

TOWN BOARD MEETING

Town of Ulysses

June 13, 2017

Audio of the minutes are available on the website at ulysses.ny.us.

The meeting was held at the Ulysses Town Hall at 10 Elm Street, Trumansburg.

Notice of Town Board meetings are posted on the town's website and clerk's board.

ATTENDANCE:

TOWN OFFICIALS PRESENT:

Supervisor- Liz Thomas

1st Deputy Supervisor/Board member- Nancy Zahler

Board members- Rich Goldman, John Hertzler, Michael Boggs

Town Clerk- Carissa Parlato

Attorney for the Town- Mariette Geldenhuys

Planner- Darby Kiley

OTHERS PRESENT:

Jim Dennis (Tompkins County Legislature representative)

CALL TO ORDER:

Ms. Thomas called the meeting to order at 6:31 p.m. and moved into the Public Hearing. (*See separate minutes*).

REPORTS FROM REPRESENTATIVES:

(*See Appendix*)

TOWN REPORTS:

(*See Appendix*)

GENERAL BUSINESS:

APPROVAL OF MEETING AGENDA

RESOLUTION 2017-100: APPROVAL OF MEETING AGENDA

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

Moved: Ms. Hertzler

Seconded: Mr. Boggs

Ms. Thomas aye

Ms. Zahler aye

Mr. Hertzler aye

Mr. Boggs aye

Mr. Goldman aye

Vote: 5-0

Date Adopted: 6/13/17

PRIVILEGE OF THE FLOOR:

(see appendix)

PRESENTATION: Development District 8 Zoning change request- Kim and Bryon Moore

Kim and Bryon Moore gave a power point presentation on their business, Moor's Marine, Inc. They recently bought the business from Bryon's parents and have recently become aware that their business is not in compliance with the zoning law. They are requesting that the zoning be updated to help remedy the situation.

PRESENTATION: Clean Energy Communities- Terrance Carroll

Mr. Carroll shared a presentation on the Clean Energy Communities which is a NYSERDA (New York State Energy & Research Development) program. Mr. Carroll oversees 5 different counties for CEC. The goal of the program is to encourage NYS communities to implement clean energy policies and actions. Once four action items are completed, municipalities may be eligible for \$50,000 or \$100,000 to further implement clean energy strategies.

Mr. Carroll also shared information on Climate Smart Communities, which is a NYS DEC (Department of Environmental Conservation) program that does not focus exclusively on energy. Once a community becomes certified as a Climate Smart Community, they receive bonus points when applying for certain grants. Grants are offered with a different focus each year (such as electric vehicles, flood plain control, etc...).

Ms. Kiley has been working to get the town designated/certified through each of these programs.

The town Board asked clarifying questions.

NEW BUSINESS:

REQUESTING THE PREPARATION OF A DRAFT ENVIRONMENTAL IMPACT STATEMENT FOR THE PROPOSED CARGILL MINE SHAFT #4 CONSTRUCTION PROJECT

RESOLUTION 2017-101: REQUESTING THE PREPARATION OF A DRAFT ENVIRONMENTAL IMPACT STATEMENT FOR THE PROPOSED CARGILL MINE SHAFT #4 CONSTRUCTION PROJECT

WHEREAS, The Town Board of Ulysses recognizes the economic, social, recreational, and ecological importance of Cayuga Lake and its watershed to the State and to the local community; and

WHEREAS, it has come to the attention of the Town Board that an application has been submitted by Cargill, Inc. to the New York Department of Environmental Conservation (DEC) for permission to construct a new mine shaft adjacent to Cayuga Lake (ID#0-9999-00075/00001 -- Cargill Mine Shaft #4); and

WHEREAS, the mine is partially located within the Town of Ulysses and therefore the Town is an interested party in the environmental review of this project; and

WHEREAS, credible concerns have been expressed with substantial supporting scientific documentation provided to the NYSDEC demonstrating the potential for significant impacts

to Cayuga Lake and/or the local environment from this proposal, including but not limited to:

- a) impairment of the viewshed from Town of Ulysses lakeshore locations including Taughannock State Park,
- b) increase in local greenhouse gas emissions,
- c) subsurface water storage, in a portion of the mine located in the Town of Ulysses, that could lead to the collapse of portions of the mine and to surface subsidence, and
- d) subsurface intersection of the mine shaft with an aquifer which could cause mine flooding and the subsequent salinization of Cayuga Lake in a manner analogous to the 1994 Retsof Mine disaster in Livingston County; and

WHEREAS, NYSDEC, prior to any public announcement of the environmental review of the proposed project, nevertheless issued a “negative declaration” denying that there is any potential for significant environmental impacts from this construction project; now, therefore be it

RESOLVED, that the Town Board of the Town of Ulysses respectfully requests that the NYSDEC:

- 1. rescind its negative declaration of June 30, 2016 for Cargill, Inc.’s Mine Shaft #4 construction project,
- 2. require a full and transparent disclosure of all information (including seismic studies) critical to an analysis of the above potential risks to the environment and the future health of Cayuga Lake, and
- 3. require submission of a Draft Environmental Impact Statement for the proposed project prior to the issuance of a permit, thereby encouraging a full public discussion of these important concerns; and it is further

RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to Governor Andrew Cuomo, NYSDEC Commissioner Basil Seggos, Senators Patricia Helming and Thomas O’Mara, Senate Leader John Flanagan, Senate Minority Leader Andrea Stewart-Cousins, Assemblywoman Barbara Lifton, Assembly Speaker Carl Heastie, Assembly Minority leader Brian Kolb, Village of Trumansburg Martin Petrovic, and Tompkins County Legislature Chair Michael Lane and the Town Clerk will notify or cc the Town Supervisor and provide a certified copy when complete.

Moved: Ms. Zahler

Seconded: Mr. Goldman

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

Vote: 4-0

Date Adopted: 6/13/17

REFERRAL OF DEVELOPMENT DISTRICT 8 REZONING TO THE PLANNING BOARD

**RESOLUTION 2017-102: REFERRAL OF DEVELOPMENT DISTRICT 8
REZONING TO THE PLANNING BOARD**

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

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

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

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

Moved: Ms. Thomas

Seconded: Mr. Goldman

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

Vote: 5-0

Date Adopted: 6/13/17

OLD BUSINESS:

WATER DISTRICT 3

TOWN OF ULYSSES – WATER DISTRICT #3

New York State Water Infrastructure Improvement Act, Drinking Water

**RESOLUTION 2017-103: RESOLUTION OF SUPPORT FOR THE WATER
INFRASTRUCTURE IMPROVEMENT ACT (WIIA) GRANT APPLICATION
FROM THE TOWN OF ULYSSES FOR THE BENEFIT OF WATER DISTRICT #3**

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

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

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

State Department of Health (NYSDOH) Maximum Contaminant Level (MCL) over the last several years; and

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

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

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

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

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

Moved: Ms. Thomas

Seconded: Mr. Goldman

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

Vote: 4-1

Date Adopted: 6/13/17

PUBLIC INTEREST ORDER-WD3 improvements

RESOLUTION 2017-104: PUBLIC INTEREST ORDER-WD3 IMPROVEMENTS

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

reading system and original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$977,000 and

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

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

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

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

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

Section 2. This Order shall take effect immediately.

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

Moved: Ms. Thomas Seconded: Ms. Zahler

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

Vote: 4-1

Date Adopted: 6/13/17

BOND RESOLUTION

RESOLUTION 2017-105: BOND RESOLUTION DATED JUNE 13, 2017.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$977,000 BONDS OF THE TOWN OF ULYSSES, TOMPKINS COUNTY, NEW YORK, TO PAY THE COST OF THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF WATER DISTRICT NO. 3, IN THE TOWN OF ULYSSES, TOMPKINS COUNTY, NEW YORK

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

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

WHEREAS, it is now desired to authorize such capital project and it’s financing; **NOW, THEREFORE, BE IT**

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

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

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

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

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

taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

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

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

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

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

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

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

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

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

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

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

Moved: Ms. Thomas Seconded: Mr. Hertzler

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

Vote: 4-1

Date Adopted: 6/13/17

SCHEDULING A PUBLIC HEARING ON PROPOSED ACQUISITION OF UNIQUE NATURAL AREA PROPERTY AT 1284 TAUGHANNOCK BOULEVARD

RESOLUTION 2017-106: SCHEDULING A PUBLIC HEARING ON PROPOSED ACQUISITION OF UNIQUE NATURAL AREA PROPERTY AT 1284 TAUGHANNOCK BOULEVARD

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT

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

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

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

Moved: Mr. Boggs

Seconded: Ms. Zahler

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

Vote: 5-0

Date Adopted: 6/13/17

HABITAT FOR HUMANITY PROPERTY

RESOLUTION 2017-107: AUTHORIZING EXECUTION OF CONTRACT WITH THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR ACQUISITION OF PROPERTY ON SALO DRIVE

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

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

NOW, THEREFORE, BE IT

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

Moved: Ms. Thomas

Seconded: Mr. Boggs

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

Vote: 5-0

Date Adopted: 6/13/17

SCHEDULING A PUBLIC HEARING ON PROPOSED ACQUISITION OF PROPERTY ON SALO DRIVE AND AUTHORIZING EXECUTION OF A CONTRACT FOR SALE AND PURCHASE CONTINGENT ON TOWN BOARD APPROVAL

RESOLUTION 2017-108: SCHEDULING A PUBLIC HEARING ON PROPOSED ACQUISITION OF PROPERTY ON SALO DRIVE AND AUTHORIZING EXECUTION OF A CONTRACT FOR SALE AND PURCHASE CONTINGENT ON TOWN BOARD APPROVAL

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT

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

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

Moved: Mr. Boggs

Seconded: Ms. Zahler

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

Vote: 5-0

Date Adopted: 6/13/17

EXXON MOBIL PROPERTIES

RESOLUTION 2017-109: APPROVAL OF REQUEST TO MARKET THE "OLD CHURCH" IN JACKSONVILLE

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

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

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

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

Moved: Ms. Zahler

Seconded: Mr. Goldman

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

Vote: 5-0

Date Adopted: 6/13/17

APPOINTMENT OF ULYSSES’ ENVIRONMENTAL PLANNER AS THE TOWN’S CLIMATE SMART COMMUNITIES COORDINATOR

RESOLUTION 2017-110: APPOINTMENT OF ULYSSES’ ENVIRONMENTAL PLANNER AS THE TOWN’S CLIMATE SMART COMMUNITIES COORDINATOR

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

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

WHEREAS, achieving Climate Smart Communities certification would help to make the Town eligible for funding through the New York State Energy Research and Development Authority’s (NYSERDA) Clean Energy Communities program, make other state funding applications more attractive, and would provide good public relations opportunities for the Town; and

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

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

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

Moved: Ms. Thomas

Seconded: Mr. Goldman

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

Vote: 5-0

Date Adopted: 6/13/17

POLICY ON ENDORSEMENTS/DECLARING JUNE AS PRIDE MONTH

Ms. Zahler received a request from a town resident to proclaim June as Pride Month. Ms. Thomas shared that she is wary of proclaiming for one group because then the board would have to proclaim for all. In response to that concern, Ms. Zahler offered a Proposed Policy on Endorsements to create guidelines for handling future requests. Ms. Geldenhuys indicated that other municipalities have similar policies on endorsements and the one in the Agenda packet would protect the Town. In deference to Ms. Thomas' reservations, Ms. Zahler agreed not to move the original resolution as submitted, which was based on one approved by the Town of Dryden, and to move the alternative drafted by Ms. Thomas.

Ms. Zahler read Tompkins County Legislator Mr. Lane's proclamation for vote.

RESOLUTION 2017-111: FOLLOWING THE COUNTY'S PROCLAMATION

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

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

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

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

Moved: Ms. Zahler

Seconded: Mr. Goldman

Ms. Thomas aye

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

Vote: 4-0

Date Adopted: 6/13/17

Ms. Geldenhuys advised that it is best to have a policy in place to protect the town from claims of unfair treatment. Given the lateness of the hour, the Town Board agreed not to take action on the Proposed Endorsement Policy.

PRIVILEGE OF THE FLOOR:

(none)

MONTHLY BUSINESS

APPROVAL OF MINUTES

RESOLUTION 2017-112: APPROVAL OF MINUTES: 5/23, 5/30/17

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

Moved: Mr. Goldman Seconded: Ms. Zahler

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

Vote: 4-0

Date Adopted: 6/13/17

APPROVAL OF CLAIMS

RESOLUTION 2017-113: APPROVAL OF CLAIMS

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

Moved: Ms. Thomas Seconded: Mr. Goldman

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

Vote: 5-0

Date Adopted: 6/13/17

ADJOURN:

Mr. Goldman moved to adjourn the meeting at 9:48pm; seconded by Ms. Zahler and passed unanimously.

APPENDIX:

REPORTS FROM REPRESENTATIVES:

Mr. Dennis shared the following:

- The budget committee recently asked the county administrator to build next year's budget with a 2.4 levy increase. The proposal includes a living wage for all the human service agencies that the county funds. They are hoping to complete the budget by Nov. 9 and stay below the tax cap.
- TC3 (Tompkins –Cortland Community College) is working on budget and hoping for increased funding from the counties. Cortland has agreed, but Tompkins has not.
- Foodnet funding was cut by NYS so the county helped make up the difference.
- The jail study is on-going; they are hoping a final report will be done in the fall.
- The county is currently in labor negotiations.

TOWN REPORTS:

PLANNING/ZONING- Submitted by Ms. Kiley

Planning Board

On 5/16, the PB reviewed and approved two site plans: a single family residence on a flag lot on Perry City Rd, and a pavilion at the Cayuga Nature Center. On 6/6, the PB approved a subdivision on Dubois Rd, and also continued the review of the Inn at Taughannock variance proposal, which include several sign variances and variances for setback along Gorge Rd and building height.

Board of Zoning Appeals

The BZA approved a setback variance for a garage to be located on Taughannock Blvd.

Grants

Zoning Updates Grant – The steering committee discussed the comments from boards/committees on the draft ag/rural zoning on May 25 and June 1.

Salo Drive Land Acquisition – Reviewed the contract from the State with input from the attorney for the town.

Clean Energy Communities – three of the four required High Impact Actions have been submitted; two have been approved; and we are waiting to hear about approval on the third. The fourth action item is close to completion. As a reminder, once the fourth action item is submitted and approved, the Town is eligible for \$100,000 or \$50,000 in grant funding.

Other Meetings/Issues

Climate Smart Communities (CSC) – representatives from CCE are helping the town reach this designation, which helps with future grant applications.

Community Choice Aggregation (CCA) – 5/26: The group discussed a recent conference on CCAs and continued to discuss next steps.

Water Resources Council (WRC) – 5/15: the council discussed the Stormwater Annual Report for the 10 regulated MS4s, and heard about several projects undertaken by the Tompkins County Soil and Water Conservation District.

CODE OFFICER- Submitted Mr. Myers:

Building Permits issued	16
Plan Reviews	9
Certificate of Occupancy issued	1
Certificate of Compliance issued	7
Complaints Received	3
Complaints Resolved	3
Inspections (Footers, Foundations, Plumbing, Insulation, roofing, Pools, Etc.)	42
New Site Inspections	12
Building Review Consultations (pre-plan meetings, Future Building/Remodeling)	14
Fire Safety Inspections	5
Code Training Seminars	0
County Assessment Report	1
Open property in violation cases	12
Property violations resolved	2

Value of Permits issued: \$ 1,053,607

Building Permit fees collected for month: \$ 3,039

TOWN CLERK- submitted by Ms. Parlato

LICENSES/PERMITS issued:	#
Sporting licenses	23
Disabled parking permits	9
Dog licenses and renewals	178
Marriage licenses	1
Plumbing permits	1
Address assignments	1
Notarizations	3
FOIL requests	1

FINANCIAL REPORT:

\$3096.50	TOTAL Collected for fees & licenses
\$2532.89	stays in the town
\$563.61	goes to the state

CLERK's OFFICE TASKS:

- Dog enumeration (census)- mailed form to all households, processed about 900 responses; 125 new licenses.
- Routine tasks:
 - Notarized documents for citizens
 - Ordered supplies
 - Retrieved, sorted, vouchered mail
 - Answered inquiries on various topics
 - Took and wrote up meeting minutes

- Kept website current
- Sent listserv messages to residents (2/month)
- Mailed and posted dog licenses; issued tickets as needed
- Assist other departments when possible
- Respond & fulfill FOIL requests- coordinate with other departments as necessary

WATER DISTRICT TASKS:

- Billing cycle- created new bills & sent out
- Posted incoming bills
- Updated testing spreadsheets

COMMITTEES/ASSOCIATIONS:

Health Consortium:

- Attended May 4 meeting, May 10 retreat and May 26 meeting for CanaRx.

SUPERVISOR REPORT - submitted by Ms. Thomas

Jacksonville

Water District 3

- Rural Development grant response
- Notify TTHM Working Group of funding options to help in decision about Rural Development grant funds. Organize and present background material.
- Write up summary of TTHM Working Group meeting for TB and present with above information.
- Write quarterly letter to WD3 customers updating them on TTHM remediation progress.
- Gather documents, write and send Quarterly report for Department of Health.
- Contract with municipal financial advisor and bond counsel.
- Analyze costs of Rural Development funding change from 75% to 50% grant funding.
- Assist with application for additional grant funding through NYS EFC.

Parks and Recreation

Trails Grant:

- Meet with Ithaca Convention and Visitor's Bureau (CVB) about migrating trails site to the CVB.
- Provide accounting of grant.

Zoning update

- Read through comments from all committees reviewing ag land draft.

Energy

- EV charging stations – read through information
- CEC Funding – options for funding should town be successful in the CEC program.
- PILOT – continue to work with IDA on final PILOT for proposed large solar installation. Write up cost comparisons for verification by IDA and County Assessor.
- TCCOG Energy Task Force – draft agenda, organize information to present, chair meeting.

Other

- Orientation of new bookkeeper.
- Assist Bookkeeper with questions from the NYS Comptroller's Office.
- Zoning update contract extension
- CAFO request for water withdrawal from and discharge near Trumansburg Creek
- Assist with article about demolished condemned buildings in Ulysses

- UNA – work with Mariette, Darby and the County to finalize purchase of land.
- Work with Mayor of Tburg on sidewalk rebid.
- Training on multiyear financial planning
- Training on financial responsibilities of the Town Clerk.
- Continue work on Manse Road re: ownership
- Assist with organization of documents needed to finalize contract with NYS for purchase of land on Salo Drive and work on documents needed for purchase of land from Habitat for Humanity.
- Contribute information/articles for listserv news.
- Unique Natural Area: actions necessary to proceed with change of ownership of land with Tompkins County.
- What to do about proclamations.
- CAFO – documents for amicus status.
- Reorganized documents in the All_share water folder
- Organizing contracts.

Meetings

5/9 – Cortland USDA office to talk to Rural Development Grants Manager
 5/9 – Town Board meeting
 5/15 – with Mayor about sidewalk
 5/16 – meet with residents concerned over Taughannock Farms Inn
 5/16 – Meet with Chair of Sustainability and Conservation Advisory Committee about CEC projects. 5/22 – meet with TTHM Working Group

BOOKKEEPER- Submitted by Ms. Thompson

Regular Duties:

- Payroll
 - Processed & reconciled payrolls 10 & 11
 - Updated employee changes as needed
- Banking
 - Completed regular bank deposits – in person for cash with remote deposit system for checks
 - Completed regular bank account transfers to cover payments
- NYSLRS
 - Monthly Reporting
- Payments
 - Produced vouchers for monthly pre-pays, insurance invoices and other miscellaneous payments.
 - Reviewed monthly vouchers & abstract
 - Printed checks for pre-pays and scheduled voucher payments
- Month End Close Out - April
 - Entered all cash receipts (general receipts, WD accounting, etc.)
 - Entered all Payroll entries (cash receipts, cash disbursements & general journal entries)
 - Entered all cash disbursements
 - Entered all general journal entries (bank transfers, interest, WD3 billings & other general journal entries)
 - Close out steps (Load abstracts, close CR & CD journals & print reports)

- Reviewed month end financial reports and distributed them to Town Board and department heads
- Trainings
 - Read Office of the State Comptroller's Accounting and Reporting Manual (ARM)
 - Continued to compile reference materials
 - Greater Tompkins County Health insurance Consortium 4th Annual Education Retreat - May 10
 - NYS Comptroller's Advanced Accounting School - May 23-25
 - NYS OSC Webinar – Multi-Year Planning May 18

Meetings:

- 05/09/2017 – Town Board Meeting

Non-Regular Duties:

- AUD 2016
 - Many hours of research regarding questions and concerns about the 2016 AUD
 - Researched and wrote up narrative for first of the AUD adjustments
 - Communication with accountant and software support person about how to handle these adjustments
- File Review
 - Continues file (physical & electronic) review to help with historic & ongoing knowledge
- Procedures
 - Continued to update and refine written accounting procedures
- Other Accounting
 - Communicated with accountant and software support person in regards to how to handle addition of money to A236 Assigned Funds

Up Coming

- Trainings & Meetings
 - Seminar for Local Officials - June 14, Budget Process & Financial Reports
 - Continue other training as needed
- AUD 2016
 - Finalize 2016 AUD adjustments (hopefully)
- Audit 2016
 - Continue preparation of documents required for the audit
 - Audit site visit starting June 20 (hopefully complete by Jun 23)
- 2017 Financial Files
 - Adjustments will need to be made to 2017 beginning balances in light of corrections that needed to be made to 2016 financial records
- Other Accounting
 - Research, review and resolve outstanding 2017 accounting corrections/adjustments
- File Review
 - Continue file review

PRIVILEGE OF THE FLOOR:

Mr. Dennis received complaints about Dubois Road. The county will work on the south end (from Route 96 to Perry City Road) this season and the north end next season (next year).

Dr. Rob MacKenzie commented on agenda item 9a. He lives in the neighboring Town of Hector and has studied health and safety issues related to the Finger Lakes salt layers. He feels that even with good intentions, neither regulators (DEC) nor industry have been able to prevent salt-geology catastrophes and referred to incidents in 1965, 1975 and 1995. He encouraged the board to pass the resolution encouraging the DEC to have an open comment period.

Respectfully submitted by Carissa Parlato on 6/20/17.