED POSITION OF HIGHWAY SUPERINTENDENT AND THE CREATION OF THE APPOINTED POSITION OF HIGHWAY SUPERINTENDENT OF THE TOWN OF ULYSSES  
Be it enacted by the Town Board of the Town of Ulysses as follows:

SECTION 1. This local law is enacted pursuant to Municipal Home Rule Law §§10, 22 and 23. This local law shall supersede any provisions of the Town Law of the State of New York to the contrary, including, but not limited to, Town Law §20 with respect to the method of selection of the Highway Superintendent in the Town of Ulysses, and any other provision of the Town Law or the Highway Law providing for or referring to the creation of the elected position of Highway Superintendent.

SECTION 2. The elected position of the Highway Superintendent in the Town of Ulysses, New York is hereby abolished, effective July 1, 2016. The appointed position of Highway Superintendent in the Town of Ulysses, New York is hereby created, effective July 1, 2016.

SECTION 3. Commencing July 1, 2016, the Highway Superintendent of the Town of Ulysses shall be the person appointed by the Town Board of the Town of Ulysses.

SECTION 4. The appointed Highway Superintendent shall have such powers and shall perform such duties as are or hereafter may be conferred or imposed by law, and such further duties as the Town Board determines, consistent with applicable law.

SECTION 5. This local law shall be subject to a mandatory referendum pursuant to the provisions of §23 of the Municipal Home Rule Law at a special election to be held on May 24, 2016.

SECTION 6. This local law shall supersede or repeal any prior inconsistent Local Law.

SECTION 7. The provisions of this local law are severable. If any court of competent jurisdiction decides that any section, clause, sentence, part or provision of this local law is illegal, invalid, or unconstitutional, such decision shall not affect, impair, or invalidate any of the remaining sections clauses, sentences, parts, or provisions of the Local Law.

SECTION 8. This local law shall take effect after the affirmative vote of a majority of the qualified electors voting thereon at such special election on May 24, 2016, and the filing with the Secretary of State in accordance with the applicable provisions of law, on July 1, 2016.

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: 2/23/16

**\*Resolution 2016-63: Appointment Of Planning Board Members**

WHEREAS Pete Angie has resigned from the Planning Board leaving a vacancy, and

WHEREAS David Tyler is serving as an alternate member of the Planning Board and willing to fill the unexpired term of Pete Angie. Now therefore be it

RESOLVED that the Ulysses Town Board appoints David Tyler to the Planning Board to fill out the term of Pete Angie, expiring 12/31/2020 and further,

RESOLVED that Sara Worden be appointed as the Planning Board Alternate with an annual appointment ending 12/31/2016, and further

RESOLVED that the Town Clerk will notify the new members and arrange for them to take the oath of office.

Moved: Ms. Zahler                      Seconded: Ms. Thomas

Mr. Boggs asked if Mr. Tyler was a regular with the planning board and Ms. Thomas said that he had a long history with the planning board and was returning after a break.

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

Vote: 4-0  
Date Adopted: 2/23/16

**\*Resolution 2016-64: Amending The Fee Schedule For 2016**

WHEREAS Local Law #2 of 2015, Chapter 80, Section 4 states the following:

Building permits shall become invalid unless the authorized work is commenced within six months following the date of issuance. Building permits shall expire 12 months after the date of issuance. A building permit which has become invalid or which has expired pursuant to this subdivision may be renewed upon application by the permit holder, payment of the applicable fee, and approval of the application by the Code Enforcement Officer.

WHEREAS a fee for such building permit is absent from the 2016 fee schedule, and

WHEREAS the Building Code Inspector has recommended changes to the 2016 fee schedule, therefore be it

RESOLVED that the Town Board of the Town of Ulysses amend the fee schedule to include both a fee for an expiring building permit and also to amend the fee for swimming pools as follows:

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:	\$.30/sq ft	LL 2 of 2015
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	\$55 + \$3/K	Res. 2007-36



Building Permit Renewal	Half the previous building permit fee (\$75 minimum fee)	LL 1 of 2007
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
Pool, in-ground	\$75.00	LL 2 of 2015
Pool, above ground	\$55.00	LL 2 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

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: 2/23/16

**[\\*Resolution 2016-65: Authorization To Sign Agreement With Exxonmobil Oil Corporation For Town Access To Jacksonville Properties](#)**

WHEREAS, the Town of Ulysses is in discussion with the ExxonMobil Oil Corporation (EMOC) regarding the status of properties in Jacksonville and Whereas, any consideration of possible conveyance of EMOC properties to the Town of Ulysses requires access to the properties for a Phase I Environmental Assessment and an evaluation of the structure to determine the extent of damage and estimated costs for stabilization and restoration, and

WHEREAS, EMOC is willing provide access to the sites under the conditions outlined in the attached Site Access Agreement and

WHEREAS, the Town of Ulysses wishes to enter into this agreement, now therefore, be it

RESOLVED, that the Supervisor be and hereby is authorized to sign the Site Access Agreement, as revised to address Town concerns, on behalf 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         absent

Vote: 4-0

Date Adopted: 2/23/16

**\*Resolution 2016-66: Support Of The Living Wage As The Minimum Wage Across New York State**

WHEREAS, it is one of our most cherished values that there is dignity in work; and

WHEREAS, raising incomes is critical to providing economic mobility and opportunity for working families; and

WHEREAS, the growth in income inequality in recent years has created serious divisions within our society and community; and

WHEREAS, New York State is becoming increasingly two states with a portion of the population thriving while many more face low wages, growing inequality, erosion of middle-class jobs, staggering housing costs, and the institutionalization of a low-wage service economy; and

WHEREAS, the Alternatives Federal Credit Union cites a living wage in Tompkins County to be \$13.77/hour for workers with health insurance, and \$14.34/hour for workers without health insurance

WHEREAS, a higher minimum wage across the state would increase spending on locally produced goods and services by workers benefiting from such increased wages, which, in turn would produce greater demand and help stimulate the local economy; and

WHEREAS, a higher minimum wage would reduce the cost of providing social services in Tompkins County; and

WHEREAS, we as a community and we as a country can no longer accept wages that leave some without hope of rising up and unable to support themselves nor their families; now, therefore be it

RESOLVED, That the Town of Ulysses requests that the New York State Legislature pass a minimum-wage law establishing \$14.34/hour as the minimum wage; phasing the new minimum wage in over a four year period; and indexing it to the New York State median wage thereafter; and, be it further

RESOLVED, That New York State consider a training wage exemption for younger teens not responsible for supporting themselves or their family; and, be it further

RESOLVED, That New York State index funding support for public and non-profit services to the increases in the minimum wage to assure that local programs not be forced to reduce needed services to pay the minimum wage that workers deserve; and further,

RESOLVED, That a copy of this resolution be forwarded to the Tompkins County Legislature, the Tompkins County Council of Governments, New York State Assemblywoman Barbara Lifton, New York State Senator Thomas O'Mara, and New York Governor Andrew Cuomo.

Moved: Ms. Thomas                      Seconded: Mr. Hertzler

Ms. Thomas	aye
Ms. Zahler	abstention
Mr. Hertzler	no

Mr. Boggs                      no  
Mr. Goldman                  absent

Vote: 1-2  
Motion failed.

**MARCH 8TH, 2016: REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-67: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for March 8, 2016 with the change of moving the discussion of local laws to the first item, and the addition of executive session at the end of the meeting to discuss acquisition of property.

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: 3/8/16

**\*Resolution 2016-68: Adopting Local Law #1 Of 2016 To Provide For The Abolition Of The Elected Position Of Town Clerk And Creation Of The Appointed Position Of Town Clerk Of The Town Of Ulysses**

WHEREAS, the Town has the authority to adopt the local law referred to above (hereafter “the Local Law”) pursuant to §§10, 22 and 23 of the New York State Municipal Home Rule Law; and

WHEREAS, notice of a public hearing on the Local Law was advertised as required by law in the Ithaca Journal for March 8, 2016 at 7:00 p.m. at the Ulysses Town Hall; and

WHEREAS, said public hearing was duly held on said date, time and place and all parties in attendance were permitted an opportunity to speak in favor of or in opposition to the Local Law, or any part thereof; and

WHEREAS the Town Clerk’s duties are fundamentally apolitical, and

WHEREAS, in New York State, all cities and villages, and many towns have appointed offices of Clerk; and

WHEREAS there are no minimum job-related qualifications for a person to run for this elected position, and

WHEREAS, elected officials cannot be supervised by or held accountable to those with whom they work closely in the Town Hall; and

WHEREAS, if the elected Town Clerk does not perform his or her duties, the Town Board cannot discipline or remove him or her from office; and

WHEREAS the duties of Town Clerk require a great deal of skill and training to be performed effectively but training cannot be required of an elected officer, and

WHEREAS, changing the position from elected to appointed allows the town the option of drawing applicants from a wider geographic area in the event the position becomes vacant; and

WHEREAS, by changing the position from elected to appointed, the Town of Ulysses can assure its residents receive the highest quality services from a well-qualified employee who is held accountable for full performance of all required duties;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Ulysses adopts and enacts Local Law #1 of 2016 entitled "A LOCAL LAW PROVIDING FOR THE ABOLITION OF THE ELECTED POSITION OF TOWN CLERK AND CREATION OF THE APPOINTED POSITION OF TOWN CLERK OF THE TOWN OF ULYSSES", a copy of which is attached hereto and made a part of this resolution; and it is further, (SEE APPENDIX FOR LOCAL LAW???)

RESOLVED that the Local Law is adopted subject to a mandatory referendum pursuant to the provisions of §23 of the Municipal Home Rule Law.

Moved: Mr. Hertzler                      Seconded: Mr. Boggs

DISCUSSION:

The board continued to discuss whether to move the date of the referendum to November.

*Motion withdrawn by Mr. Hertzler and Mr. Boggs.*

**\*Resolution 2016-68:**

Based on public comment and board discussion, any referendum to abolish the elected positions of highway superintendent and town clerk to create appointed positions, take place on Nov. 8.

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: 3/8/16

**\*Resolution 2016-69: Authorizing Use Of Funds From The Town Of Ulysses Capital Equipment Reserve Fund Da878 To Purchase Highway Maintenance And Construction Equipment In 2016**

WHEREAS, the Town Board of the Town of Ulysses by resolution adopted on November 7, 1984 established a capital reserve fund for the purpose of funding acquisition and replacement of highway maintenance and construction equipment and snow removal equipment (“the Capital Equipment Reserve Fund”); and

WHEREAS, the Town Board adopted the 2016 budget for the Town on November 10, 2015 and the budget calls for the appropriation of \$270,000 from the Capital Equipment Reserve Fund for the purpose of purchasing highway equipment in 2016; and

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

WHEREAS, the Town needs to purchase the following highway equipment: (1) A 2003 Volvo model VHD64B for \$105,000 and (2) a 2016 Chevrolet Silverado, which vehicle will have a split function between the Highway Department and the Town’s water districts, on the basis of which \$18,215.73 of the purchase price will be allocated to the Equipment Capital Reserve Fund and \$9,107.87 to the SW3 fund; and

WHEREAS, the purchase of the above-referenced equipment 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 Capital Equipment Reserve Fund DA878 for the purchase of the following highway equipment: \$105,000 for a 2003 Volvo model VHD64B and \$18,215.73 towards the purchase of a 2016 Chevrolet Silverado in a total sum not to exceed \$123,216; and be it further

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

Moved: Mr. Boggs                      Seconded: Ms. Zahler

DISCUSSION: The board asked clarifying questions on the permissive referendum. Ms. Geldenhuys responded.

Mr. Hertzler inquired about which trucks have been received and paid for and about the tax increase that Mr. Meeker inquired about.

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

Vote: 4-0

Date Adopted: 3/8/16

**\*Resolution 2016-70: Approval Of Minutes**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 2/9 and 2/23.

Moved: Ms. Zahler                      Seconded: Ms. Goldman

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

Vote: 5-0

Date Adopted: 3/8/16

**\*Resolution 2016-71: Approval Of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims # 111-182 in the amount of \$626,668.30.

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: 3/8/16

**MARCH 29TH, 2016: REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-72: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for March 29, 2016 with the additions of an executive session, discussion of an income survey and General Announcements.

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: 3/29/16

**\*Resolution 2016-73: Provisional Approval of Income Survey Proposal**

BE IT RESOLVED that the Ulysses Town Board provisionally approve the proposed income survey contract from G&G to conduct a MHI survey provided that a majority of town board members give final approval by e-mail.

Moved: Ms. Thomas                    Seconded: Ms. Zahler

Discussion:

Ms. Zahler questioned the town's funding source for the survey as it may be used for other purposes not just WD3. Mr. Goldman recommends reimbursing later if this happens. They went over questions to ask the firm before approving.

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

Vote: 5-0  
Date Adopted: 3/29/16

**\*Resolution 2016-74: Amendment To Building Fees**

RESOLVED that the Town of Ulysses Town Board amends the 2016 fee schedule to clarify the building permit fees by specifying:

What areas are included in determining the building permit fee for 1 and 2 family residences,  
the fees on accessory buildings that are attached to a 1 and 2 family residence  
the fees on accessory buildings that are separate from the main building

Further RESOLVED that the fee schedule be updated with the amendments as attached (see Appendix A) and further

RESOLVED that the Town Clerk's office distribute new fee schedules to all Town Board members, the Deputy Supervisor, the Planning and Zoning Department, and the Water Department.

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: 3/29/16

**\*Resolution 2016-75: Authorization Of Deputy Town Clerk As Signer On Clerk Bank Accounts**

RESOLVED that the Ulysses Town Board authorize Carissa Parlato, Town Clerk, and Sarah Koski, Deputy Town Clerk, to be signers on both the Town Clerk and Town and County Tax checking accounts.

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: 3/29/16

**\*Resolution 2016-76: Approval Of Minutes 3/1 STB, 3/8 TB, 3/17 STB**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of the 3/1 Special Town Board meeting.

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: 3/29/16

**\*Resolution 2016-77: Approval Of Minutes 3/8 PIM**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of the 3/8 PIM (Public Information Meeting).

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: 3/29/16

**\*Resolution 2016-78: Approval Of Minutes 3/8 PH**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 3/8 Public Hearing, with the changes discussed.

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: 3/29/16

**\*Resolution 2016-79: Approval Of Minutes 3/8 TB**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 3/8 Town Board meetings as edited by Ms. Zahler and Thomas as discussed via e-mail and at the meeting.

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: 3/29/16

**\*Resolution 2016-80: Approval Of Minutes 3/17 STB**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 3/17 Special Town Board meeting as edited.

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: 3/29/16

**APRIL 12TH, 2016: REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-81: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for April 12, 2016 with the addition of an executive session at the end and the deletion of the establishment of a new water maintenance title.

Moved: Ms. Zahler                      Seconded: Mr. Goldman

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

Vote: 3-0

Date Adopted: 4/12/16

**\*Resolution 2016-82: Authorizing A Contract For A Survey Of Median Household Incomes In Jacksonville**

WHEREAS New York State has increased funding for drinking water projects in 2016, and  
WHEREAS the amount of grant funding, or the interest level on loans, for drinking water projects depends partly on the median household income (MHI) of the affected area, and  
WHEREAS the only median household income information currently available is for the entire Town of Ulysses and the census data states that the MHI for the entire Town is above the median household income threshold for awarding grants, and  
WHEREAS due diligence suggests an income survey be done specifically for Water District 3 residents in order to use that median household income in the funding application, and  
WHEREAS Water District 3 in the Town of Ulysses has high chlorination by-products in need of remediation, and  
WHEREAS for a small water district, these remediation measures are expensive,  
THEREFORE, BE IT RESOLVED that the Town of Ulysses authorizes G & G Process Services to conduct a Median Household Income Survey according to the quote provided on February 29, 2016.

Moved: Ms. Thomas                      Seconded: Mr. Goldman

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

Vote: 3-0

Date Adopted: 4/12/16

**\*Resolution 2016-83: Authorizing Use Of Funds From The Town Of Ulysses Capital Reserve Fund B878 For The Construction Of Sidewalk For The Safe Routes To School Grant**

WHEREAS, the Town of Ulysses Capital Reserve Fund B878 may be used for capital projects in the Town of Ulysses outside the Village of Trumansburg, and  
WHEREAS the Village of Trumansburg and the Town of Ulysses were awarded a collaborative federally funded grant, titled Pedestrian Commuting in Trumansburg: Safe Routes to School Project, that requires a local match which includes direct funding as well as in-kind contributions, and  
WHEREAS the Town Board approved the 2016 budget which specifies the use of the capital reserve for this sidewalk project in the amount of \$16,800, and  
WHEREAS the sidewalk project is underway and bills will need to be paid for design and engineering of the sidewalk project, and  
WHEREAS, pursuant to General Municipal Law, an expenditure from the Capital Reserve Fund requires authorization by the Town Board, and such authorization is subject to a permissive referendum; and  
WHEREAS, use of reserve fund B878 falls within the purposes for which the Capital Reserve Fund was established;  
THEREFORE BE IT RESOLVED that the Town of Ulysses authorizes up to \$16,800 to be spent in 2016 from the Capital Reserve Fund B878 for the purposes of building a sidewalk as specified in the scope of work from the Trumansburg Fairgrounds to the ShurSave Grocery Store, and further  
RESOLVED that pursuant to General Municipal Law, this resolution is subject to a permissive referendum.  
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: Ms. Zahler

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

Vote: 3-0

Date Adopted: 4/12/16

**\*Resolution 2016-84: Establishing An Agricultural Committee**

WHEREAS resolution 130 of 2014 was passed by the Ulysses Town Board on June 25<sup>th</sup>, 2014 establishing an Agricultural Committee, and

WHEREAS a committee of both agricultural representatives and Town Board members interviewed all applicants,

THEREFORE, BE IT RESOLVED that the Town Board appoints the following to the Ulysses Agricultural Committee

John Gates  
Chaw Chang  
Krys Cail  
Greg Reynolds  
John Wertis

And further, RESOLVED that the Town Clerk's office will notify the appointees and arrange for an oath of office.

Moved: Ms. Zahler                      Seconded: Ms. Thomas

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

Vote: 3-0

Date Adopted: 4/12/16

**\*Resolution 2016-85: Special Court Projects**

WHEREAS in order to address a residual backlog of tickets from many years past, the Ulysses Town Court Clerk needs to work extra hours above her salaried 40 hours/week. Therefore be it

RESOLVED that the Town Court Justices may authorize the Town Court Clerk to work extra hours in 2016 to clear up the backlog with the amount of extra pay not to exceed \$5,000 total, and further

RESOLVED that the Town Court Clerk will be compensated at her regular rate of pay tracked on her time card.

Moved: Ms. Thomas                      Seconded: Mr. Goldman

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

Vote: 3-0

Date Adopted: 4/12/16

**\*Resolution 2016-86: Approval Of Minutes**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 3/29.

Moved: Ms. Thomas                      Seconded: Mr. Goldman

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

Vote: 3-0

Date Adopted: 4/12/16

**\*Resolution 2016-87: Approval Of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims #183-246 in the amount of \$328,513.89.

Moved: Ms. Thomas                      Seconded: Mr. Goldman

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

Vote: 3-0

Date Adopted: 4/12/16

**\*Resolution 2016-88: Mechanic Pay**

WHEREAS William Conroy is working as the chief mechanic for the Town of Ulysses Highway Department, and WHEREAS his current pay is not commensurate with his duties. Therefore be it

RESOLVED that the Town of Ulysses authorizes an increase in pay for William Conroy to \$20/hour starting on April 24, 2016.

Moved: Ms. Thomas                      Seconded: Mr. Goldman

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

Vote: 3-0

Date Adopted: 4/12/16

**APRIL 26TH, 2016: REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-89: Approval of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for April 26, 2016 with the addition of an executive session and a presentation from Roger Linder.

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: 4/26/16

**\*Resolution 2016-90: Authorizing An Aerator In The Town Of Ithaca Tank**

WHEREAS Town of Ulysses Water District 3 water exceeds EPA thresholds for chlorination by-products, or TTHMs, and

WHEREAS the Town of Ulysses is under a Tompkins County Department of Health resolution to reduce the TTHMs to under the EPA limit, and

WHEREAS the Town of Ulysses, its TTHM Working Group, and engineers for the Town have been looking at options to reduce TTHMs in the system and have determined there are 2 viable options:

- 1) to connect to the Village of Trumansburg municipal water system
- 2) to install a series of aerators--one in the Town of Ithaca water tank near the hospital, and one in the Ulysses tank on VanDorn Road, and

WHEREAS the engineers for the Town both recommend that for the aerator option to successfully reduce TTHMs throughout Ulysses Water District 3, an aerator and mixer in both the Ithaca and Ulysses tanks is required, and

WHEREAS the Town of Ithaca is making a decision this week on whether to install an aerator, or not, in its water tank, and

WHEREAS the Town of Ithaca is requiring the Town of Ulysses to pay half of the expense of an aerator for their tank, and

WHEREAS in 2003, the Town of Ithaca and the Town of Ulysses entered into a 30-year inter-municipal agreement for Ithaca to provide Ulysses with water,

THEREFORE, BE IT RESOLVED that the Town of Ulysses agrees 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 further

RESOLVED the Town Clerk will send the Supervisor for the Town of Ithaca this resolution by the end of the day on 4/27/16.

Moved: Mr. Goldman                      Seconded: Ms. Zahler

Mr. Goldman made an amendment to the fourth "Whereas", so that it reads "WHEREAS the engineers for the Town both recommend that for the aerator option to successfully reduce TTHMs throughout Ulysses Water District 3, an aerator and mixer in both the Ithaca and Ulysses tanks is required, and". This was seconded by Ms. Zahler.

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

Mr. Boggs                    aye  
Mr. Goldman                aye

Vote: 4-0  
Date Adopted: 4/26/16

**\*Resolution 2016-91: Setting Pay For New Highway Department Employee**

WHEREAS the Ulysses Highway Superintendent has appointed Scott Stewart to work for the Highway Department as a seasonal employee, and  
WHEREAS the Town Board sets the rate of pay for employees  
THEREFORE BE IT RESOLVED that the Ulysses Town Board authorizes the pay for Scott Stewart to be \$17.00 per hour, and  
RESOLVED that the Town clerk will send this resolution to the Bookkeeper and Highway Superintendent.

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: 4/26/16

**\*Resolution 2016-92: Establishing The Position Of Water-Sewer Maintenance Worker**

WHEREAS the Ulysses Town Board established the position of Water Distribution Operator Trainee and appointed Chris Stevenson to the position, and  
WHEREAS Tompkins County Personnel Department now deems the job title of Motor Equipment Operator/Water-Sewer Maintenance Worker to be more appropriate.  
BE IT RESOLVED that the Ulysses Town Board establishes the position of Motor Equipment Operator/Water-Sewer Maintenance Worker and further  
RESOLVED Chris Stevenson is appointed to the position of Motor Equipment Operator/Water-Sewer Maintenance Worker at his current rate of pay, and  
RESOLVED that the town clerk will send this resolution to Tompkins County personnel.

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: 4/26/16

**\*Resolution 2016-93: Sidewalk Recommendations For Route 96**

WHEREAS The Town of Ulysses and Village of Trumansburg jointly received a grant for Safe Routes to School and Daily Needs Sidewalk Project, and  
WHEREAS the preliminary designs have been before the public and there have been three public outreach events, and

WHEREAS no trees would need to be removed if the sidewalk were to be on the Smith Woods side of Route 96 as opposed to the estimated 30 trees if located on the Fairground side of the road, and  
WHEREAS the project will stay within budget if the sidewalk is on the Smith Woods side of Rt. 96, but is estimated to need \$100,000 additional funding for the Fairgrounds side of the road due to extensive earthwork, tree removal, guard rail relocation, utility relocation and property acquisition, and  
WHEREAS Fisher Associates recognizes the topography of the Smith Woods side of the road and will design the sidewalk to flow with the natural contours of the land to keep the sidewalk as natural looking as possible,  
THEREFORE, BE IT RESOLVED that based on input from the engineers, design professionals, the public and cost differences, the Town of Ulysses Town Board favors a 5 foot sidewalk laid on the north or Smith Woods side of Route 96 running from the Fairground entrance to ShurSave and made from permeable or porous asphalt, and  
FURTHER RESOLVED that the town requests a speed limit reduction from 45 to 30 miles per hour from the village to Rabbit Run Road.

FURTHER RESOLVED, the town requests leaving the existing crosswalk at the entrance to the Trumansburg Fairgrounds.

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: 4/26/16

**\*Resolution 2016-94: Creation Of Conservation And Sustainability Advisory Council**

WHEREAS, the Comprehensive Plan calls for research and recommendations to conserve natural areas and promote policies and procedures to increase alternative energy use and sustainability and  
WHEREAS, the Town Board's 2016 Work Plan identified a number of projects that could be advanced by a council of concerned citizens from the Town now therefore be it  
RESOLVED, that the Town of Ulysses create a Conservation and Sustainability Advisory Council to address the goals of the Town's Comprehensive Plan and the roles of a Conservation Advisory Council as outlined in Article 12-F section 239-x of the New York State General Municipal Law and further  
RESOLVED, that the attached Conservation and Sustainability Council description (see Appendix A) be adopted to guide the work of the Council for 2016-2017.

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: 4/26/16

**\*Resolution 2016-95: Appointment Of Roxanne Marino As Chair Of The Conservation And Sustainability Advisory Council**

WHEREAS, the Town of Ulysses has created a Conservation and Sustainability Advisory Council for 2016-2017 and

WHEREAS, the Town of Ulysses wishes to recruit active and talented members of the community to serve on the Conservation and Sustainability Advisory Council and

WHEREAS, the former Town Supervisor is very qualified to lead the new Council and has expressed a willingness to chair the Council and recruit well-qualified and interested residents to serve on the Council, now therefore be it

RESOLVED, that the Town of Ulysses appoint Roxanne Marino as Chair of the Conservation and Sustainability Advisory Council effective May 1, 2016 through December 31, 2017.

Moved: Ms. Zahler                      Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	absent (stepped away)
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 4-0

Date Adopted: 4/26/16

**\*Resolution 2016-96: Approval Of Minutes**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 4/7 and 4/12.

Moved: Ms. Zahler                      Seconded: Ms. Zahler

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

Vote: 5-0

Date Adopted: 4/26/16

**MAY 10TH, 2016: REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-97: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for May 10, 2016 with the addition of appointment of a Town Board liaison to the Ag Committee; deletion of the Sustainability Committee; add an executive session for the purpose of discussing a personnel matter and acquisition of real property; addition of sidewalk discussion.

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: 5/10/16

**\*Resolution 2016-98: Town Board Liaison To Ag Committee**

BE IT RESOLVED that Liz Thomas be appointed as the liaison to the Agricultural Committee.

Moved: Ms. Zahler                      Seconded: Mr. Goldman

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

Vote: 4-0

Date Adopted: 5/10/16

**\*Resolution 2016-99: Acceptance Of Bid For Vehicle For Town Vehicle**

WHEREAS, the Town of Ulysses needs to replace the vehicle used by Town employees for code enforcement, planning, zoning and other town business, and

WHEREAS, the Town has budgeted funds for vehicle replacement and has solicited competitive bids for a fuel-efficient vehicle to meet Town needs while reducing our impact on the environment, now therefore, be it RESOLVED, that the Town accept the bid for a 2016 Toyota RAV 4 Hybrid from Maguire Toyota, dated May 5th in the amount of \$27,576.50 and further

RESOLVED, that the Town authorize payment of \$27,576.50 from the budgeted B Fund account.

Moved: Ms. Thomas                      Seconded: Mr. Zahler

The group entered into a discussion on leasing a vehicle.

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

Vote: 3-0

Date Adopted: 5/10/16

**\*Resolution 2016-100: Approval Of Minutes: 4/25, 4/26**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 4/25 and 4/26.

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: 5/10/16

**\*Resolution 2016-101: Budget Modifications**

BE IT RESOLVED that the Ulysses Town Board approve the attached budget modifications to transfer existing funds to pay for the town’s audit and for ergonomic office equipment for the court.

**A FUND BUDGET MODIFICATIONS**

A1320.4	Auditor CE	Increase	\$2000
<i>This was a planned expense, however \$2000 was put in the Auditor CE line and \$3000 was put in the assigned funds A915 Audit “reserve”. The total bill for the audit was \$4000</i>			

A915	Audit portion	Decrease	\$2000
<i>The balance in the audit portion of A915 assigned fund will be \$7,762 after this \$2000 appropriation.</i>			

A1620.4	Town Hall Equipment	Increase	\$367
<i>There is a small amount of money left over from a previously awarded court grant. It was set aside to offset future cost of court office equipment. A sit-stand desk was purchased for the court clerk to address action items previously identified in an office-wide ergonomic assessment</i>			

A915	Court grant portion	Decrease	\$367
<i>The balance in court grant portion of A915 assigned fund will be \$0 after this \$367 appropriation.</i>			

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: 5/10/16

**\*Resolution 2016-101a: Approval Of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims # 256-298 in the amount of \$56,979.54, noting that voucher #267 has been held.

Moved: Ms. Thomas                    Seconded: Mr. Goldman

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

Vote: 3-0  
Date Adopted: 5/10/16

**MAY 24TH, 2016: REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-102: Approval of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for May 24, 2016 with the removal of the code enforcement and ag committee discussions; and the addition of appointment of a Planning Board member.

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: 5/24/16

**\*Resolution 2016-103: Appointment Of Members To The Sustainability/Conservation Council**

BE IT RESOLVED that the Ulysses Town Board appoint the following individuals

Sue Poelvoorde  
Bara Hotchkiss  
Robert Oswald  
Bryce Smith  
Roxanne Marino

as members of the Sustainability and Conservation Advisory Council for terms beginning upon taking the oath of office through December 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: 5/24/16

**\*Resolution 2016-104: Declaration Of Surplus Equipment**

BE IT RESOLVED that the Ulysses Town Board declares that the following equipment belonging to the town is surplus and can be sent to auction or sold by the Town Supervisor's Office: 2005 Jeep, VIN number 1J4GL48K75W590487.

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: 5/24/16

**\*Resolution 2016-105: Appointment Of Sara Worden To The Planning Board**

RESOLVED that the Town of Ulysses Town Board appoint Sara Worden to the seat left vacant by David Diaz as of May 17 for a term ending 12/31/2017.

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: 5/24/16

**\*Resolution 2016-106: Approval Of Minutes**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 5/10 with removal of the highlighted memo.

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: 5/24/16

**\*Resolution 2016-107: Approval Of Voucher/Claim**

BE IT RESOLVED that the Ulysses Town Board approves payment of the MRB voucher from last month.

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: 5/24/16

**JUNE 14TH, 2016: REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-108: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for June 14, 2016 with the following changes: adding an additional member to the Sustainability and Conservation Advisory Committee, removing the report from audit of town finances, moving the approval of claims to the beginning of the meeting, and adding an executive session for the purpose of discussing possible acquisition of real estate.

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: 6/14/16

**\*Resolution 2016-109: Approval Of Claims**

BE IT RESOLVED that the Ulysses Town Board approves payment of claims #297-358 in the amount of \$194,560.50.

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: 6/14/16

**\*Resolution 2016-110: Membership Terms For Agricultural Committee Members**

WHEREAS the resolution forming the Town of Ulysses Agricultural Committee specifies staggered terms for its 5 members, and

WHEREAS committee members have been appointed, but no terms have been set, and

WHEREAS the resolution establishing the committee sets the terms at 3 years.

THEREFORE BE IT RESOLVED that the Ulysses Town Board assigns the following terms to members of the Agricultural Committee:

Chaw Chang – 2 year term ending December 31, 2017  
Greg Reynolds - 3 year term ending December 31, 2018  
Krys Cail - 3 year term ending December 31, 2018  
John Gates - 1 year term ending December 31, 2016  
John Wertis – 2 year term ending December 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: 6/14/16

**\*Resolution 2016-111: 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 the Property Maintenance Code of New York;

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; and

WHEREAS, this resolution was adopted at a Town Board meeting on June 14, 2016;

NOW, THEREFORE, BE IT RESOLVED that, upon motion of Mr. Michael Boggs, seconded by Ms. Elizabeth Thomas, the proposed Local Law to amend Chapter 80 of the Code of the Town of Ulysses was introduced to the Town Board for its review and consideration.

Discussion: Ms. Zahler said that Mr. Phil Antweiler had some concerns over the language in the proposed changes to the Code of the Town of Ulysses. He wants to make sure that the language in the Code is consistent with the wording in the zoning code in regards to properties that are out of compliance and grandfathered in to the Zoning Code. Ms. Thomas feels confident that the town attorney has reviewed the language and there is not a conflict.

Moved: Mr. Boggs                      Seconded: Ms. Thomas

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

Vote: 5-0

Date Adopted: 6/14/16

**\*Resolution 2016-112: 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 the Property Maintenance Code of New York was introduced at a Town Board meeting held on June 14, 2016 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, to be held upon at least five days' notice;

NOW, THEREFORE, BE IT RESOLVED that the Town Board shall hold a public hearing on June 28<sup>th</sup>, 2016 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 notice of such public hearing shall be published and posted at least five days before the date thereof.

Moved: Ms. Boggs      Seconded: Ms. Zahler

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

Vote: 5-0

Date Adopted: 6/14/16

**\*Resolution 2016-113: Add A New Member To The Sustainability And Conservation Advisory Council**

RESOLVED to approve Andrew Hillman as a member of the Sustainability and Conservation Advisory Council for the Town of Ulysses.

Moved: Ms. Thomas      Seconded: Ms. Zahler

Discussion: Ms. Zahler feels that Mr. Hillman will be a valuable member of the council and thanked him for his willingness to serve.

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

Vote: 5-0

Date Adopted: 6/14/16

**\*Resolution 2016-114: Approval Of Minutes**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 5/24.

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: 6/14/16

**\*Resolution 2016-115: Budget Modifications**

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

**A FUND BUDGET MODIFICATIONS**

A1010.4	Town Board CE	Increase	\$3000
<i>One-time expense for study conducted at the will of the Town Board</i>			

A1990.4	Contingency Account	Decrease	\$3000
<i>One-time expense for study conducted at the will of the Town Board</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: 6/14/16

**\*Resolution 2016-116: Authorization To Negotiate With The Exxon Mobil Oil Corporation**

WHEREAS, the Town of Ulysses Comprehensive Plan of 2009 outlines the Town’s commitment to preserving the historic character of our community and

WHEREAS, the Exxon Mobil Oil Corporation (EMOC) has initiated a process to divest itself of the properties they own in the hamlet of Jacksonville and

WHEREAS, the structure on EMOC tax parcel # 25.-4.26 is an example of unique architecture from the 1860’s and has been documented in the Town’s 2014 inventory of Historic Buildings and

WHEREAS, the Town has a public interest in assuring that the 1860’s structure is preserved as an historic building, now therefore be it

RESOLVED, that the Ulysses Town Council authorize Council members Nancy Zahler and Richard Goldman to enter into negotiations with EMOC for the purpose of acquiring tax parcel #25.-4.26;” the adjacent tax parcel # 25.-4.27 for use with parcel #25.-4.26; and tax parcel # 25.-4.21for public use; and be it



FURTHER RESOLVED, that any agreement reached through negotiation shall be contingent on approval by 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: 6/14/16

**\*Resolution 2016-117: Salo Drive Land Acquisition**

WHEREAS the Town of Ulysses is considering the purchase of 3 parcels of land owned by Habitat for Humanity along Trumansburg Creek, and

WHEREAS this land would provide an outdoor recreation area for residents of the Village of Trumansburg and the Town of Ulysses, and

WHEREAS the Town of Ulysses Comprehensive Plan indicates 90% of respondents felt open and green space were important or very important, and 82% felt opportunities for outdoor recreation were important or very important, and

WHEREAS this land would provide an unimproved recreation area, and

WHEREAS this land is adjacent to affordable housing units that could benefit from a recreational area nearby, and

WHEREAS this land also contains wetlands, vernal pools and is a buffer to Trumansburg Creek, making it unsuitable for development for housing, and

WHEREAS buffering Trumansburg Creek from development will help to preserve water quality from contaminants and sedimentation not only in Trumansburg Creek, but to Cayuga Lake, a water body of importance on the Erie Canalway, and

WHEREAS this land is within walking distance from the urbanized core of the Village of Trumansburg, and

WHEREAS municipal parking is available at the nearby Farmer’s Market, and

WHEREAS the Town of Ulysses feels there is community support for this project, and

WHEREAS a recreation reserve exists earmarked for outdoor recreational activities.

THEREFORE, BE IT RESOLVED that the Town Board of the Town of Ulysses authorizes the Town Supervisor and Town Staff to proceed with a an application for a matching grant submittal to New York State to acquire the recreation grant to support the purchase of this land,

RESOLVED the Town of Ulysses is not committing to purchasing this land should they be unsuccessful at acquiring grant funding. Final decision shall be contingent upon approval of the Town Board. The Purchase offer price shall not exceed \$50,000.

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: 6/14/16

### JUNE 28TH, 2016: REGULAR TOWN BOARD MEETING

#### \*Resolution 2016-118: Approval Of Meeting Agenda

BE IT RESOLVED that the Ulysses Town Board approve the agenda for June 28, 2016 with the addition of an executive session to discuss the promotion of a person and the purchase of real property.

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: 6/28/16

#### \*Resolution 2016-119: Approval Of Meeting Agenda

RESOLVED that the Town of Ulysses Town Board appoints Ben LeWalter as the alternate for the Planning Board through Dec. 2016.

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: 6/28/16

#### \*Resolution 2016-120: Intermunicipal Agreement With Trumansburg For Shared Employee

RESOLVED the Town Board of the Town of Ulysses authorizes the Town Supervisor to sign the intermunicipal agreement with the Village of Trumansburg to share the cost of health insurance for a Shared Employee as defined in the Town of Ulysses Personnel Policy.

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: 6/28/16

**\*Resolution 2016-121: Adopting Local Law #1 Of 2016- 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 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 June 9, 2016 and introduced at a Town Board meeting on June 14, 2016; and  
WHEREAS the public hearing date was set by resolution of the Town Board on June 14, 2016 to be held on June 28, 2016; and  
WHEREAS notice of the public hearing was published in the Ithaca Journal on June 22, 2016 and posted as required by law; and  
WHEREAS a public hearing was held on June 28, 2016;  
NOW, THEREFORE, BE IT  
RESOLVED that the Ulysses Town Board hereby adopts Local Law #1 of 2016: 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. Thomas                      Seconded: Ms. Zahler

The clerk called a roll-call vote:

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

Vote: 5-0  
Date Adopted: 6/28/16

**\*Resolution 2016-122: Approval Of Minutes: 6/14**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 6/14 as amended by Ms. Zahler.

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: 6/28/16

**\*Resolution 2016-123: Salary Increase For Code Enforcement Officer**

Ms. Zahler made a motion to increase the salary of Code Enforcement Officer Tom Myers to \$22.50/hour based on his performance from the date of hire on January 1, 2016.

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: 6/28/16

**JULY 12TH, 2016: REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-124: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for the July 12, 2016 with the following changes: move the Approval of Claims to earlier in the agenda, and Ms. Zahler requested the addition of an Executive Session to discuss the acquisition of real property.

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: 7/12/16

**\*Resolution 2016-125: Budget Modifications**

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

**A FUND BUDGET MODIFICATIONS**

A1440.4	Engineer CE	Increase	\$360
<i>Falls Road possible water district work</i>			

A1990.4	Contingency Account	Decrease	\$360
<i>Unforeseen expense, contingency account balance after this budget modification is \$11,640</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: 7/12/16

**\*Resolution 2016-126: Approval Of Claims**

BE IT RESOLVED that the Ulysses Town Board approves payment of claims #359-409 in the amount of \$69,944.66.

Moved: Ms. Thomas                      Seconded: Mr. Boggs

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

Vote: 5-0  
Date Adopted: 7/12/16

**\*Resolution 2016-127: MRB Contract Approval For Water District 3 Resubmission Of Funding Application**

RESOLVED that the Ulysses Town Board authorizes the Town Supervisor to sign the contract with MRB dated June 21, 2016 titled "Proposal for Report Update for Town of Ulysses Water District #3 Report" which will seek state or federal funding to remediate the chlorination byproducts in the municipal drinking water system.

Moved: Ms. Thomas                      Seconded: Mr. Hertzler

Ms. Thomas                      aye

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

Vote: 4-0  
Date Adopted: 7/12/16

**\*Resolution 2016-128: Potential Land Acquisition SEQR**

WHEREAS, the action under consideration is the acquisition of land, designated as Tax Parcel Numbers 7.-6-1.1, 11.-2-8.2, and 11.-2-11 west of Salo Drive, which acquisition will only be undertaken if funding is available through grant funding from New York State and fund balance from the Town of Ulysses, and

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

WHEREAS, the Town Board, on July 12, 2016, 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: Ms. Thomas                    Seconded: Mr. Hertzler

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

Vote: 4-0  
Date Adopted: 7/12/16

**\*Resolution 2016-129: Resolution Regarding Tompkins Residential Energy Score Program And Implementation Plan**

WHEREAS the Town of Ulysses needs additional tools that go beyond what exists in Local Law #1 of 2007 and

WHEREAS according to the March 2016 Tompkins County Energy Roadmap, in order to meet the goal of reducing greenhouse gas emissions 80% by the year 2050, the community will need to achieve at least a 35% reduction in energy use in existing buildings through retrofits and upgrades; and

WHEREAS the NYS Reforming the Energy Vision initiative has a goal of helping consumers make better and more informed energy choices; and

WHEREAS a residential energy score program would provide residents with numerous benefits, including the ability to better understand and reduce energy-related living costs and greenhouse gas emissions; and

WHEREAS a project team, composed of representatives of the Towns of Caroline, Danby, Ithaca, Ulysses and the City of Ithaca, with consultation from Cornell Cooperative Extension of Tompkins County and the Tompkins County Planning Department, was formed in 2013 to work on a residential energy score project; and

WHEREAS the Town of Ithaca, working on behalf of the project team, submitted and was awarded grant funding from NYSEERDA's Cleaner, Greener Communities program, and contracted with subject matter experts Performance Systems Development to develop deliverables for the project; and

WHEREAS the original project proposal was to develop and adopt a local law or ordinance to require a home energy rating to be disclosed at the time of listing for sale, however due to public feedback and the lack of incontestable legal authority to enact such a law, the project team opted to develop a voluntary program and phased implementation plan; and

WHEREAS extensive public outreach guided the creation of the first draft report of the program and implementation plan, completed on February 24, 2016. The second draft was informed by more than 250 comments collected from additional public outreach, and was presented to the governing boards of the five partner municipalities between May 23 and June 15, 2016, with a comment period ending on June 17, 2016, and comments on the second draft were incorporated into a final report, titled "Tompkins Residential Energy Score Program and Implementation Plan;" and

WHEREAS the grant contract with NYSEERDA requires the project team to present the final report to the governing boards of each of the five partner municipalities for consideration of adoption, including a formal vote; now therefore be it

RESOLVED, that the Town Board of the Town of Ulysses endorses the Tompkins Residential Energy Score Program and Implementation Plan, dated July 6, 2016.

Moved: Ms. Zahler                      Seconded: Mr. Boggs

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

Vote: 3-1

Date Adopted: 7/12/16

**\*Resolution 2016-130: Cancelling The August 23, 2016 Meeting**

RESOLVED that the Ulysses Town Board cancels the regularly scheduled second meeting of the month on August 23, 2016.

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: 7/12/16

**\*Resolution 2016-131: Authorizing Town Hall Sidewalk Grant Application**

WHEREAS the Ulysses Town Hall is a building with fine architectural features but the exterior of the building lacks a good sidewalk, signage, landscaping, or separation between vehicle and pedestrian traffic, and

WHEREAS the extreme level of pavement does not allow for any penetration of stormwater into the ground adding to the runoff and sedimentation and contamination of Trumansburg Creek which runs into Cayuga Lake, part of the Erie Canalway and a source of drinking water for many.

THEREFORE, BE IT RESOLVED that the Town Board of the Town of Ulysses authorizes the Town Supervisor to apply for a grant to reduce stormwater runoff, separate pedestrian and vehicle traffic in front of Town Hall, beautify the entrance of the building and provide signage to help easily locate the Town Hall.

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: 7/12/16

**\*Resolution 2016-132: Reaffirming The Comprehensive Plan**

WHEREAS the Town of Ulysses is applying for a grant to acquire land for protection and recreation, and

WHEREAS the Ulysses Comprehensive Plan adopted in 2009 states  
Consider the implementation of land conservation efforts to protect the character of the community  
(Objective 2.6, Action B.)

It is important for the Town to preserve and protect its existing parks and natural areas for the enjoyment of residents and visitors. In addition, the Town should look for opportunities to create new parks and natural areas. (Page 45)

Investigate and implement various mechanisms to protect and preserve environmentally sensitive areas such as steep slopes, wetlands, Unique Natural Areas, mature forests and important wildlife habitats in all Land Use areas.(page 19, Obj. 1.1, Action B)

Protect wetlands as defined by the US Army Corp of Engineers and New York State Department of Environmental Conservation. Establish appropriate buffer zones around the perimeter of all wetlands and prohibit development within this buffer.(pg 20, Obj 1.2, Action C)



Establish regulations to limit development in and near floodplains. (pg 20, Obj 1.2, Action D)

WHEREAS the Ulysses Comprehensive Plan survey results were that 82% of respondents felt Opportunities for outdoor recreation were important or very important and 90% of respondents felt preserving open and green space were important or very important, and

WHEREAS in the Village of Trumansburg's Comprehensive Plan adopted on February 11, 2008, one of the six major sections in their 20-year vision states green space throughout the Village is preserved and maintained to provide residents with the opportunity to connect with nature (pg 8 of the Ulysses Comprehensive Plan) and

THEREFORE BE IT RESOLVED that the Town of Ulysses Town Board reaffirms the Town of Ulysses Comprehensive Plan adopted in 2009.

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: 7/12/16

#### [\\*Resolution 2016-133: Authorizing Snow And Ice Removal Agreement](#)

WHEREAS the existing Snow and Ice Agreement with Tompkins County has worked well in the past for reimbursement of expenses, and

WHEREAS the Highway Superintendent recommends the extension of the existing Agreement Now, therefore be it

RESOLVED that the Ulysses Town Board authorizes the Town Supervisor to sign the Snow and Ice Agreement with Tompkins County extending the agreement through September 30, 2019.

Moved: Mr. Boggs                      Seconded: Mr. Hertzler

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

Vote: 4-0

Date Adopted: 7/12/16

#### [\\*Resolution 2016-134: Increase In Pay For Highway Employee](#)

WHEREAS the Highway Superintendent has requested an increase in pay for a Highway Department employee after working a probationary period of time and acquiring a CDL license,

THEREFORE, BE IT RESOLVED that the Ulysses Town Board authorizes an increase in pay of \$0.50 an hour to \$17.50 per hour for Scott Stewart.

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: 7/12/16

**\*Resolution 2016-135: Approval Of Minutes: 6/28**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of the 6/28 Public Hearing and 6/28 Regular Town Board meeting with the following change: to remove Mr. Hertzler's name from the "present" section of attendance as he was unable to attend the meeting and hearing.

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: 7/12/16

**JULY 26th, 2016: REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-136: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for July 26, 2016 with the addition of an executive session for a discussion of salary (promotion) related to a particular person, and the addition of a General Announcements section, and moving the glare study up to the first item on the agenda.

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: 7/26/16

**\*Resolution 2016-137: Approval Of Consultant For Glare Study As Requested By The Planning Board**

WHEREAS, the Planning Board recently approved a major solar installation and is currently reviewing a second solar installation adjacent to the first one; and

WHEREAS, on July 5, 2016, the Planning Board passed the following resolution: "The Planning Board requests a third party review of the previously approved major solar project as well as the project currently under consideration, on issues concerning glare, screening, the design of the project (sloped land, panel orientation), and the proposed planting plan (including types of vegetation);" and

WHEREAS, the Town Environmental Planner contacted two engineering firms to solicit proposals, received only one proposal, and recommends LaBella Associates, D.P.C for the project review;

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Ulysses approves LaBella Associates, D.P.C for the review of the major solar projects as requested by the Planning Board, according to the proposal submitted on 7/15/2016 of \$250 with potential additional funding not to exceed \$1000, to fully respond to Planning Board requests including adequate onsite evaluation.

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: 7/26/16

**\*Resolution 2016-138: Scheduling A Public Hearing And Public Information Session For Local Law No. 2 Of 2016: A Local Law Providing For The Abolition Of The Elected Position Of Highway Superintendent And The Creation Of The Appointed Position Of Highway Superintendent Of The Town Of Ulysses**

WHEREAS, Local Law No. 2 of 2016 Providing for the Abolition of the Elected Position of Town Highway Superintendent and Creation of the Appointed Position of Highway Superintendent of the Town of Ulysses was introduced by a Town Board member at a Town Board meeting on July 26, 2016;

NOW, BE IT RESOLVED that the Town Board of the Town of Ulysses schedule a Public Hearing on Local Law #2 of 2016 at 7:00pm on Tuesday, August 9, 2016 at the Ulysses Town Hall; and be it further

RESOLVED that the Town Board will hold a Public Information Meeting on the proposed Local Law at 6:30pm on Tuesday, August 9, 2016 at the Ulysses Town Hall; and be it further

RESOLVED that the Town Clerk publish notice of the Public Hearing as required by law.

*TOWN OF ULYSSES, NEW YORK*

*PROPOSED LOCAL LAW NO. 2-2016*

*A LOCAL LAW PROVIDING FOR THE ABOLITION OF THE ELECTED POSITION OF **HIGHWAY SUPERINTENDENT** AND THE CREATION OF THE APPOINTED POSITION OF HIGHWAY SUPERINTENDENT OF THE TOWN OF ULYSSES*  
*Be it enacted by the Town Board of the Town of Ulysses as follows:*

**SECTION 1.**

*This local law is enacted pursuant to Municipal Home Rule Law §§10, 22 and 23. This local law shall supersede any provisions of the Town Law of the State of New York to the contrary, including, but not limited to, Town Law §20 with respect to the method of selection of the Highway Superintendent in the Town of Ulysses, and any other provision of the Town Law providing for or referring to the creation of the elected position of Highway Superintendent.*

**SECTION 2.**

*The elected position of the Highway Superintendent in the Town of Ulysses, New York is hereby abolished, effective January 1, 2018, following the expiration of the current elective term of office of the Highway Superintendent on December 31, 2017. The appointed position of Highway Superintendent of the Town of Ulysses, New York is hereby created, effective January 1, 2018.*

**SECTION 3.**

*Commencing January 1, 2018, the Highway Superintendent of the Town of Ulysses shall be the person appointed by the Town Board of the Town of Ulysses.*

**SECTION 4.**

*The appointed Highway Superintendent shall have such powers and shall perform such duties as are or hereafter may be conferred or imposed by law, and such further duties as the Town Board determines, consistent with applicable law.*

**SECTION 5.**

*This local law shall be subject to a mandatory referendum pursuant to the provisions of §23 of the Municipal Home Rule Law at the general elections to be held on November 8, 2016.*

**SECTION 6.**

*This local law shall supersede or repeal any prior inconsistent Local Law.*

**SECTION 7.**

*The provisions of this local law are severable. If any court of competent jurisdiction decides that any section, clause, sentence, part or provision of this local law is illegal, invalid, or unconstitutional, such decision shall not affect, impair, or invalidate any of the remaining sections clauses, sentences, parts, or provisions of the Local Law.*

**SECTION 8.**

*This local law shall take effect upon the affirmative vote of a majority of the qualified electors voting thereon at the general election on November 8, 2016, and the filing with the Secretary of State in accordance with the applicable provisions of law.*

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: 7/26/16

[\\*Resolution 2016-139: Scheduling A Public Hearing And Public Information Session For Local Law No. 3 Of 2016: A Local Law Providing For The Abolition Of The Elected Position Of Town Clerk And The Creation Of The Appointed Position Of Town Clerk Of The Town Of Ulysses](#)

WHEREAS, Local Law No. 3 of 2016 Providing for the Abolition of the Elected Position of Town Clerk and Creation of the Appointed Position of Town Clerk of the Town of Ulysses was introduced by a Town Board member at a Town Board meeting on July 26, 2016;

NOW, BE IT RESOLVED that the Town Board of the Town of Ulysses schedule a Public Hearing on Local Law #3 of 2016 at 7:00pm on Tuesday, August 9, 2016 at the Ulysses Town Hall; and be it further

RESOLVED that the Town Board will hold a Public Information Meeting on the proposed Local Law at 6:30pm on Tuesday, August 9, 2016 at the Ulysses Town Hall; and be it further

RESOLVED that the Town Clerk publish notice of the Public Hearing as required by law.

*TOWN OF ULYSSES, NEW YORK*

*PROPOSED LOCAL LAW NO. 3-2016*

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

**SECTION 1.**

*This local law is enacted pursuant to Municipal Home Rule Law §§10, 22 and 23. This local law shall supersede any provisions of the Town Law of the State of New York to the contrary, including, but not limited to, Town Law §20 with respect to the method of selection of the Town Clerk in the Town of Ulysses, and any other provision of the Town Law providing for or referring to the creation of the elected position of Town Clerk.*

**SECTION 2.**

*The elected position of the Town Clerk in the Town of Ulysses, New York is hereby abolished, effective January 1, 2018, following the expiration of the current elective term of office of the Town Clerk on December 31, 2017. The appointed position of Town Clerk of the Town of Ulysses, New York is hereby created, effective January 1, 2018.*

**SECTION 3.**

*Commencing January 1, 2018, the Town Clerk of the Town of Ulysses shall be the person appointed by the Town Board of the Town of Ulysses.*

**SECTION 4.**

*The appointed Town Clerk shall have such powers and shall perform such duties as are or hereafter may be conferred or imposed by law, and such further duties as the Town Board determines, consistent with applicable law.*

**SECTION 5.**

*This local law shall be subject to a mandatory referendum pursuant to the provisions of §23 of the Municipal Home Rule Law at the general election to be held on November 8, 2016.*

**SECTION 6.**

*This local law shall supersede or repeal any prior inconsistent Local Law.*

**SECTION 7.**

*The provisions of this local law are severable. If any court of competent jurisdiction decides that any section, clause, sentence, part or provision of this local law is illegal, invalid, or unconstitutional, such decision shall not affect, impair, or invalidate any of the remaining sections clauses, sentences, parts, or provisions of the Local Law.*

**SECTION 8.**

*This local law shall take effect upon the affirmative vote of a majority of the qualified electors voting thereon at the general election on November 8, 2016, and the filing with the Secretary of State in accordance with the applicable provisions of law.*

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: 7/26/16

**\*Resolution 2016-140: Local Law No. 4 Of 2016—Override 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 # 4 of 2016 to override the NYS tax levy limit as allowed by General Municipal Law. The Public Hearing will be on August 9, 2016 at 6:00 pm at the Ulysses Town Hall at 10 Elm St. Trumansburg, NY.

**LOCAL LAW NUMBER 4 of 2016, 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, 2017 and ending December 31, 2017 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 2017 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.*

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: 7/26/16

**Resolution 2016-141: Changing Code Enforcement Pay From Hourly To Salary**

BE IT RESOLVED that the Town Board of the Town of Ulysses authorizes the pay for the Code Enforcement Officer and Building Inspector to be changed from hourly to a salaried position based on his current hourly rate of pay effective as of 7/31/2016.

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: 7/26/16

**\*Resolution 2016-142: Approval Of Minutes: 7/12/16**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 7/12/16 as amended by Ms. Zahler and Ms. Thomas.

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: 7/26/16

**AUGUST 9TH, 2016: REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-143: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for August 9, 2016 with the change of moving up the resolutions of local laws 2 and 3 to the next items.

Moved: Mr. Hertzler                      Seconded: Mr. Goldman

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

Vote: 5-0  
Date Adopted: 8/9/16

**\*Resolution 2016-144: Consideration Of Adoption Of Local Law No. 2 Of 2016: A Local Law Providing For The Abolition Of The Elected Position Of Highway Superintendent And The**

## Creation Of The Appointed Position Of Highway Superintendent Of The Town Of Ulysses

WHEREAS, the Town has the authority to adopt the local law referred to above (hereafter “the Local Law No. 2”) pursuant to §§10, 22 and 23 of the New York State Municipal Home Rule Law; and

WHEREAS the final version of Local Law No. 2 of 2016 was presented to the Ulysses Town Board at a Town Board meeting on Tuesday, July 26, 2016; and

WHEREAS the Public Hearing date was set by resolution of the Ulysses Town Board on Tuesday, July 26, 2016, for the Public Hearing to be on August 9, 2016 at 7:00 p.m. at the Ulysses Town Hall; and

WHEREAS, notice of a public hearing on Local Law No. 2 was advertised as required by law in the Ithaca Journal on Saturday, July 30, 2016, and

WHEREAS, said public hearing was duly held on said date, time and place and all parties in attendance were permitted an opportunity to speak in favor of or in opposition to the Local Law, or any part thereof; and

WHEREAS a Public Information Meeting was held on both March 8, 2016 and also August 9, 2016 at 6:30 p.m., and

WHEREAS the Ulysses Town Highway Superintendent’s duties are fundamentally apolitical, and

WHEREAS, in New York State, all cities and villages, and many towns appoint their Highway Superintendents; and

WHEREAS there are no minimum job-related qualifications for a person to run for this elected position, and

WHEREAS, elected officials cannot be supervised by or held accountable by anyone except the electorate; and

WHEREAS, if an elected Town Highway Superintendent does not perform his or her duties, the Town Board cannot discipline or remove him or her from office; and

WHEREAS the duties of Town Highway Superintendent require a great deal of skill and training to be performed effectively but training cannot be required of an elected officer, and

WHEREAS, changing the position from elected to appointed allows the town the option of drawing applicants from a wider geographic area in the event the position becomes vacant; and

WHEREAS, by changing the position from elected to appointed , the Town of Ulysses can assure that its residents receive the highest quality services from a well-qualified employee who is held accountable for full performance of all required duties; and

WHEREAS this proposed local law should not be considered a reflection on the performance of the current Acting Town Highway Superintendent who is efficient, courteous and properly trained.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Ulysses adopts and enacts Local Law #2 of 2016 entitled “A LOCAL LAW PROVIDING FOR THE ABOLITION OF THE ELECTED POSITION OF TOWN HIGHWAY SUPERINTENDENT AND CREATION OF THE APPOINTED POSITION OF HIGHWAY SUPERINTENDENT OF



THE TOWN OF ULYSSES”, a copy of which is attached hereto (see appendix A) and made a part of this resolution; and it is further

RESOLVED that the Local Law is adopted subject to a mandatory referendum pursuant to the provisions of §23 of the Municipal Home Rule Law; and further

RESOLVED that the referendum will be held at the general elections to be held on November 8, 2016; and it is further

RESOLVED that if this local law is approved by the affirmative vote of a majority of the qualified electors voting thereon at the general election on November 8, 2016, the Town Clerk shall 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. Hertzler

(A roll-call vote was called by the clerk)

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

Vote: 4-1  
Date Adopted: 8/9/16

**\*Resolution 2016-145: Consideration Of Adoption Of Local Law No. Local Law No. 3 Of 2016--A Local Law Providing For The Abolition Of The Elected Position Of Town Clerk And Creation Of The Appointed Position Of Town Clerk Of The Town Of Ulysses**

WHEREAS, the Town has the authority to adopt the local law referred to above (hereafter “the Local Law”) pursuant to §§10, 22 and 23 of the New York State Municipal Home Rule Law; and

WHEREAS the final version of Local Law No. 3 of 2016 was presented to the Ulysses Town Board at a Town Board meeting on Tuesday, July 26, 2016; and

WHEREAS the Public Hearing date was set by resolution of the Ulysses Town Board on Tuesday, July 26, 2016, for the Public Hearing to be on August 9, 2016 at 7:00 p.m. at the Ulysses Town Hall; and

WHEREAS, notice of a public hearing on Local Law No. 3 was advertised as required by law in the Ithaca Journal on Saturday, July 30 2016, and

WHEREAS, said public hearing was duly held on said date, time and place and all parties in attendance were permitted an opportunity to speak in favor of or in opposition to the Local Law, or any part thereof; and

WHEREAS a Public Information Meeting was held on both March 8, 2016 and also August 9, 2016 at 6:30 p.m., and

WHEREAS the Town Clerk’s duties are fundamentally apolitical, and

WHEREAS, in New York State, all cities and villages, and many towns appoint their Clerks; and

WHEREAS there are no minimum job-related qualifications for a person to run for this elected position, and

WHEREAS, elected officials cannot be supervised by or held accountable by anyone except the electorate; and

WHEREAS, if an elected Town Clerk does not perform his or her duties, the Town Board cannot discipline or remove him or her from office; and

WHEREAS the duties of Town Clerk require a great deal of skill and training to be performed effectively but training cannot be required of an elected officer, and

WHEREAS, changing the position from elected to appointed allows the town the option of drawing applicants from a wider geographic area in the event the position becomes vacant; and

WHEREAS, by changing the position from elected to appointed, the Town of Ulysses can assure that its residents receive the highest quality services from a well-qualified employee who is held accountable for full performance of all required duties;

WHEREAS this proposed local law should not be considered a reflection on the performance of the current Town Clerk who is efficient, courteous and has taken the initiative to be properly trained.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Ulysses adopts and enacts Local Law #3 of 2016 entitled "A LOCAL LAW PROVIDING FOR THE ABOLITION OF THE ELECTED POSITION OF TOWN CLERK AND CREATION OF THE APPOINTED POSITION OF TOWN CLERK OF THE TOWN OF ULYSSES", a copy of which is attached hereto (see Appendix B) and made a part of this resolution; and it is further

RESOLVED that the Local Law is adopted subject to a mandatory referendum pursuant to the provisions of §23 of the Municipal Home Rule Law; and it is further

RESOLVED that the referendum will be held at the general elections to be held on November 8, 2016; and it is further

RESOLVED, that if this local law is approved by the affirmative vote of a majority of the qualified electors voting thereon at the general election on November 8, 2016, the Town Clerk shall 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: Mr. Hertzler                      Seconded: Mr. Boggs

(A roll-call vote was called by the clerk)

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

Vote: 4-1

Date Adopted: 8/9/16

**\*Resolution 2016-146: Local Law No. 4 Of 2016—Override 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. 4 of 2016 was presented to the Ulysses Town Board at a Town Board meeting on Tuesday, July 26, 2016; and

WHEREAS the Public Hearing date was set by resolution of the Ulysses Town Board on Tuesday, July 26, 2016, for the Public Hearing to be on August 9, 2016 at 6:00 p.m. at the Ulysses Town Hall; and

WHEREAS, notice of a public hearing on Local Law No. 4 was advertised as required by law in the Ithaca Journal on Saturday, July 30, 2016, and

WHEREAS, said public hearing was duly held on August 9, 2016, 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, information from New York State that enables calculation of the Town's 2017 property tax cap is not available until late summer, and

WHEREAS it appears the levy limit will be 0.6% and 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 2016, as follows:

**LOCAL LAW NUMBER 4 of 2016, 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, 2017 and ending December 31, 2017 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 2017 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: 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: 8/9/16

**\*Resolution 2016-147-: In Support Of Tompkins Consolidated Area Transit, Inc.**

WHEREAS, Tompkins Consolidated Area Transit, Inc. (TCAT) operates an outstanding public transportation service that provides people in the Town of Ulysses with mobility and access to employment, community resources, medical care, and recreational opportunities, and

WHEREAS, every day people in the Town of Ulysses depend on TCAT to provide a basic and essential mobility service that is relied upon, particularly by those without access to a car, and

WHEREAS, to respond to fiscal pressures and a shortage of drivers, TCAT has been forced to make significant cuts in service, and

WHEREAS, these potentially permanent cuts in service will disproportionately affect working poor families, immigrants, and students, and

WHEREAS, in the Town of Ulysses there is a large number of residents who are members of young families, senior citizens on fixed incomes, immigrants, students, and people who work and earn less than a living wage who regularly depend on the services of TCAT,

WHEREAS, the Town of Ulysses has requested increased services in the evenings to support local businesses and to enable town residents working in Ithaca to access public transportation in the evening hours,

NOW THEREFORE BE IT RESOLVED, That the Town of Ulysses encourages municipalities in Tompkins County to promote and advocate on behalf of TCAT and consider ways to alleviate the burden of meeting transportation needs of the community, such as creating more Park and Ride hubs, creating more trails and greenways for

walking and bicycling, supporting more rideshare opportunities in towns, villages, the local mall, shopping centers, parks, and business centers, and be it

FURTHER RESOLVED, That the Town of Ulysses supports promoting creative solutions such as Gadabout and FISH (Friends In Service Helping), and keeping the public transit needs of our residents high on our municipal agendas, and be it

FURTHER RESOLVED, That the Town of Ulysses calls upon Tompkins County’s State Representatives to encourage all New York State Legislators to recognize and financially support public transit and its vital role in our battle against poverty and in meeting our economic development goals, and

FURTHER RESOLVED, That a copy of this resolution be forwarded to all municipalities in Tompkins County, United States Senators Schumer and Gillibrand, United States Congressman Tom Reed; New York State Assemblywoman Lifton, New York State Senators Seward, O’Mara, and Nozzolio, New York State Governor Cuomo, and President Obama.

Moved: Mr. Boggs                      Seconded: Ms. Thomas

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

Vote: 4-1  
Date Adopted: 8/9/16

**\*Resolution 2016-148: Approval Of Minutes: 7/26**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 7/26 as edited by Ms. Thomas and Zahler.

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: 8/9/16

**\*Resolution 2016-149: Budget Modifications**

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

**A FUND BUDGET MODIFICATIONS**

A1110.121	Town Justice Clerk Special Projects PS	Create	--
<i>Per board resolution 2016-85</i>			
A1110.121	Town Justice Clerk Special Projects PS	Increase	\$3,965

<i>Per board resolution 2016-85</i>			
A1990.4	A Fund Contingency	Decrease	\$3,965
<i>A fund contingency line balance = \$7,672</i>			
A1220.4	Supervisor CE	Increase	\$1891.04
<i>The 2015 budget included costs associated with the transition to the new accounting software. Due to the process these costs were not incurred until 2016 and have been taken out of the Supervisor CE line. In order to accurately reflect annual reoccurring costs to this line a budget modification is requested to use fund balance for this cost.</i>			
A917	A Fund Unassigned Fund Balance	Decrease	\$1891.04
<i>Please see the above explanation.</i>			

A1320.4	Auditor CE	Increase	\$2000
<i>The balance in the audit portion of A915 assigned fund will be \$5,762 after this \$2000 appropriation.</i>			
A915	Audit portion	Decrease	\$2000
<i>Please see the above explanation.</i>			

**SW3 FUND BUDGET MODIFICATIONS**

SW3-8330.4	Water purification, Equip, & Cap Outlay CE	Increase	\$4045.73
<i>Unforeseen expense of income survey for Water District 3</i>			
SW3-915	SW3 Fund Balance	Decrease	\$4045.73
<i>Approximate fund balance after modification: \$64,749.95</i>			

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: 8/9/16

**\*Resolution 2016-150: Approval Of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims #410-458 in the amount of \$138,828.91.

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: 8/9/16

**SEPTEMBER 13TH, 2016: REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-151: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for September 13, 2016 with the addition of approving the hiring and pay rate for a code inspector, and an executive session to discuss the proposed acquisition, sale or lease of real property.

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: 9/13/16

**\*Resolution 2016-152: Resolution Directing Election On Adoption Of Local Laws**

**WHEREAS**, the Town Board of the Town of Ulysses (“the Town Board”) on August 9, 2016 adopted Local Law No. 2 of 2016 entitled “A Local Law Providing for the Abolition of the Elected Position of Highway Superintendent and the Creation of the Appointed Position of Highway Superintendent of the Town of Ulysses” subject to a mandatory referendum, and the Local Law needs to be renumbered to Local Law No. 4 of 2016 to reflect the order of filing of local laws with the Secretary of State; and

**WHEREAS**, the Town Board on August 9, 2016 adopted Local Law No. 3 entitled “A Local Law Providing for the Abolition of the Elected Position of Town Clerk and the Creation of the Appointed Position of Town Clerk of the Town of Ulysses” subject to a mandatory referendum; and

**NOW, THEREFORE**, pursuant to the provisions of §82 of the Town Law and §25 of the Municipal Home Rule Law and other applicable provisions of law, be it

**RESOLVED** that Local Law No. 2 of 2016 entitled “A Local Law Providing for the Abolition of the Elected Position of Highway Superintendent and the Creation of the Appointed Position of Highway Superintendent of the Town of Ulysses” shall be renumbered and shall hereafter be referred to Local Law No. 4 of 2016; and be it further

**RESOLVED**, that an Election shall be held in the Town of Ulysses (to coincide with the general election for state and federal offices on November 8, 2016) as set forth in the Notice of Election attached hereto and made a part hereof; and be it further

**RESOLVED** that the Town Clerk shall submit the propositions to be voted upon, as set forth in the Notice of Election, an abstract for each proposition referred to in the Notice of Election, attached hereto and made a part hereof, and all other documents required by applicable law, to the Tompkins County Board of Elections. The question of the adoption of this Resolution was duly put to a vote at a Town Board meeting on September 13, 2016, which resulted as follows:

Moved: Mr. Goldman                      Seconded: Mr. Boggs

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

Mr. Goldman                    aye

Vote: 4-1

Date Adopted: 9/13/16

**\*Resolution 2016-153: Solar Taxation Policy To Require A Pilot For Solar Projects**

WHEREAS, the Town of Ulysses Comprehensive Plan readopted in 2016 stresses sustainable land use and development including objective 2.4, which states, “Identify alternative energy sources and energy reduction techniques to assist the Town in reducing its energy consumption for the benefit of current and future generations of residents;” and

WHEREAS, the Town of Ulysses Town Board amended the zoning law in November 2015 in order to allow major solar energy systems throughout a majority of the Town; and

WHEREAS, the Town of Ulysses did not opt out of Real Property Tax Law § 487, which provides a 15-year real property tax exemption for the value of renewable energy systems – both residential and commercial; and

WHEREAS, the Town can still require a payment in lieu of taxes (PILOT) agreement for some or all renewable energy systems, where the PILOT cannot exceed the amount of taxes that would be owed without the exemption; and

WHEREAS, the Town collects site plan review and building permit fees for solar energy systems;

NOW THEREFORE BE IT

Resolved, that the Town of Ulysses establishes its intent to develop a policy and guidelines to require a payment in lieu of taxes for major solar energy systems because the tax burden of land and the built environment should be shared amongst all land uses;

BE IT ALSO

Resolved, that the Town Board of the Town of Ulysses authorizes the Town Supervisor to send a letter of intent to require a PILOT for all future proposed major energy systems.

Moved: Ms. Zahler

Seconded: Ms. Thomas

Ms. Thomas                    aye

Ms. Zahler                      aye

Mr. Hertzler                   abstain

Mr. Boggs                      aye

Mr. Goldman                   aye

Vote: 4-0

Date Adopted: 9/13/16

**\*Resolution 2016-154: Town Of Ulysses Resolution To Participate In New York State Department Of Environmental Conservation’s “Climate Smart Communities” Initiative.**

WHEREAS, the Town of Ulysses Board believes that climate change poses a real and increasing threat to our local and global environments which is primarily due to the burning of fossil fuels; and

WHEREAS, the effects of climate change may endanger our infrastructure, economy and livelihoods; harm our farms, orchards, ecological communities, including native fish and wildlife populations; reduce drinking water supplies; and pose potential health threats to our citizens; and

WHEREAS, we believe that our response to climate change provides us with an unprecedented opportunity to save money, and to build livable, energy-independent and secure communities, vibrant innovative economies, healthy and safe schools, and resilient infrastructures; and

WHEREAS, we believe the scale of greenhouse gas (GHG) emissions reductions required for climate stabilization will require sustained and substantial efforts; and



WHEREAS, we believe that even if emissions were dramatically reduced today, communities would still be required to adapt to the effects of climate change for decades to come,  
IT IS HEREBY RESOLVED that Town of Ulysses, in order to reduce greenhouse gas emissions and adapt to a changing climate adopts the New York State Climate Smart Communities Pledge, which comprises the following ten elements:

Pledge to be a Climate Smart Community.

Set goals, inventory emissions, plan for climate action.

Decrease community energy use.

Increase community use of renewable energy.

Realize benefits of recycling and other climate-smart solid waste management practices.

Reduce greenhouse gas emissions through use of climate-smart land-use tools.

Enhance community resilience and prepare for the effects of climate change.

Support development of a green innovation economy.

Inform and inspire the public.

Commit to an evolving process of climate action.

Further

RESOLVED that the Town Clerk mail a certified copy of the resolution to the Office of Climate Change, NYS DEC, 625 Broadway, Ninth Floor, Albany, NY 12233-1030; and further

RESOLVED that after passage of this resolution, the Town Clerk will print a copy of the Climate Smart Communities Certification Manual.

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: 9/13/16

**\*Resolution 2016-155: Considering Water District 4 Loan Satisfied**

WHEREAS funds from Water District 4 have been transferred annually to the B fund to cover a loan which appears to have begun in 2006, and

WHEREAS documentation of the debt amount cannot be found nor accurately calculated due to unclear accounting history and related documentation, and,

WHEREAS no formal resolution can be found establishing this inter-fund loan, and,

THEREFORE BE IT RESOLVED that the Ulysses Town Board considers the debt of the Water District 4 to the B fund to be satisfied.

Moved: Mr. Goldman

Seconded: Ms. Thomas

Ms. Thomas                 aye

Ms. Zahler                 aye

Mr. Hertzler               aye

Mr. Boggs                 aye

Mr. Goldman               aye

Vote: 5-0

Date Adopted: 9/13/16

**\*Resolution 2016-156: Appointment Of Code/Fire Inspector**

RESOLVED that the Town Board approves the appointment of Steve Cortright as a part-time Code Enforcement Officer at a rate of \$20/hour, subject to a satisfactory records check.

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: 9/13/16

**\*Resolution 2016-157: Approval Of Minutes: 8/9 PH For Tax Levy, 8/9 PIM, 8/9 STB, 8/9 PH, 8/9 TB**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 8/9/16.

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: 9/13/16

**\*Resolution 2016-158: Approval Of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims #459-511 in the amount of \$71,813.11.

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: 9/13/16

**SEPTEMBER 27TH, 2016: REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-159: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for September 27, 2016.

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: 9/27/16

**\*Resolution 2016-160: Authorizing the Supervisor to Sign a Contract With MRB to Complete The NEPA Report for the USDA Grant**

WHEREAS remediating the trihalomethanes in the drinking water in Ulysses Water District 3 could cost approximately \$1,000,000, and  
WHEREAS the United States Department of Agriculture’s (USDA) Rural Development program has not only loans but also grants which could alleviate a large portion of the cost of remediation efforts, and

WHEREAS the same engineering report prepared for the application to the NYS Environmental Facilities Corporation can be used for the application to Rural Development,  
THEREFORE BE IT

RESOLVED that the Ulysses Town Board authorizes the Town Supervisor to sign the needed NEPA (National Environmental Protection Act) contract with MRB for \$5000 dated Sept. 19, 2016.

Moved: Ms. Thomas                      Seconded: Ms. Zahler

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

Vote: 3-2  
Date Adopted: 9/27/16

**\*Resolution 2016-161: Authorizing Application for Funding to the United States Department Of Agriculture’s (USDA) Rural Development Funding Program**

RESOLVED that the Ulysses Town Board authorize the Town Supervisor to proceed in applying for funding through USDA Rural Dev.

Moved: Ms. Thomas                      Seconded: Ms. Zahler

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

Vote: 3-2  
Date Adopted: 9/27/16

**\*Resolution 2016-162: Approval Of Minutes: 9/13/16**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 9/13/16.

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: 9/27/16

**OCTOBER 11th, 2016: REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-163: Approval Of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for October 11, 2016 with the addition of adding Approval of Claims and changing the time of the 11/8 meeting.

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: 10/11/16

**\*Resolution 2016-164: Resolution to Adopt the Preliminary Budget For 2017**

**WHEREAS** the Town Supervisor filed the 2017 Tentative Budget to the Town Clerk and the Town Board on September 27, 2016, and

**WHEREAS** the Town Board discussed and considered the 2017 Tentative Budget at meetings on 9/27, 9/29, 10/6 and 10/11/2016,

Now Therefore be it

**RESOLVED** that the Town Board accepts the 2017 Tentative Budget as the Preliminary Budget for 2017 for the Town of Ulysses, and further

**RESOLVED** that the Town Board hold a public hearing at 10 Elm Street, Trumansburg, NY, on Tuesday, October 25, 2016 at 6:30pm for the purpose of hearing public comments on the Town of Ulysses 2017 Preliminary Budget.

Moved: Mr. Boggs                      Seconded: Mr. Goldman

*(The clerk called a roll-call vote:)*

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

Vote: 5-0  
Date Adopted: 10/11/16

**\*Resolution 2016-165: Cancelling the 10/13 Meeting**

Mr. Goldman moved to cancel the budget meeting on 10/13, seconded by Ms. Thomas.  
Moved: Mr. Goldman    Seconded: Ms. Thomas

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

Vote: 5-0  
Date Adopted: 10/11/16

**\*Resolution 2016-166: Relevy of Delinquent Water Fees**

**WHEREAS** Town Code Chapter 261 and Town Code Chapter 210 provide for all delinquent accounts for payment of water and sewer rents and related charges to be placed on the ensuing years tax roll as a re-levy; and

**WHEREAS**, \$7866.30 of delinquent water charges, inclusive of penalties and related surcharges, spanning from the last 4 billing periods (November 2015 to August 2016) remain unpaid and due to the Town as of Oct.1, 2016 and need to be re-levied onto the 2017 Town and County Tax Bills;

**NOW THEREFORE BE IT RESOLVED**, that the Ulysses Town Board approves the relevy of delinquent water charges totaling \$7866.30 for re-levy to the 2017 Town and County Tax Roll; and be it further **RESOLVED**, that a certified copy of this resolution along with a listing of those re-levied water charges will be delivered to Tompkins County Assessment Department by the Town Receiver of Taxes for the purpose of adding these delinquent charges to the 2017 Town and County Tax Roll.

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: 10/11/16

**\*Resolution 2016-167: Changing the Time of ohe 11/8 Meeting**

Mr. Goldman moved to change the 11/8 Town Board meeting to 5pm.

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: 10/11/16

**\*Resolution 2016-168: Approval Of Minutes: 9/27, 9/28, 9/29, 10/6**

BE IT RESOLVED that the Ulysses Town Board approve the minutes 9/27, 9/28, 9/29, 10/6.

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: 10/11/16

**\*Resolution 2016-169: Approval of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims #512-557 in the amount of \$70,101.93.

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: 10/11/16

**OCTOBER 25th, 2016: REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-170: Approval of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for October 25, 2016 with the addition of an Executive Session to discuss a particular person.

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: 10/25/16

**\*Resolution 2016-171: Declaring the Intent to be Lead Agency**

**WHEREAS**, the Town of Ulysses Town Board (hereinafter referred to as Town Board) has reviewed the SEQR Full Environmental Assessment Form (EAF) Part 1, prepared by MRB Group (hereinafter referred to as Town Engineer) on the above referenced Town of Ulysses Disinfection By-Product Removal Project Water District #3 (hereinafter referred to as Action); and

**WHEREAS**, the Town Board determines that said Action is classified as a Type 1 Action under the State Environmental Quality Review (SEQR) Regulations; and

**WHEREAS**, the Town Board determines that said Action is also subject to a review and approval by other involved agencies under the SEQR Regulations; and

**WHEREAS**, the Town Board determines that it is the most appropriate agency to insure the coordination of this Action and will provide written notifications to involved agencies, for the purposes of conducting a coordinated review and making the determination of significance thereon under the SEQR Regulations; and **NOW, THEREFORE BE IT RESOLVED** that the Town Board does hereby declare its intent to be designated as the lead agency for the Action.

**BE IT FURTHER RESOLVED**, that the Town Engineer is directed to provide notice hereof to the involved and interested agencies, seeking their agreement (or objection thereto) in writing on or before noon on **Monday, November 28, 2016**.

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: 10/25/16

**\*Resolution 2016-172: Authorizing the Cost of Preparation of a Map, Plan and Report Regarding the Establishment of Water District No. 5 on Falls Road**

**WHEREAS**, the Village of Trumansburg’s second source of drinking water required a water transmission line to be installed on Falls Road in the Town of Ulysses, which creates the opportunity for the Town to create a water district serving approximately 20 parcels of real estate in the Falls Road area; and

**WHEREAS**, owners of real property in the Falls Road area have expressed interest in having the town create a water district. The Town Board determined interest through both a survey sent out on March 14, 2016 and also at a meeting with property owners in the Falls Road area held on May 23, 2016 at 7:00 p.m., and

**WHEREAS**, a majority of the property owners in the Falls Road were interested in knowing what the cost of establishment of a water district would be to its users; and

**WHEREAS**, the Town Board of the Town of Ulysses (the "Town") wishes to determine the cost of establishment of a water district in the Falls Road area in the Town, to be known as Water District No. 5, and in order to do so, needs a Map, Plan and Report that complies with the requirements of Article 12-A of the Town Law;

**NOW, THEREFORE, BE IT**

**RESOLVED** that, pursuant to Town Law § 209-b, the sum not to exceed \$7,700.00 is appropriated to pay the cost of preparing a general map, plan, and report for forming Water District No. 5 (as provided by Town Law § 209-a) for the provision of water within the Town in the Falls Road area; and it is further

**RESOLVED**, that the Town Supervisor is authorized to enter into a written agreement with MRB Group, Engineering, Architecture, Surveying, P.C., on the terms set forth in their "Proposal for Professional Services: Falls Road Water District Evaluation" dated October 13, 2016, to prepare the Map, Plan and Report and perform other services as set forth in the Proposal; and it is further

**RESOLVED** that this resolution is determined to be subject to permissive referendum as provided by General Municipal Law § 6-c and Town Law §§ 90 to 94, and shall not take effect until thirty (30) days from the date hereof pursuant to Town Law § 91, and that no expenditure shall be made prior to expiration of said 30-day period, and that no expenditure shall take place after said period if a Petition has been duly filed pursuant to Town Law § 91.

Moved: Ms. Thomas                      Seconded: Ms. Zahler

Discussion: The board entered into a discussion with Mr. Davis and Mr. Stevenson regarding the Map, Plan and Report and water district formation.

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

Vote: 5-0

Date Adopted: 10/25/16

**\*Resolution 2016-173: Adopt the Preliminary Budget for 2017**

**WHEREAS** the Town Board of Ulysses adopted the Preliminary Budget for 2017 on October 11, 2016, and **WHEREAS** the Town Board held a Public Hearing on October 25, 2016 where all members of the public were able to comment on the Preliminary Budget.

**NOW THEREFORE BE IT**

**RESOLVED** that the Town Board accepts the 2017 Preliminary Budget as amended to become the Final Budget for 2017 for the Town of Ulysses with a resulting 1.92% increase in the tax levy and a 0.82% increase in the final tax rate of \$2.5830/\$1,000 taxable assessed value.

Moved: Ms. Zahler                      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: 10/25/16

**\*Resolution 2016-174: Approval of Minutes: 10/11/16**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 10/11/16.

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: 10/11/16

**\*Resolution 2016-175: Authorized Representative For Rural Development Grant – Thomas**

**WHEREAS** the Town of Ulysses (TIN # number 15-6001172) is seeking funding through USDA Rural Development using the online RD Apply system, and,

**WHEREAS** the Ulysses Town Board wishes to make **Elizabeth G. Thomas** an authorized representative for the Town of Ulysses for the RD Apply application,

**THEREFORE BE IT RESOLVED** that the Ulysses Town Board declares Elizabeth G. Thomas to be an Authorized Representative for the Town of Ulysses, and further

**RESOLVED** that the Ulysses Town Clerk, Carissa Parlato, will provide a certified copy of this resolution to Deputy Supervisor Michelle E. Wright for upload to the RD Apply system.

Moved: Mr. Hertzler                      Seconded: Mr. Goldman

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

Vote: 5-0  
Date Adopted: 10/25/16

**\*Resolution 2016-176: Authorized Representative for Rural Development Grant – Wright**

**WHEREAS** the Town of Ulysses (TIN # number 15-6001172) is seeking funding through USDA Rural Development using the online RD Apply system, and,

**WHEREAS** the Ulysses Town Board wishes to make Michelle E. Wright an authorized representative for the Town of Ulysses for the RD Apply application,

**THEREFORE BE IT RESOLVED** that the Ulysses Town Board declares Michelle E. Wright to be an Authorized Representative for the Town of Ulysses, and further **RESOLVED** that the Ulysses Town Clerk, Carissa Parlato, will provide a certified copy of this resolution to Deputy Supervisor Michelle E. Wright for upload to the RD Apply system.

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: 10/25/16

**\*Resolution 2016-177: Authorized Representative for Rural Development Grant – Davis**

WHEREAS the Town of Ulysses (TIN # number 15-6001172) is seeking funding through USDA Rural Development using the online RD Apply system, and,

WHEREAS the Ulysses Town Board wishes to make William "Bill" Davis, Team Leader at MRB Engineering Group, an authorized representative for the Town of Ulysses for the RD Apply application, **THEREFORE BE IT RESOLVED** that the Ulysses Town Board declares William "Bill" Davis to be an Authorized Representative for the Town of Ulysses, and further **RESOLVED** that the Ulysses Town Clerk, Carissa Parlato, will provide a certified copy of this resolution to Deputy Supervisor Michelle E. Wright for upload to the RD Apply system.

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: 10/25/16

**\*Resolution 2016-178: Authorized Representative for Rural Development Grant – McKenna**

WHEREAS the Town of Ulysses (TIN # number 15-6001172) is seeking funding through USDA Rural Development using the online RD Apply system, and,

WHEREAS the Ulysses Town Board wishes to make Matthew McKenna employee of the MRB Engineering Group, an authorized representative for the Town of Ulysses for the RD Apply application, **THEREFORE BE IT RESOLVED** that the Ulysses Town Board declares Matthew McKenna to be an Authorized Representative for the Town of Ulysses, and further **RESOLVED** that the Ulysses Town Clerk, Carissa Parlato, will provide a certified copy of this resolution to Deputy Supervisor Michelle E. Wright for upload to the RD Apply system.

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: 10/25/16

**\*Resolution 2016-179: Budget Modifications**

BE IT RESOLVED that the Ulysses Town Board approves the following budget modification to the B fund.

B9901.94	Interfund Transfer	Increase	\$7,295.55
Per resolution 2016-155, the interfund loan between WD4 and the B fund has been satisfied.			
The B fund has been carrying this amount as a loan from WD4 on its balance sheet--which has essentially counted as anticipated revenue to the B fund, in municipal accounting this anticipated revenue is included in the total fund balance figure. According to the logic and principles that govern governmental accounting, the elimination of that loan should be treated as an expense in the B fund, and a revenue in the WD4 fund. Essentially what is happening is that the B fund is "transferring" funds to WD4 and recording an expense. The WD4 fund is recording a revenue for the forgiven loan from the B fund, so that the transactions between funds are balanced.			

B915	B Fund Balance	Decrease	\$7,295.55
Please see the above explanation.			

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: 10/25/16

**\*Personnel Policy Amendments (Two Motions)**

MOTION:

A motion was made by Mr. Goldman and seconded by Mr. Boggs to remove the last sentence from the Pre-Tax Insurance Premiums paragraph on page 61 of the policy.

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

Vote: 4-0  
Date Adopted: 10/25/16

MOTION:

A motion was made by Mr. Goldman and seconded by Mr. Hertzler to make the following changes, subject to legal review:

Health Savings Accounts (HSAs)

~~The IRS allows employers and eligible employees to contribute to HSAs. In 2017, the~~ The Town will contribute to a health savings account (HSA) for each employees who are is eligible and signed up for health insurance through the town. The ~~rate amount~~ of the employer contribution to the HSA will be determined annually by resolution ~~by of~~ the Town Board. 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. and may be used for a variety of health care expenses.~~

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

Vote: 3-0  
Date Adopted: 10/25/16

**NOVEMBER 8th, 2016: REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-180: Approval of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for November 8, 2016 with the addition of a new Youth commission representative and removal of outside users for WD3.

Moved: Mr. Goldman                      Seconded: Ms. Zahler

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

Vote: 4-0  
Date Adopted: 11/8/16

**\*Resolution 2016-181: Appointment of Elizabeth Meg Williams to Youth Commission**

**Whereas**, the Joint Youth Commission serves those in the Trumansburg Central School District and Town of Ulysses least likely to be involved in other school and community programs and

**Whereas**, one of two Town-appointed seats is currently vacant and

**Whereas**, Elizabeth Meg Williams resides in the Trumansburg School District and is interested in serving as a volunteer on the Joint Youth Commission and

**Whereas**, Ms. Williams has extensive background in serving children and youth and program development which are skills needed by the Youth Commission, now therefore be it

**Resolved**, that Elizabeth Meg Williams is appointed by the Town of Ulysses effective immediately to replace Heidi Dawes, who has resigned from one of the Town's two at-large seats on the Joint Youth Commission.

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: 11/8/16

**\*Resolution 2016-182: Resolution to Amend the Personnel Policy**

Ms. Zahler moves to adopt revised version section 706 of the Personnel Policy to read as follows:

(Section 706)

Health Savings Accounts

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.

Moved: Mr. Goldman                      Seconded: Mr. Boggs

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

Vote:4-0

Date Adopted: 11/8/16

**\*Resolution 2016-183: Setting a Joint Public Hearing for the Fire Contract**

**BE IT RESOLVED** that the Ulysses Town Board hold a Joint Public Hearing on the 2017 Fire Contract at 6:30pm on 11/22/ 2016 at the Ulysses Town Hall.

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: 11/8/16

**\*Resolution 2016-184: Approval of Minutes: 10/25 PH, 10/25 TB**

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

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: 11/8/16

**\*Resolution 2016-185: Budget Modifications**

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

**SW3 FUND BUDGET**    Water Purification                    Increase                    \$1,784.99  
**MODIFICATIONS**    Contractual  
SW3-8330.4

*Additional costs due to TTHM remediation work in water district: engineering work required for funding opportunities. Preliminary engineering report and environmental report for NEPA.*

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: 11/8/16

**\*Resolution 2016-186: Approval of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims #558-609 in the amount of \$40,496.62.

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: 11/8/16

### NOVEMBER 22th, 2016: REGULAR TOWN BOARD MEETING

#### \*Resolution 2016-187: Approval of Meeting Agenda

BE IT RESOLVED that the Ulysses Town Board approve the agenda for November 22, 2016.

Moved: Mr. Goldman                      Seconded: Ms. Zahler

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

Vote: 4-0  
Date Adopted: 11/22/16

#### \*Resolution 2016-188: Personnel Policy Update

**RESOLVED** that the Town Board of the Town of Ulysses amends the Personnel Policy for the Town of Ulysses as submitted to the Town Board.

Moved: Mr. Goldman                      Seconded: Mr. Hertzler

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

Vote: 4-0  
Date Adopted: 11/22/16

#### \*Resolution 2016-189: Fire Contract Approval

**WHEREAS**, a fire protection district known as “the Fire Protection District of the Towns of Ulysses, Hector and Covert” (hereafter referred to as “the Fire Protection District”) has been duly established in the said towns;  
and

**WHEREAS**, the Fire Protection District encompasses the following territory in the Town of Ulysses: All of the Town of Ulysses, excepting the area within the limits of the incorporated Village of Trumansburg; and

**WHEREAS**, the Village of Trumansburg (hereafter referred to as “the Village”) maintains a volunteer fire department, with adequate and suitable apparatus, equipment and training for the furnishing of fire protection services within the Fire Protection District; and

**WHEREAS**, Town Law §184 permits a town to contract with a village which maintains adequate and suitable apparatus and appliances for the furnishing of fire protection services in such fire protection district; and

**WHEREAS**, the Town wishes to contract with the Village to provide fire protection services in the Fire Protection District; and

**WHEREAS**, a public hearing as required by §184 of the Town Law was duly advertised on November 11, 2016, and was held on November 22, 2016 at 6:30 p.m. at the Town of Ulysses Town Hall,

**NOW, THEREFORE, BE IT RESOLVED THAT:**

The Town Board of the Town of Ulysses hereby approves and authorizes execution of the attached Agreement between the Village and the Town, whereby the Village will provide the Town with fire protection capable of responding to fire related and health related emergencies on an ongoing basis within the Fire Protection District, for the period from January 1, 2017 until December 31, 2017. And be it further

**RESOLVED** that, pursuant to the Agreement, the Town shall pay the Village the sum of \$208,716 for such services, on or before March 1, 2017. And be it further

**RESOLVED** that, the Supervisor of the Town of Ulysses is hereby authorized to execute the Agreement on behalf of the Town of Ulysses.

Moved: Mr. Hertzler

Seconded: Ms. Zahler

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

Vote: 4-0

Date Adopted: 11/22/16

**\*Resolution 2016-190: EMS Contract Approval**

**WHEREAS**, the Town Board established the Town of Ulysses Ambulance District by resolution adopted on March 12, 2013; and

**WHEREAS**, pursuant to Town Law §198(10-f) (a) (ii) and (iii), the Town Board is authorized to contract with a municipal corporation on behalf of an ambulance district for provision of ambulance services; and

**WHEREAS**, the Village of Trumansburg (hereafter referred to as "The Village"), a municipal corporation, maintains an ambulance department with a basic and advanced life support transporting ambulance service; and

**WHEREAS**, the Town wishes to provide ambulance services to its residents in the Town of Ulysses Ambulance District; and

**WHEREAS**, such emergency services are vital and necessary to the health and welfare of the inhabitants of the Town; and

**WHEREAS**, in joint cooperation as contemplated by General Municipal Law 122-b, the Town and the Village wish to cooperate to provide an ambulance service to persons situated in the Town of Ulysses Ambulance District;

**NOW, THEREFORE, BE IT RESOLVED THAT:**

The Town Board of the Town of Ulysses, on behalf of the Town of Ulysses Ambulance District, hereby approves and authorizes execution of the attached Agreement between the Village and the Town, whereby the Village will provide the Town with basic and advanced life support emergency medical ambulance services, which complies with the regulations of the New York State Department of Health, Bureau of Emergency Medical Services to serve the emergency medical needs of those persons within the boundaries of the Town of Ulysses Ambulance District. Services to be provided include Basic Life Support transport and treatment and arranging for or providing Advanced Life Support Treatment. And be it further



**RESOLVED** that pursuant to the Agreement, the Town shall pay the Village the sum of \$323,522 for such services, on or before March 1, 2017. And be it further

**BE IT FURTHER RESOLVED THAT**, pursuant to Town Law §198(11), the Agreement shall be executed by the signatures of a majority of the members of the Town Board.

Moved: Mr. Hertzler                      Seconded: Ms. Zahler

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

Vote: 4-0  
Date Adopted: 11/22/16

**\*Resolution 2016-191: Resolution Approving Execution of Out-Of-District Water User Agreement for Water District #3**

BE IT RESOLVED

WHEREAS, TIMOTHY M. CARDINA AND REBECCA CARDINA, (“the Owners”) are the owners of a parcel of real property located on Swamp College Road, in the Town of Ulysses, County of Tompkins and State of New York, Town of Ulysses tax parcel number 20.-4-4 (“the Property”); and WHEREAS, the Owners’ well on the Property ran dry during the summer of 2016 and they have no source of potable water; and

WHEREAS, the Owners requested permission to connect to the existing Water District No. 3 in the Town of Ulysses (“the District”), owned and operated by the Town, and to extend water service to the Property; and

WHEREAS, a water service line for the District is located in the road right-of-way of the Property; and WHEREAS, after discussion and evaluation, the Town has prior hereto determined that forming a Town water district incorporating the property as indicated above would not be financially feasible and prudent; and WHEREAS, on behalf of the District, the Town may benefit from the offsetting revenue from this Owner, and may benefit from the additional draw of water through the Water District water system which may improve water quality, and is willing to consent to the connection of the Property to the District (“the Connection”) on the terms set forth in this Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Town Board approves the terms of the Out-of-District Water User Agreement (“the Agreement”) attached to this Resolution; and be it further

RESOLVED that the Town Board authorizes the Town Supervisor to execute the Agreement.

Moved: Ms. Thomas                      Seconded: Mr. Hertzler

Ms. Zahler moved to amend the cost to 110% in sections 7b and c, seconded by Mr. Goldman.

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

Mr. Goldman                    aye

Vote: 4-0

Date Adopted: 11/22/16

**\*Resolution 2016-192: Approval of Minutes: 11/8/16**

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 11/8/16.

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: 11/22/16

**DECEMBER 13th, 2016: REGULAR TOWN BOARD MEETING**

**\*Resolution 2016-193: Approval of Meeting Agenda**

BE IT RESOLVED that the Ulysses Town Board approve the agenda for December 13, 2016 with the addition of an Executive Session to discuss the acquisition of property.

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: 12/13/16

**\*Resolution 2016-194: SEQR Resolution Designating Town of Ulysses as Lead Agency**

**WHEREAS**, the Town of Ulysses Town Board (hereinafter referred to as Town Board) has on Tuesday, October 25, 2016 declared its intent to be designated the Lead Agency for the Town of Ulysses Disinfection By-Product Removal Project under the provisions of the State Environmental Quality Review (SEQR) Regulations; and

**WHEREAS**, the Town Board has provided written notices to this effect to the involved and interested agencies; and

**WHEREAS**, the Town Board has not received any written objections from the involved agencies to the Board's being designated as the lead agency under the SEQR Regulations; and

**WHEREAS**, the Town Board has previously determined that it is the most appropriate agency to insure the coordination of this Action and for making the determination of significance thereon under the SEQR Regulations.

**NOW, THEREFORE BE IT RESOLVED** that the Town Board does hereby designate itself as the lead agency for the Action identified above herein;

Moved: Ms. Thomas                      Seconded: Ms. Zahler

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

Vote: 4-0

Date Adopted: 12/13/16

**\*Resolution 2016-195: SEQR Resolution Determination of Environmental Significance**

**WHEREAS**, the Town of Ulysses Town Board (hereinafter referred to as Town Board) has determined the above referenced Action to be an Type 1 Action pursuant to Part 617 of the State Environmental Quality Review (SEQR) Regulations; and

**WHEREAS**, the Town Board has reviewed and accepted the completed Full Environmental Assessment Form Parts 1, 2, and 3 on the Action prepared by the MRB Group; and

**WHEREAS**, the Town Board has completed the coordinated review and public comment period provided for under the SEQR Regulations; and

**WHEREAS**, the Town Board has designated itself as lead agency under the SEQR Regulations for making the determination of significance upon said action; and

**WHEREAS**, the Town Board has given consideration to the criteria for determining significance as set forth in Section 617.7(c) (1) of the SEQR Regulations and the information contained in Full Environmental Assessment Form Parts 1, 2, and 3.

**NOW THEREFORE BE IT RESOLVED**, that said Action **WILL NOT** result in any significant adverse environmental impacts based on the review of the Full Environmental Assessment Form; and

**BE IT FINALLY RESOLVED** that the Town Board does hereby make a Determination of Non-Significance on said Action, and the Supervisor is hereby directed to issue the Negative Declaration as evidence of the Town Board determination of environmental non-significance.

Moved: Ms. Thomas                      Seconded: Ms. Zahler

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

Vote: 4-0

Date Adopted: 12/13/16

**\*Resolution 2016-196: Police Contract with The Village of Trumansburg**

**BE IT RESOLVED** that the Ulysses Town Board approves the extension of the 2016 Intermunicipal Cooperative Agreement with the Village of Trumansburg, providing for limited police services by the Village in the Town, through 2017, pursuant to the terms and conditions of the 2016 agreement.

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: 12/13/16

**\*Resolution 2016-197: Setting the Organizational Meeting Date**

**BE IT RESOLVED** that the Ulysses Town Board sets the date for the Organizational Meeting of the Town of Ulysses for January 4, 2017 at 8am at the Ulysses Town Hall.

Moved: Mr. Hertzler                      Seconded: Ms. Thomas

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

Vote: 5-0  
Date Adopted: 12/13/16

**\*Resolution 2016-198: Cancelling the Second Town Board Meeting in December**

**BE IT RESOLVED** that the Ulysses Town Board cancels the Town Board meeting scheduled for December 27, 2016.

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: 12/13/16

**\*Resolution 2016-199: Consider Worker's Compensation Insurance Quotes**

**WHEREAS** the Town of Ulysses asked for quotes for Worker's Compensation Insurance coverage for 2017, and received three quotes.

**BE IT RESOLVED** that the Ulysses Town Board accepts the quote from Comp Alliance dated Jan. 2017 rate book for \$20,995 for Worker's Compensation Insurance for the year 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: 12/13/16

**\*Resolution 2016-200: Approval Of Minutes: 11/22 Ph, 11/22 Stb, 11/22 Tb**

BE IT RESOLVED that the Ulysses Town Board approve the minutes.

Moved: Mr. Goldman                      Seconded: Mr. Goldman

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

Vote: 5-0  
Date Adopted: 12/13/16

**\*Resolution 2016-201: Approval of Claims**

BE IT RESOLVED that the Ulysses Town Board approve payment of claims #610-681 in the amount of \$181,033.06.

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: 12/13/16