

LAKE LUZERNE TOWN BOARD
PUBLIC HEARING AND
REGULAR TOWN BOARD MEETING
JUNE 8, 2009

MEETING CALLED TO ORDER AT 7:00PM WITH THE FOLLOWING BOARD MEMBERS PRESENT: COUNCILMAN WATERHOUSE, COUNCILMAN MCLAIN, COUNCILMAN SHIEL, COUNCILMAN DIEHL. ALSO PRESENT: ATTORNEY RUSSELL THARP JR.

SUPERVISOR ALLOWED PRESENTATION BY WAYNE LAMOTHE OF WARREN COUNTY PLANNING REGARDING THE POSITION OF SHERI NORTON AS GIS SYSTEM COORDINATOR. THIS POSITION WAS SELECTED BY THE DEPARTMENT HEAD FOR LAYOFF OR DELETION IN THAT DEPARTMENT. IT IS ESTIMATED THAT THE PLANNING DEPARTMENT PROVIDES 60 HRS PER YEAR PER EACH TOWN IN WARREN COUNTY. MS NORTON'S SERVICES, WHICH INCLUDE 911 ADDRESS COORDINATION AND ASSIGNING, BACK UP WORK FOR THE ASSESSOR OFFICE TAX ROLLS, AND THE SOFTWARE BACK UP FOR THE ZONING OFFICE. IF THOSE SERVICES HAVE TO BE REPLACED BY EACH TOWN, THEY WOULD BE CONTRACTED OUT AT A COST OF \$125.00 PER HR. AND FOR WHAT SHE DID FOR LAKE LUZERNE LAST YEAR IT WOULD HAVE COST THE TOWN \$7,000. MR. LAMOTHE IS LOOKING TO SEE IF THE TOWNS MIGHT BE INTERESTED IN PROVIDING \$2,500 TOWARD KEEPING THESE SERVICES AT THE COUNTY. THE PLANNING DEPT WILL FORWARD ANY INTEREST TO THE BOARD OF SUPERVISORS. THE BOARD WILL CONSIDER THIS AT A WORKSHOP OR CONTINUATION MEETING.

PUBLIC HEARING ON ESTABLISHING AN AMBULANCE DISTRICT SEPARATE FROM THE FIRE DISTRICT WAS CALLED TO ORDER AT 7:10 PM. THE TOWN CLERK READ THE NOTICE OF PUBLIC HEARING AS FOLLOWS:

LEGAL NOTICE OF PUBLIC HEARING
ON THE ESTABLISHMENT OF AN AMBULANCE DISTRICT
IN THE TOWN OF LAKE LUZERNE

NOTICE IS HEREBY GIVEN THAT A PUBLIC HEARING WILL BE HELD MONDAY, JUNE 8, 2009 AT THE LAKE LUZERNE MUNICIPAL COMPLEX 539 LAKE AVENUE LAKE LUZERNE, NY AT 7:00 PM PURSUANT TO SECTION 209-D OF THE TOWN LAW OF THE STATE OF NEW YORK AND THE RESOLUTION #50 OF 2009 TO HEAR INFORMATION AND COMMENT OF ALL PERSONS INTERESTED ON THE ISSUE OF THE CREATION OF A NEW AMBULANCE DISTRICT TO SERVE THE ENTIRETY OF THE TOWN OF LAKE LUZERNE NY. THE MAP, PLAN AND REPORT SETTING FOR THE STATUTORY MANDATES WERE DULY FILED WITH THE TOWN CLERK ON MAY 4, 2009, DULY REFERENCED IN THE MEETING MINUTES OF THE TOWN BOARD AT ITS REGULARLY SCHEDULED MEETING ON MAY 11, 2009 AND AVAILABLE FOR PUBLIC INSPECTION AT THE OFFICE OF THE TOWN CLERK DURING NORMAL BUSINESS HOURS. LAKE LUZERNE TOWN BOARD, CYNTHIA SHERWOOD, TOWN CLERK, PUB: MAY 28, 2009

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SUPERVISOR TURNED MEETING OVER TO ATTORNEY FOR THE FIRE DISTRICT, TERENCE HANNIGAN WHO OUTLINED IN A POWER POINT PRESENTATION :

CURRENT SITUATION:

- AMBULANCE SERVICE PROVIDED BY LHCFD
- FIRE DISTRICTS CANNOT CHARGE FOR THE PROVISION OF AMBULANCE AND EMERGENCY MEDICAL SERVICES GML 209-B)
- DEMAND FOR AMBULANCE SERVICE HAS REQUIRED LHCF TO HIRE STAFF TO ENSURE 24-HR COVERAGE FOR THE TOWN
- AMBULANCE CONSUMES OVER 50% OF CURRENT FIRE BUDGET

EVOLVING PROBLEMS – AN EVER INCREASING BURDEN ON THE LHCFD:

EMS STAFFING AND NON-FIRE SUPPRESSION RELATED EXPENSES COMPROMISE THE ESSENTIAL PURPOSE OF THE LHCFD

- THE PROVISION FOR AND RETENTION OF STAFF
- DIFFERENT FROM THE WAY THAT THE LHCFD HAS PROVIDED PERSONNEL IN THE PAST
- THE RISING COST OF THE SERVICE
- AMBULANCE SERVICE COMPRISES MORE OF LHCFD'S BUDGET EACH YEAR
- NO EXPECTATION THAT MEDICAL COSTS WILL DECREASE

THE PLAN:

- CREATE AMBULANCE DISTRICTS IN THE TOWNS OF LAKE LUZERNE AND HADLEY
- FUNCTIONALLY "CONSOLIDATE" THE AMBULANCE DISTRICTS SO THAT THEY OPERATE AS ONE DISTRICT.
- THIS WOULD MIRROR THE CONSOLIDATED FIRE DISTRICT ALREADY IN PLACE TO SERVE THE TOWNS.

WHAT IS AN AMBULANCE DISTRICT?

AN AMBULANCE DISTRICT IS A SPECIAL TAXING DISTRICT LIKE A SEWER DISTRICT OR A WATER DISTRICT.

UNLIKE THE LHCFD THE AMBULANCE DISTRICT
ULTIMATELY ANSWERS TO THE TOWN BOARD.

- DESIGNED TO RAISE REVENUE TO FUND EMERGENCY MEDICAL SERVICES.

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- INTENDED TO PROVIDE OVERSIGHT OF AMBULANCE SERVICE

OBJECTIVES OF THE PLAN:

- CONTINUITY OF COMMUNITY BASED AMBULANCE SERVICE TO MEET THE NEEDS AND EXPECTATIONS OF THE RESIDENTS.
- ESTABLISH A “BOARD OF AMBULANCE DISTRICT COMMISSIONERS”
- PROVIDE A MANAGEMENT STRUCTURE SIMILAR TO CURRENT LHCDF.
- OVERSEES AND MONITORS OPERATIONS OF AMBULANCE SERVICE
- ASSISTS IN THE CREATION OF ANNUAL BUDGET FOR AMBULANCE SERVICE
- REVIEWS BUDGET/CONTRACT SUBMITTALS AND MAKES RECOMMENDATIONS TO TOWN AND AMBULANCE SERVICE
- REPORTS AND RESPONDS TO TOWN GOVERNMENT AND RESIDENTS.
- PROVIDE FOR A SEPARATE LINE-ITEM ENTRY ON TAX BILLS THAT SPECIFIES THE AMOUNT UTILIZED FOR THE PROVISION OF EMERGENCY MEDICAL AND AMBULANCE SERVICES
- PROVIDES ACCOUNTABILITY
- PROMOTES COMMUNITY AWARENESS
- ESTABLISH A DEDICATED AND IDENTIFIABLE STREAM OF TAX-BASED REVENUE FOR THE PROVISION OF AMBULANCE AND EMERGENCY MEDICAL SERVICE IN THE DISTRICT.
- THE ESTABLISHMENT AND OPERATION OF A TOWN-WIDE AMBULANCE SERVICE THAT IS DISTINCT FROM THE LHCDF AND FIRE COMPANY
- CAUSE A REDUCTION IN THE CURRENT LHCDF TAX ASSESSMENT FOR RESIDENTS THROUGH THE REMOVAL OF EMS AND AMBULANCE SERVICE FROM THE LHCDF.
- PROMOTE RECRUITMENT AND RETENTION OF VOLUNTEER AND PAID EMS STAFF APART FROM THOSE INDIVIDUALS INVOLVED IN THE FIRE SERVICE.
- ALLEVIATE THE BURDEN PLACED ON THE LHCDF AND ITS FIREFIGHTERS BY REMOVING THE EMS OPERATION FROM LHCDF
- WORK WITH THE BOARD AND OFFICERS OF NEWLY CREATED AMBULANCE SERVICE COMPANY TO INSURE APPROPRIATE AND COST EFFICIENT EMERGENCY MEDICAL SERVICES.
- IMPLEMENT COST RECOVERY ON A FEE FOR SERVICE BASIS FOR INDIVIDUALS UTILIZING THE AMBULANCE SERVICE.

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TO THE EXTENT PRACTICABLE:

- FOLLOW THE FISCAL MODEL AND PROCEDURE OF THE LHCFD FOR GOVERNANCE OF THE AMBULANCE DISTRICT.
- PATTERN THE AMBULANCE DISTRICT'S RELATIONSHIP WITH THE AMBULANCE SERVICE AFTER THE FIRE DISTRICT-FIRE COMPANY MODEL.

IMPLEMENTATION:

- EXECUTE A MUNICIPAL COOPERATION AGREEMENT WITH HADLEY ONCE EACH TOWN HAS ESTABLISHED AN AMBULANCE DISTRICT.
- IT IS CONTEMPLATED THAT THE TOWN BOARDS WILL APPOINT SOME CURRENT MEMBERS OF THE LHCFD BOARD OF FIRE COMMISSIONERS TO SERVE AS COMMISSIONERS IN EACH AMBULANCE DISTRICT FOR TRANSITION PURPOSES.

MUNICIPAL COOPERATION AGREEMENT - CONTRACT WITH NEWLY CREATED NOT-FOR-PROFIT AMBULANCE COMPANY.

HOW WILL IT WORK? – STRUCTURE OF THE NEW AMBULANCE SERVICE

- NOT-FOR-PROFIT CORPORATION ORGANIZED FOR THE SOLE PURPOSE OF PROVIDING EMERGENCY MEDICAL AND AMBULANCE SERVICES.
- THE EMS ASSETS (EQUIPMENT) CURRENTLY OWNED BY THE LHCFD WILL BE LOANED, LEASED, SOLD OR TRANSFERRED TO THE AMBULANCE DISTRICTS.
- THE TOWN (S) THROUGH THE AMBULANCE DISTRICT(S) WILL CONTRACT WITH THE NEW AMBULANCE SERVICE FOR THE PROVISION OF EMERGENCY MEDICAL AND AMBULANCE SERVICES.

BY THE NUMBERS – THE COST TO A TYPICAL PROPERTY IN LAKE LUZERNE

- LAKE LUZERNE'S TAXABLE VALUE: \$351,127,824.00.
- AVERAGE ASSESSMENT PER PARCEL: \$137,000
- BASED ON 2009 LHCFD BUDGET LAKE LUZERNE'S AMBULANCE TAX RATE PER THOUSAND WOULD HAVE BEEN \$.66

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BASED ON THE 2009 FIRE DISTRICT BUDGET OF \$380,41600 FOR AMBULANCE AND EMS SERVICES THE AVERAGE ANNUAL TAX PER RESIDENCE IN LAKE LUZERNE WOULD BE \$46.58, ANNUAL TAX PER AVERAGE PARCEL WOULD BE \$90.42.

OVERSIGHT AND CONTROL:

- THE TOWN BOARD WOULD OVERSEE THE AMBULANCE DISTRICT
- THE TOWN BOARD MAY DELEGATE ADMINISTRATIVE FUNCTIONS TO A DISTRICT BOARD OF AMBULANCE COMMISSIONERS (TOWN LAW 198)
- THE TOWN BOARD CAN APPOINT MEMBERS TO THE DISTRICT BOARD OF AMBULANCE COMMISSIONERS OR PROVIDE THAT THE COMMISSIONERS BE ELECTED.

ANNUAL BUDGET:

- THE BUDGET WOULD BE PREPARED IN OR ABOUT 2009 BY THE BOARD OF AMBULANCE DISTRICT COMMISSIONERS
- IT WOULD BE PREPARED IN A MANNER SIMILAR TO THE CURRENT PRACTICE OF PREPARING THE FIRE DISTRICT BUDGET **EXCEPT** THAT THE AMBULANCE DISTRICT BUDGET WOULD BE SUBMITTED TO THE TOWN AND WILL REQUIRE APPROVAL BY THE TOWN BOARD AND THE ANNUAL BUDGET AND THE AMBULANCE SERVICE CONTRACT AMOUNT WILL TAKE INTO CONSIDERATION REVENUES GENERATED BY PATIENT BILLING.

TIMETABLE:

- IT IS CONTEMPLATED THAT THE AMBULANCE DISTRICT WILL BE ESTABLISHED FOR THE PURPOSES OF CREATING A BUDGET FOR THE 2010 CALENDAR YEAR.
- AMBULANCE DISTRICT WOULD ASSUME CONTROL AND OVERSIGHT OVER AMBULANCE SERVICE EFFECTIVE JANUARY 1, 2010.
- A SMOOTH TRANSITION IS EXPECTED GIVEN THE INSTITUTIONAL HISTORY AND GUIDANCE PROVIDED BY THE LHCFD TO THE NEW AMBULANCE DISTRICT.

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BENEFITS – REALIZED BY THE ESTABLISHMENT OF THE AMBULANCE DISTRICT

- CONTINUITY OF THE PROVISION OF EMERGENCY MEDICAL AND AMBULANCE SERVICES – WITH A LIKELY ENHANCEMENT GIVEN THE AUTONOMY OF OPERATING OUTSIDE OF THE EXISTING FIRE SERVICE.
- DECREASE IN A TAX LEVY FOR LHCFD
- SEPARATE AND DISTINCT AMBULANCE BUDGET – PROVIDES A LINE-ITEM ENTRY ON RESIDENTS' ANNUAL TAX BILLS
- COST RECOVERY IN THE FORM OF FEE FOR SERVICES BILLING FOR THOSE THAT USE THE AMBULANCE SERVICE.

AT THE CONCLUSION OF THE PRESENTATION THERE WERE QUESTIONS AND COMMENTS FROM THE AUDIENCE AS TO THE LOCATION OF THE AMBULANCE WHICH FOR NOW WILL BE AT THE FIRE HOUSE. ALL COMMENTS FROM THE AUDIENCE WERE FAVORABLE IN THAT SERVICES CAN BE BILLED TO INSURANCE COMPANIES TO HELP OFFSET THE COSTS.

BOB SHERMAN: DISCUSSION OF ABILITY TO BILL MEDICARE AND MEDICAID AND PRIVATE INSURANCE COMPANIES THAT WILL REIMBURSE TO A GREAT EXTENT THE COSTS OF THE SERVICE.

ATTORNEY HANNIGAN: A MULTI CAR ACCIDENT GENERATES REVENUE.

MR. HANLON: WHEN OUR AMBULANCE GOES OUT FOR MUTUAL AID TO CORINTH WE DO NOT GET PAID. WITH THIS SEPARATION ARRANGEMENT, THERE WOULD BE BILLING. IT IS A WIN WIN FOR ALL.

FIRE CHIEF JAMIE ELLIS – CURRENTLY THERE ARE 5 EMS MEMBERS. ADVISED THAT EMT TRAINING IS SUBJECT TO CONSTANT UPGRADE AND RECERTIFICATION. FIREMEN DO NOT HAVE TO RECERTIFY.

MIKE SCHAFFER – SEASONAL RESIDENTS COME MORE OFTEN AS THEY GET OLDER AND WILL LOVE THIS GREAT PLAN.

COMMISSIONER HANLON: THERE IS COOPERATION BETWEEN THE TOWN BOARDS OF HADLEY AND LAKE LUZERNE AND THE FIRE COMPANY. HE SEES NOTHING THAT WILL STOP THE PROCESS. THIS HAS BEEN GOING ON

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FOR A LONG TIME. HADLEY WILL MEET ON THURSDAY NIGHT FOR PUBLIC HEARING.

ROD JOHNSON – ASKED IF THIS WAS FEASIBLE IN A 6 MONTH TIME PERIOD OR IF THERE IS A WRENCH IN THE WORKS. ? COMMISSIONER HANLON FEELS THAT THIS IS TOO FAR ALONG FOR MUCH OF A PROBLEM AND ASSURED THAT THERE WOULD BE NO LAPSE IN SERVICES.

CHIEF ELLIS: TAXES GO UP FOR SERVICES. IT MAKES SENSE TO RECOVER REVENUE FOR THE SERVICES.

SUPERVISOR MERLINO: THE FUNDS WILL BE THERE FOR THE BUDGET. THERE WILL BE THINGS TO HAMMER OUT SUCH AS EQUIPMENT AND WHERE IT WILL BE, THERE ARE STILL QUESTIONS AND CONCERNS, BUT IF WE DON'T START WE WON'T GET IT DONE.

PUBLIC HEARING WAS CLOSED UPON A MOTION BY COUNCILMAN MCLAIN, SECONDED BY COUNCILMAN WATERHOUSE. ALL IN FAVOR, AYE NONE OPPOSED.

ATTORNEY FOR THE TOWN RUSSELL THARP READ THE PROPOSED RESOLUTION FOR DISCUSSION OF THE BOARD.

RESOLUTION #59 OF 2009 - RESOLVED UPON A MOTION BY SUPERVISOR MERLINO , SECONDED BY COUNCILMAN WATERHOUSE TO ESTABLISH AN AMBULANCE DISTRICT

DISCUSSION ON THE MOTION :

COUNCILMAN SHIEL WISHES WE HAD MORE TIME FOR REFERENDUM AND FEELS THAT THE FIGURES ARE SOMEWHAT MISLEADING AS TO THE REVENUE OFFSET BUT HE REALIZES THIS HAS TO BE DONE BY THE FIRST OF THE YEAR.

COUNCILMAN DIEHL WISHES MORE PEOPLE HAD COME TO THIS HEARING AND FEELS THAT THE FIRST TAX BILLS WILL CAUSE CONCERN. HOWEVER, THE POSITIVE COMMENTS MADE AT TONIGHT'S PUBLIC HEARING WILL WEIGH INTO HIS VOTE.

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*COUNCILMAN WATERHOUSE FEELS THAT IT IS WELL WORTH THE COSTS
COUNCILMAN MCLAIN – HOPES COSTS CAN BE CONTROLLED AND IT WILL BE
FINE.*

*SUPERVISOR MERLINO – FEELS THE SAME AND THEY ARE RIGHT ON COURSE
WITH THE MONEY PUT IN BY LAKE LUZERNE AND HADLEY FOR THIS YEAR.
AND EVEN IF WE SPENT \$400,000 AND GOT BACK \$100,000 THAT IS A PLUS. WE
CAN'T PREDICT 5 OR 8 YEARS FROM NOW.*

WHEREAS, THE TOWN BOARD BY RESOLUTION DATED APRIL 13, 2009
AUTHORIZED THE PREPARATION OF A GENERAL MAP, PLAN AND REPORT
CONCERNING THE PROVISION OF EMERGENCY MEDICAL SERVICES IN THE
TOWN OF LAKE LUZERNE; AND

WHEREAS, SAID GENERAL MAP, PLAN AND REPORT WERE DULY FILED
WITH THE OFFICE OF THE LAKE LUZERNE TOWN CLERK ON MAY 4, 2009;
AND

WHEREAS, THE TOWN BOARD BY RESOLUTION DATED MAY 11, 2009
ADOPTED AND ACCEPTED THE GENERAL MAP, PLAN AND REPORT ON FILE
AT THE TOWN CLERK AND FURTHER MADE ALL NECESSARY PROVISIONS
AS REQUIRED BY TOWN LAW CONCERNING THE ESTABLISHMENT OF SAID
AMBULANCE DISTRICT AND FURTHER SET THE DATE OF JUNE 8, 2009 AS
THE DATE FOR THE PUBLIC HEARING CONCERNING THE ESTABLISHMENT
OF SAID DISTRICT AS REQUIRED BY TOWN LAW; AND

WHEREAS PUBLIC NOTICE OF SAID PUBLIC HEARING WAS DULY
PUBLISHED BY THE TOWN CLERK AS REQUIRED BY TOWN LAW; AND
WHEREAS, THE PUBLIC HEARING WAS DULY HELD BY THE TOWN BOARD
ON JUNE 8, 2009 AND WAS COMPLETED ON THAT DATE;

NOW, THEREFORE, BE IT RESOLVED AND DETERMINED BY THE TOWN
BOARD OF LAKE LUZERNE THAT THE NOTICE OF HEARING WAS
PUBLISHED AND POSTED AS REQUIRED BY LAW AND IS OTHERWISE
SUFFICIENT AS REQUIRED BY THE TOWN LAW AND BE IT FURTHER

RESOLVED AND DETERMINED, THAT ALL THE PROPERTY AND
PROPERTY OWNERS WITHIN THE PROSPECTIVE DISTRICT ARE BENEFITED
BY THE ESTABLISHMENT OF SAID DISTRICT AND FURTHER BE IT

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RESOLVED THAT ALL PROPERTY AND PROPERTY OWNERS BENEFITED ARE INCLUDED WITHIN THE LIMITS OF THE PROPOSED DISTRICT AND BE IT FURTHER :

RESOLVED AND DETERMINED , THAT THE ESTABLISHMENT OF SUCH AMBULANCE DISTRICT IS IN THE PUBLIC INTEREST AND FURTHER BE IT;

RESOLVED AND DETERMINED, THAT TOWN BOARD OF THE TOWN OF LAKE LUZERNE HEREBY APPROVES THE ESTABLISHMENT OF THE AMBULANCE DISTRICT AS PREVIOUSLY DESCRIBED ON THE MAP, PLAN AND REPORT FILED WITH THE TOWN CLERK AND THAT SAID RESOLUTION IS SUBJECT TO A PERMISSIVE REFERENDUM AS PROVIDED BY THE TOWN LAW AND BE IT FURTHER;

RESOLVED AND DETERMINE, THAT THE TOWN CLERK SHALL CAUSE TO BE PREPARED AND HAVE AVAILABLE FOR DISTRIBUTION PROPER FORMS FOR THE PETITION REQUESTING SUCH REFERENDUM AND SHALL DISTRIBUTE A SUPPLY TO ANY PERSON REQUESTING SAME.

ROLL CALL VOTE: COUNCILMAN WATERHOUSE, AYE, COUNCILMAN MCLAIN, AYE, COUNCILMAN SHIEL, AYE, COUNCILMAN DIEHL, AYE, SUPERVISOR MERLINO, AYE.

MEMBERS VOTING: 5

DATED: JUNE 8, 2009

ADOPTED: VOTE – AYES: 5 NAYS: 0

FLOOR OPEN TO PUBLIC:

ROD JOHNSON: TOWN JUSTICE . THANKED SUPERVISOR MERLINO FOR THE LEADERSHIP HE PROVIDED THAT PUT US IN A FACILITY LIKE THIS. IF HE HADN'T BEEN HERE, THIS WOULDN'T HAVE HAPPENED; ADVISED THAT THE CAMP WOOD BUSINESS IS DOWN OVER 50% FROM LAST YEAR; CONCERNED ABOUT NYS LEGISLATURE BILL A05899 THAT CALLS FOR VAST CHANGES IN THE STRUCTURE OF LOCAL JUDICIAL SYSTEMS SOME OF WHICH WOULD REQUIRE CONSOLIDATION OF COURTS, THAT ALL JUDGES BE LAWYERS, AND ASKED THAT THE TOWN BOARD READ OVER THE MATERIAL AND MAKE A RESOLUTION IN OPPOSITION TO THIS BILL. LETTER FROM THE MAGISTRATES ASSOCIATION IN OPPOSITION TO BILL A05899. ENCOURAGED THE BOARD TO TAKE ACTION AN TALK TO STATE

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SENATOR ON THIS ISSUE THAT PROPOSES AN "OPT OUT" PROCEDURE WHEREBY A DEFENDANT IN CERTAIN CIRCUMSTANCES CAN TRANSFER HIS CASE TO A COURT WHERE THE JUDGE IS ALSO AN ATTORNEY. THINK ABOUT THE FACT THAT 67% OF TOWN JUSTICES ARE NON ATTORNEYS. IN LEWIS COUNTY THERE IS NOT ONE ATTORNEY JUSTICE. THINK ABOUT THE BACK LOG OF WORK THAT WOULD CREATE. JUDGE FEELS IT IS A BAD BILL AND A BAD IDEA.

ANOTHER DOCUMENT GIVEN THE BOARD DEALS WITH THE FUTURE OF NYS LOCAL COURTS AND THE THEME OF CONSOLIDATION CURRENTLY IN THE LEGISLATURE. IT IS IMPORTANT THAT NYS WANTS TO CONSOLIDATE THE COURTS AND PERHAPS OFFENSES COMMITTED IN STONY CREEK WOULD BE HEARD IN WARRENSBURG TOWN COURT . THE STATE DOES NOT TALK ABOUT HOW THEY WILL SUPPORT THESE IDEAS FINANCIALLY.

MIKE SCHAFFER – MILFOIL : JUNE 20 AND 21 THE ACT COMMITTEE WILL BE MOVING MATS AT NICKS BEACH.

FIRE CHIEF ELLIS: ADVISED THE TOWN BOARD THAT HE WOULD LIKE TO FORM AN EMERGENCY PLAN OF ACTION USING THE NEW TOWN HALL AS COMMAND CENTER IN THE EVENT THAT THE TOWN SUFFERS A FLOOD OR DAM BREAK OR OTHER CATASTROPHE THAT WOULD . COUNCILMAN MCLAIN WILL ALSO WORK WITH HIM ON A PLAN.

RESOLUTION # 60 OF 2009 – RESOLVED UPON A MOTION BY COUNCILMAN MCLAIN, SECONDED BY COUNCILMAN SHIEL TO ACCEPT THE MINUTES OF MARCH 9, 2009 . ROLL CALL VOTE: COUNCILMAN WATERHOUSE, AYE, COUNCILMAN MCLAIN, AYE, COUNCILMAN SHIEL, AYE, COUNCILMAN DIEHL, AYE, SUPERVISOR MERLINO, ABSTAIN. (ABSENT)

RESOLUTION # 61 OF 2009 – RESOLVED UPON A MOTION BY COUNCILMAN DIEHL, SECONDED BY COUNCILMAN MCLAIN TO ACCEPT MINUTES OF MAY 29, 2009. ROLL CALL VOTE: COUNCILMAN WATERHOUSE, AYE, COUNCILMAN MCLAIN, AYE, COUNCILMAN SHIEL, AYE, COUNCILMAN DIEHL, AYE, SUPERVISOR MERLINO, AYE.

RESOLUTION # 62 OF 2009 – RESOLVED UPON A MOTION BY COUNCILMAN MCLAIN, SECONDED BY COUNCILMAN DIEHL TO PAY THE MONTHLY BILLS

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AS PRESENTED. ROLL CALL VOTE: COUNCILMAN WATERHOUSE, AYE, COUNCILMAN MCLAIN, AYE, COUNCILMAN SHIEL, AYE, COUNCILMAN DIEHL, AYE, SUPERVISOR MERLINO, AYE.

ATTORNEY THARP:

ADVISED THE BOARD THAT HE SENT A LETTER TO THE CONSTRUCTION COMPANY THAT WORKED ON THE VANARE DAM AND TO DATE HAS HAD NO RESPONSE .

COUNCILMAN MCLAIN – WARREN COUNTY IS COMING TO BEGIN PAVING ON SCHOOL ST, BAY RD AND EAST RIVER DRIVE NEXT WEEK.

SUPERVISOR MERLINO;

SPOKE TO DEC REGARDING THE REPAIRS OUTLINED IN THE ORIGINAL NYS PERMIT. MR GALUSHA IS COMING NEXT WEEK TO REVIEW THE DAM PROJECT.

NOTED A BEAVER DAM PROBLEM ON GLENS FALLS MOUNTAIN ROAD.

OLD BUSINESS:

PEG GUARINO ASKED IF THERE ARE ANY PLANS FOR FARMER’S MARKET ON THE HARMON HOUSE PROPERTY.
AT THIS TIME NO.

COUNCILMAN DIEHL – SUGGESTED AGREED THAT THE BOARD MAKE A RESOLUTION AGAINST THE NYS BILL A05899 IN THAT THERE ARE NO COST ADVANTAGES AND LOCAL LEVEL SERVICE IS MORE EFFICIENT.

THE TOWN CLERK ASKED THAT HER JOB AND THE HIGHWAY SUPT JOBS BE INCLUDED IN THEIR RESOLUTION. THE BOARD AGREED AND ASKED THE CLERK TO PREPARE THE LANGUAGE OF THE RESOLUTION .

RESOLUTION # 63 OF 2009 – RESOLVED UPON A MOTION BY COUNCILMAN DIEHL, SECONDED BY COUNCILMAN SHIEL THAT THE TOWN BOARD OF LAKE LUZERNE OPPOSE NYS BILL #A05899 IN THAT THE PROPOSED BILL IGNORES MUNICIPAL HOME RULE AND BE IT FURTHER RESOLVED THAT THE TOWN BOARD OF LAKE LUZERNE OBJECTS

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TO CONSOLIDATION OF JUDICIAL SERVICES AS WELL AS THOSE PROPOSED IN THE LEGISLATURE THAT WOULD EFFECT THE HIGHWAY SUPERINTENDENT AND CLERK/COLLECTOR IN THAT THERE ARE COMPONENTS THAT WILL ULTIMATELY SERVE TO CREATE A BIGGER, LESS EFFICIENT GOVERNMENT LESS TRANSPARENT, AND BE IT FURTHER RESOLVED THAT THE TOWN BOARD OF LAKE LUZERNE RESPECTS THE PEOPLE'S RIGHT TO ELECT LOCAL JUDGES, HIGHWAY SUPERINTENDENTS, AND TOWN CLERKS/TAX COLLECTORS AND BE IT FURTHER RESOLVED THAT THE TOWN BOARD OF LAKE LUZERNE OPPOSES A CONSOLIDATION MOVEMENT THAT WILL CREATE A BACK LOG OF WORK ON MANY LEVELS THAT WILL POTENTIALLY INCREASE BUDGETS AND PROVIDE LESS PERSONAL SERVICE. ROLL CALL VOTE: COUNCILMAN WATERHOUSE, AYE, COUNCILMAN MCLAIN, AYE, COUNCILMAN SHIEL, AYE, COUNCILMAN DIEHL, AYE, SUPERVISOR MERLINO, AYE.

MIKE SCHAFFER – COMMENTED ON THE ELVIS FESTIVAL AND AMERICADE IN OUR TOWN'S PAVILION PARK. HE WOULD LIKE TO SEE IF THERE IS A WAY TO ACCENTUATE ACTIVITIES IN TOWN SUCH AS THOSE EVENTS.

THIS MEETING WAS NOT ADJOURNED BUT WAS CONTINUED TO JUNE 15TH AT 9:30 AM IN ORDER TO MEET WITH WAYNE LAMOTHE.